

TRANSMITTAL OF RULES ADOPTED

FROM: AGRICULTURE
(Name of Agency)

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

The enclosed Permanent rules , being order No. 1158
Emergency rules

relating to (Name of rules or description of subject matter)

Emergency regulation controlling the use and application on corn of S-methyl N-[(methylcarbamoyl)oxy] thioacetimidate, referred to as Methomyl (Lannate) 90% and 2-chloro-1-(2,4,5-trichloro phenyl) vinyl dimethyl phosphate, referred to as Gardona 75 WP.

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

pursuant to Notice No. _____ ① filed with the code reviser on _____ ② were regularly adopted as permanent rules of this agency at _____ on _____ and are herewith filed in the office of the code reviser pursuant to chapter 34.04 RCW. The effective date of such rules shall be _____ 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 Olympia, Washington on 7/3/70 and are herewith filed in the office of the code reviser pursuant to chapter 34.04 RCW.

Dated this 3rd day of July 19 70

STATE OF WASHINGTON
FILED
JUL - 3 1970
CODE REVISER'S OFFICE
D KET # 2956 FILE # 27

AGRICULTURE
(AGENCY)
Donald W. Moos
BY DONALD W. MOOS
Title DIRECTOR

- 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:
- RCW 14.04.040. LEAVE THIS SPACE BLANK EXCEPT IN SUCH SPECIAL CASES.

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA
EMERGENCY ORDER NO. 1158
Effective July 6, 1970

The adoption of this emergency regulation controlling the use and application of S-methyl N-[(methylcarbamoyl) oxy] thioacetimidate, hereafter referred to as Methomyl (Lannate) 90% and 2-chloro-1-(2,4,5-trichloro phenyl) vinyl dimethyl phosphate, hereafter referred to as Gardona 75 WP, on corn, is in the public interest and for the purpose of protecting pollinating insects and the public health and welfare.

I, Donald W. Moos, director of Agriculture of the state of Washington, by virtue of the authority vested in me under chapters 15.57, 17.21, and 34.04 RCW do promulgate the following emergency regulation relating to the requirement that those persons applying Methomyl (Lannate) 90% and Gardona 75 WP (restricted use pesticides) by aircraft on corn shall be restricted in these applications and shall obtain a permit from the Department prior to making such applications.

REGULATION 1. No licensed applicator shall apply Methomyl (Lannate) 90% or Gardona 75 WP by aircraft on corn without first obtaining a permit from the Department. The applicant shall sign a statement certifying that he will abide by the regulations in Orders 1075, 1139, 1140, and 1158. Any licensed applicator applying Methomyl (Lannate) 90% or Gardona 75 WP by aircraft to corn shall, by November 1, 1970, submit to the Washington State Department of Agriculture, P.O. Box 128, Olympia, Washington 98501 a summation from his 1970 records of the acreage and amount of Methomyl (Lannate) 90% and Gardona 75 WP applied by aircraft to corn.

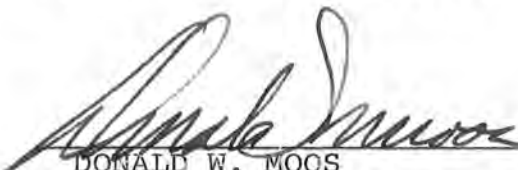
REGULATION 2. When applied by aircraft, Methomyl (Lannate) 90% shall be applied as a whorl treatment at not less than 1/3 pound nor more than 1/2 pound per acre and as an ear (silks) treatment at not less than 1/4 pound nor more than 1/2 pound per acre. Applications shall be made with 5 to 15 gallons of water per acre. The pilot shall not assist in the mixing and loading operations. The person mixing and loading and the pilot shall wear a respirator and goggles during the operation. The applicator shall follow all other applicable labeling information on Methomyl (Lannate) 90% USDA Reg. No. 352-342 and Supplemental Labeling. The applicator shall notify the person requesting the application of the following warnings: (1) Field workers shall not enter cornfields until 24 hours after application and (2) Do not graze or feed treated plants to livestock within 3 days after last application.

REGULATION 3. When applied by aircraft, Gardona 75 WP shall be applied as a whorl treatment at not less than one pound nor more than 1-1/3 pound per acre and as an ear (silks) treatment at not less than one pound nor more than two pounds per acre. Applications shall be made with 5 to 15 gallons of water per acre. The applicator shall follow all other applicable labeling information on Gardona 75 WP USDA Reg. No. 201-195 and Supplemental Labeling.

REGULATION 4. The use and application of Methomyl (Lannate) 90% and Gardona 75 WP by aircraft on corn shall be limited to the following listed areas, dates, and hours:

| <u>Area</u> | <u>Date</u> | <u>Time</u> |
|---|--------------------------------------|--|
| Area No. 1 (Yakima Early Corn Area), Order 1140, Regulation 3 | On and after Aug 1 | 1:00 PM to 5:00 AM |
| Area No. 2 (Yakima Late Corn Area), South of the Yakima River, Order 1140, Regulation 4 | Jul 6 to Aug 1 | 1:00 PM to 5:00 AM |
| Area No. 2 (Yakima Late Corn Area), North of the Yakima River, Order 1140, Regulation 4 | Jul 6 to Aug 15 On & after Aug 15 | 1:00 PM to 5:00 AM 1:00 PM to 7:00 AM |
| Area No. 4 (Yakima Restricted Area), Order 1140, Regulation 6 | On & after Jul 6 | 1:00 PM to 5:00 AM |
| Area No. 1,2,4 (Columbia Basin), Order 1139, Regulations 4,5,6 | On & after Jul 6 | 1:00 PM to 5:00 AM |
| Area No. 5 (Royal Slope), Order 1139, Regulation 8 | On & after Jul 6 | No restriction on hours of application |
| Area No. 1 (Southern Walla Walla County), Order 1075, Regulation 3 | On & after Jul 6 | 1:00 PM to 7:00 AM |

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, Wa.

Date: July 3, 1970