



RULE-MAKING ORDER
(RCW 34.05.360)

CR-103 (7/23/95)

Agency: Department of Agriculture

- Permanent Rule
- Emergency Rule
- Expedited Repeal

(1) Date of adoption: June 23, 1996

(2) Purpose: Change address contained in WAC 16-316-315 of the Idaho Department of Agriculture.

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

Repealed:

Amended: 16-316-315

Suspended:

(4) Statutory authority for adoption: Chapter 15.49 RCW

Other Authority:

PERMANENT RULE ONLY

Adopted under notice filed as WSR 96-11-120 on May 21, 1996 (date).

Describe any changes other than editing from proposed to adopted version:

EMERGENCY RULE ONLY

Under 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:

EXPEDITED REPEAL ONLY

Under Preproposal Statement of Inquiry filed as WSR _____ on _____ (date)

(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

- 31 days after filing
- Other (specify)*:

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

Emergency Rules

- Immediately
- Later (specify):

CODE REVISER USE ONLY

CODE REVISER'S OFFICE
STATE OF WASHINGTON
FILED

JUL 02 1996

TIME: 10:09 AM
WSR 96-14-C87

Name (Type or Print)
James M. Jesernig

Signature

Title
Director

Date
July 1, 1996

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Federal statute:	New	-----	Amended	-----	Repealed	-----
Federal rules or standards:	New	-----	Amended	-----	Repealed	-----
Recently enacted* state statutes:	New	-----	Amended	-----	Repealed	-----

*(current calendar year)

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

New	-----	Amended	-----	Repealed	-----
-----	-------	---------	-------	----------	-------

The number of sections adopted in the agency's own initiative:

New	-----	Amended	1	Repealed	-----
-----	-------	---------	---	----------	-------

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	-----	Amended	1	Repealed	-----
-----	-------	---------	---	----------	-------

The number of sections adopted using:

Negotiated rule making:	New	-----	Amended	-----	Repealed	-----
Pilot rule making:	New	-----	Amended	-----	Repealed	-----
Other alternative rule making:	New	-----	Amended	1	Repealed	-----

AMENDATORY SECTION (Amending Order 2093, filed 6/9/92, effective 7/10/92)

WAC 16-316-315 Phyto-sanitary certification--Fee and charges.

- (1) Fee for area and field inspection:
 - (a) Field inspection (payable with application):
 - (i) All seed except wheat seed. For each required inspection (per acre or fraction thereof) \$5.00
(with minimum fee of \$20.00 per field per inspection)
 - (ii) Wheat seed only. For each required inspection (per acre or fraction thereof) \$2.00
 - (b) Area inspection (per one hundred pounds) \$0.05
- Billed at time certificate is issued with a minimum of twenty dollars and a maximum of one hundred fifty dollars per certificate.
- (2) Late application penalty fee \$30.00
- This additional fee shall be charged for each application received after due date.
- (3) Sampling fee when sampling is required:
 - (a) Beans, peas, lentils, cereal grains (per one hundred pounds) \$0.05
 - (b) Other crops (per one hundred pounds) \$0.15
 - (4) Serology test: Fee to be established by the state of Idaho.

An official five pound sample is required from each ten thousand pounds or portion thereof. Officially drawn samples will be submitted to: State Plant Pathologist, Idaho Department of Agriculture, ((P.O. Box 410, Twin Falls, Idaho 83301)) 2230 Penitentiary Road, Boise, Idaho 83712.

- (5) Fees for services not listed in this rule shall be set on the basis of the actual cost to the department of agriculture or the most appropriate fee established shall be used.
- (6) Laboratory analysis of plant material: An additional fee of actual cost shall be charged when necessary to examine plant material and/or seed in the laboratory to verify disease.