



EXPEDITED RULE MAKING

CR-105 (August 2017) (Implements RCW 34.05.353)

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STATE OF WASHINGTON
FILED

DATE: August 19, 2024

TIME: 8:54 AM

WSR 24-17-107

Agency: Dept. of Agriculture

Title of rule and other identifying information: (describe subject) Chapter 16-675 WAC, CALIBRATION SERVICES, SPECIAL INSPECTION AND TESTING FEES

Purpose of the proposal and its anticipated effects, including any changes in existing rules: In response to a petition for rule making, the Department is proposing to clarify current rule language by replacing all gender-specific pronouns with modern gender-inclusive pronouns.

Reasons supporting proposal: RCW 43.01.160 requires state agencies to use gender-neutral terms in rules unless a specification of gender is intended. Replacing gender-specific terminology supports the Department's commitment to integrate inclusive policies and procedures as outlined in the agency's 22-25 strategic plan.

Gender-inclusive pronouns are pronouns that are not specifically gendered and can be utilized when referring to each other in the third person. They are linguistic tools that we use to refer to people. Using gender-neutral pronouns can help create a more inclusive and welcoming environment and show respect for people's gender identities. inclusive and welcoming environment, show respect for people's gender identities, and can help address prejudice and discrimination

Statutory authority for adoption: RCW 19.94.010, RCW 43.01.160,

Statute being implemented: Chapter 19.94 RCW)

Is rule necessary because of a:

Federal Law?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Federal Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
State Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

If yes, CITATION:

Name of proponent: (person or organization) Skye Theriot

☒ Private
☐ Public
☐ Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Gloriann Robinson	1111 Washington Street SE, Olympia, WA	(360) 902-1802
Implementation:	Gloriann Robinson	1111 Washington Street SE, Olympia, WA	(360) 902-1802
Enforcement:	Gloriann Robinson	1111 Washington Street SE, Olympia, WA	(360) 902-1802

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters: None.

Expedited Adoption - Which of the following criteria was used by the agency to file this notice:

- ☐ Relates only to internal governmental operations that are not subject to violation by a person;
- ☐ Adopts or incorporates by reference without material change federal statutes or regulations, Washington state statutes, rules of other Washington state agencies, shoreline master programs other than those programs governing shorelines of statewide significance, or, as referenced by Washington state law, national consensus codes that generally establish industry standards, if the material adopted or incorporated regulates the same subject matter and conduct as the adopting or incorporating rule;
- ☒ Corrects typographical errors, make address or name changes, or clarify language of a rule without changing its effect;
- ☐ Content is explicitly and specifically dictated by statute;
- ☐ Have been the subject of negotiated rule making, pilot rule making, or some other process that involved substantial participation by interested parties before the development of the proposed rule; or
- ☐ Is being amended after a review under RCW 34.05.328.

Expedited Repeal - Which of the following criteria was used by the agency to file notice:

- ☐ The statute on which the rule is based has been repealed and has not been replaced by another statute providing statutory authority for the rule;
- ☐ The statute on which the rule is based has been declared unconstitutional by a court with jurisdiction, there is a final judgment, and no statute has been enacted to replace the unconstitutional statute;
- ☐ The rule is no longer necessary because of changed circumstances; or
- ☐ Other rules of the agency or of another agency govern the same activity as the rule, making the rule redundant.

Explanation of the reason the agency believes the expedited rule-making process is appropriate pursuant to RCW 34.05.353(4): The amendments in this proposal meet the criteria for expedited rule-making specified in RCW 34.05.353(1)(c) by clarifying the rule, without changing its effect, by replacing gender-specific pronouns with gender-inclusive pronouns.

NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO

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Agency: Washington State Dept. of Agriculture

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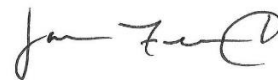
AND RECEIVED BY (date) 10/22/2024

Date: 08/19/2024

Name: Jason Ferrante

Title: Deputy Director

Signature:



WAC 16-675-055 What fees are charged when the inspecting and testing of a weighing or measuring device is specifically requested by the device's owner? The fees in the following table apply to inspecting and testing weighing or measuring devices when the inspection or test is:

(1) Specifically requested by the device's owner or ((his/her)) their representative; or

(2) Performed on devices used by an agency or institution that receives money from the legislature or the federal government.

Weighing and Measuring Device	Inspection and/or Testing Fee
Small scales "zero to ((four hundred)) <u>400</u> pounds capacity"	\$16.80 per scale
Intermediate scales "((four hundred pounds to five thousand)) <u>400 pounds to 5,000</u> pounds capacity"	\$56.10 per scale
Large scales "over ((five thousand)) <u>5,000</u> pounds capacity"	\$140.30 per scale
Large scales with supplemental devices	\$168.40 per scale
Railroad track scales	\$1,123.00 per scale
Liquid fuel meters with flows of less than ((twenty)) <u>20</u> gallons per minute	\$16.80 per meter
Liquid fuel meters with flows of at least ((twenty)) <u>20</u> but not more than ((one hundred fifty)) <u>150</u> gallons per minute	\$56.10 per meter
Fuel meters with flows over ((one hundred fifty)) <u>150</u> gallons per minute	\$168.40 per meter
Liquid petroleum gas meters with one-inch diameter or smaller dispensers	\$56.10 per meter
Liquid petroleum gas meters with greater than one-inch diameter dispensers	\$168.40 per meter
Inspection services not covered by the above special inspection fees	\$37.80 per hour for labor and travel time (minimum one hour charge)