



RULE-MAKING ORDER
(RCW 34.05.360)

CR-103 (10/1/89)

- Permanent Rule
- Emergency Rule

Agency: Agriculture

2 MB

(1) Date of adoption: September *4*, 1992

(2) Purpose:
Rules relating to re-entry intervals for all dry wettable formulations to protect unprotected workers in Bosc pear orchards.

(3) Citation of existing rules affected by this order:

Repealed: n/a
Amended:
Suspended:

(4) Authority for adoption:

Statute: 15.58 and 17.21 RCW
Other Authority:

(5.1) PERMANENT RULE ONLY

Pursuant to notice filed as WSR _____ on _____ (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:

The department proposed for adoption and a hearing was held to consider a PIRT panel recommendation to establish a re-entry interval of 14 days. It was determined that more information was needed to determine what restrictions should be adopted. The Bosc pear harvest season is presently in full swing and this emergency is necessary to cover this season.

(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
- Other (specify) _____ *
- Immediately
- Later (specify) _____

* (If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

CODE REVISER USE ONLY

DATE OF ADOPTION

11:27 0
92-18-102

NAME (TYPE OR PRINT) C. Alan Pettibone

SIGNATURE *[Signature]*

TITLE Director DATE *9/4/92*

NEW SECTION

WAC 16-228-500 Re-entry interval--Ziram. All dry wettable formulations (such as wettable powders or water dispersible granules) of ziram labeled for use on pears are hereby declared state restricted use pesticides because of dermal effects to persons exposed while working in Bosc pear orchards.

1) Growers shall observe a fourteen-day interval following treatment with dry wettable formulations of ziram before entering or allowing persons to enter Bosc pear orchards without personal protective clothing.

2) Personal protective clothing shall be that which is required by the label for re-entry but shall consist of no less than long-sleeved shirt, long-legged pants and chemical resistant gloves.