



# RULE-MAKING ORDER

(RCW 34.05.360)

CR-103 (7/10/97)

Agency: Agriculture

- Permanent Rule
- Emergency Rule
- Expedited Adoption
- Expedited Repeal

(1) Date of adoption: 11/24/99

(2) Purpose: To repeal outdated, unnecessary requirements. The standards for frozen yogurt, frozen lowfat yogurt, frozen nonfat yogurt, soft serve frozen yogurt mix, soft serve frozen lowfat yogurt mix and soft serve frozen nonfat yogurt mix in this rule are no longer needed because of new federal FDA food labeling requirements under the Nutrition Labeling and Education Act of 1990 and amendments to Title 21 CFR.

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

Repealed: WAC 16-144-090, 16-144-100, 16-144-110, 16-144-120, 16-144-130 and 16-144-140.

Amended:

Suspended:

(4) Statutory authority for adoption: RCW 15.36.020

Other Authority:

**PERMANENT RULE ONLY (Including EXPEDITED ADOPTION)**

Adopted under notice filed as WSR on (date).

Describe any changes other than editing from proposed to adopted version: None

**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 99-19-166 on 9/22/99 (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:

- |  |  |
|--|--|
| <b>Permanent Rules<br/>or Expedited Repeal</b><br><input checked="" type="checkbox"/> 31 days after filing<br><input type="checkbox"/> Other (specify) _____ * | <b>Emergency Rules</b><br><input type="checkbox"/> Immediately<br><input type="checkbox"/> Later (specify) _____ |
|--|--|

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

Name (Type or Print)

Jim Jesernig

Signature

Title  
Director of Agriculture

Date  
11/24/99

CODE REVISER USE ONLY

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

NOV 24 1999

TIME

9:26

WSP

99-24-039