

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. 1346
Emergency rules

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

1. Regulations relating to restricted use pesticides
2. User permit for 2,4-D formulations and records to be kept.
3. Distribution requirements for restricted use herbicides.

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

pursuant to ^{4412, 4413, 4414 and} Notice No. 4415 ^① filed with the code reviser on 12/13/73 ^② were regularly adopted as permanent rules of this agency at Director's Office on 2/5/74 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 3/7/74 ^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 the office of the code reviser pursuant to chapter 34.04 RCW.

The undersigned hereby certifies that the requirements of chapter 34.04 RCW and of the Open Public Meetings Act of 1971, chapter 42.30 RCW (1971 ex.s. c 250) have been fulfilled.

Dated this 5th day of February 1974.

STATE OF WASHINGTON
FILED
FEB 5 1974
CODE REVISER'S OFFICE
DOCKET #510 FILE #27

Department of Agriculture
(AGENCY)
Donald J. Plante
By
Supervisor, Grain & Chemical Division
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: RCW 34.04.040. LEAVE THIS SPACE BLANK EXCEPT IN SUCH SPECIAL CASES.

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

ORDER NO. 1346
(Amends Orders 1161, 1222, 1272 & 1296)

EFFECTIVE MARCH 7, 1974

I, Stewart Bledsoe, director of agriculture of the state of Washington, by virtue of the authority vested in me under chapters 15.58 and 17.21 RCW, and due notice as provided under chapters 34.04 and 42.32 RCW, and public hearings held in Moses Lake, Wilbur, Pasco and Colfax, Washington on January 3, 4, 11 and 12, 1974, do hereby promulgate the following regulations relating to restricted use pesticides.

AMEND

WAC 16-222-160(1)(n) 2,4-D - all formulations distributed in packages of 1 gallon and larger to be used in counties located east of the crest of the Cascade Mountains.

(9) Authorized pesticide dealers shall submit to the department by November 20 of each year a summation of the amount of high volatile ester 2,4-D, the amount of low volatile ester 2,4-D, and the amount of amine, sodium salt and acid formulations of 2,4-D sold to ultimate users and commercial applicators for use on lands east of the crest of the Cascade Mountains. This summation shall be for sales during the previous 12-month period, October 1 to October 1, and shall list the total sales to commercial applicators separate from the other sales.

NEW

WAC 16-222-190 DISTRIBUTION REQUIREMENTS FOR GROWTH REGULATING HERBICIDES TO BE USED IN COUNTIES LOCATED EAST OF THE CREST OF THE CASCADE MOUNTAINS. (1) All formulations of Dicamba (Banvel) and all formulations of phenoxy hormone-type herbicides, including 2,4-D, 2,4,5-T and MCPA are hereby declared to be restricted use pesticides which hereafter shall be referred to as restricted use herbicides.

(2) All 2,4-D liquid formulations distributed in packages of one gallon and larger shall be sold only through outlets licensed as pesticide dealers, as provided for in the Washington Pesticide Control Act, 15.58 RCW, Section 15.58.030(19).

(3) The sale of high volatile and low volatile ester formulations of restricted use herbicides in containers of less than one gallon is prohibited.

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

Stewart Bledsoe

STEWART BLEDSOE

Director of Agriculture
State of Washington

Signed at Olympia, Washington

Date:

2/5/74