

WSR 24-22-041

PERMANENT RULES

DEPARTMENT OF AGRICULTURE

[Filed October 28, 2024, 7:17 a.m., effective November 28, 2024]

Effective Date of Rule: Thirty-one days after filing.

Purpose: This rule-making order amends chapter 16-237 WAC, Commodity storage warehouses and grain dealers, by clarifying current rule language by replacing all gender-specific pronouns with modern gender-inclusive pronouns.

Citation of Rules Affected by this Order: Amending WAC 16-237-170.

Statutory Authority for Adoption: RCW 22.09.020, 43.01.160.

Adopted under notice filed as WSR 24-17-098 on August 19, 2024.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 1, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: October 25, 2024.

Derek I. Sandison  
Director

OTS-5744.1

AMENDATORY SECTION (Amending WSR 03-19-013, filed 9/5/03, effective 10/6/03)

**WAC 16-237-170 Emergency storage situation.** If the director determines that an emergency storage situation exists, a warehouse operator may forward warehouse receipted grain to other licensed warehouses for storage without canceling the depositor's warehouse receipt under the following conditions:

(1) The warehouse operator must:

(a) Obtain written permission from the depositor and/or the holder of the warehouse receipt before the grain is shipped.

(b) Notify the department before the grain is shipped.

(c) Have a warehouse receipt issued in (~~his/her~~) their name from the receiving warehouse.

(d) Be back in compliance with the requirements described in RCW 22.09.250 within (~~one hundred twenty~~) 120 days from the date of the first grain shipment.

(2) An extension of the (~~one hundred twenty~~) 120-day requirement in subsection (1)(d) of this section may be granted for government owned commodities.