



RULE-MAKING ORDER PERMANENT RULE ONLY

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

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: December 19, 2019

TIME: 9:22 AM

WSR 20-02-019

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 rulemaking order amends chapter 16-125 WAC, Farm milk storage tanks and bulk milk tanker – Requirements by repealing WAC 16-125-035. Currently, WAC 16-125-035 requires that all milk must be picked up at least every 48 hours from farm tanks and all farm tanks must be emptied, washed, and sanitized at least once every 48 hours. By repealing this section, the rule will defer to the requirements of the 2017 Pasteurized Milk Ordinance (PMO) adopted under chapter 16-101 WAC. The PMO specifies a 72-hour requirement for pickup and washing.

Citation of rules affected by this order:

New:
 Repealed: WAC 16-125-035
 Amended:
 Suspended:

Statutory authority for adoption: RCW 15.36.021

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 19-21-058 on October 11, 2019 (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Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	<u>1</u>
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

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

New	___	Amended	___	Repealed	<u>1</u>
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The number of sections adopted on the agency's own initiative:

New	___	Amended	___	Repealed	___
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	___	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: December 18, 2019

Name: Derek I. Sandison

Title: Director

Signature:



REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 16-125-035 Farm tank pickup and washing requirements.