

WSR 22-10-010

PERMANENT RULES

DEPARTMENT OF AGRICULTURE

[Filed April 22, 2022, 12:03 p.m., effective May 23, 2022]

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

Purpose: This rule-making order amends chapter 16-439 WAC, Pears, summer and fall, by repealing WAC 16-439-260 Minimum weight for Bartlett pears.

WAC 16-439-260 requires Bartlett pears to be packed in cartons with a net weight of 14 pounds or more and allows, with the director's approval, the use of experimental shipping containers. Due to market changes, such as shippers no longer selling to the public and the increased demand for smaller carton sizes, stakeholders and the agency no longer find value in this requirement. Therefore, the department is repealing this section so Bartlett pears can be packed in any size carton without applying for an exemption.

Citation of Rules Affected by this Order: Repealing WAC 16-439-260.

Statutory Authority for Adoption: RCW 15.17.030, 15.17.050.

Adopted under notice filed as WSR 22-05-056 on February 10, 2022.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 1.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.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: April 22, 2022.

Derek I. Sandison
Director

OTS-3574.1

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 16-439-260 Minimum weight for Bartlett pears.