



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (August 2017)
(Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: July 22, 2025

TIME: 11:12 AM

WSR 25-15-139

Agency: Dept. of Agriculture

Effective date of rule:

Permanent Rules

- ☒ 31 days after filing.
☐ Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- ☐ Yes ☐ No If Yes, explain:

Purpose: This rule making order establishes chapter 16-180 WAC, Produce Safety, in order to adopt the 2024 version of the U.S. Food and Drug Administration's (FDA) Produce Safety Rule (21 CFR Part 112).

Citation of rules affected by this order:

New: 16-180-005, 16-180-010
Repealed:
Amended:
Suspended:

Statutory authority for adoption: RCW 15.135.020, RCW 15.135.080

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 25-10-045 on 05/01/2025 (date).

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

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name:
Address:
Phone:
Fax:
TTY:
Email:
Web site:
Other:

**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Federal statute:	New	_____	Amended	_____	Repealed	_____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	<u>2</u>	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

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

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted in the agency's own initiative:

New	<u>2</u>	Amended	_____	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	<u>2</u>	Amended	_____	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____

Date adopted: July 22, 2025

Name: Derek I. Sandison

Title: Director

Signature:



**Chapter 16-180 WAC
PRODUCE SAFETY**

NEW SECTION

WAC 16-180-005 Purpose of this rule. The purpose of this chapter is to implement the purpose and provisions of chapter 15.135 RCW.

NEW SECTION

WAC 16-180-010 Adoption of the federal Produce Safety Rule. The Washington state department of agriculture adopts the federal Produce Safety Rule, codified in 21 C.F.R. Part 112, effective July 5, 2024, for the growing, harvesting, packing, and holding of produce for human consumption. The Produce Safety Rule may be obtained from the department by emailing producesafety@agr.wa.gov, by phone at 360-902-1848 or online at <https://www.ecfr.gov/current/title-21/chapter-I/subchapter-B/part-112>.