



STATE OF WASHINGTON

DEPARTMENT OF AGRICULTURE

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Date: June 24, 2019

To: Office of the Code Reviser
Joint Administrative Rules Review Committee
Office of Financial Management
Agency Rule Coordinators:
Agricultural Commodity Commissions
Department of Corrections
Department of Ecology
Department of Fish and Wildlife
Department of Health
Department of Labor and Industries
Department of Natural Resources
Department of Transportation
Forest Practices Board
Liquor and Cannabis Board
Noxious Weed Control Board
Parks and Recreation Commission

From: Gloriann Robinson, Rules Coordinator
Washington State Department of Agriculture

Re: Semi-Annual Rules Development Agenda
July 1 to December 31, 2019

Attached is the Department of Agriculture's semi-annual rules development agenda for the period of July 1 through December 31, 2019. This document is being sent to you in compliance with RCW 34.05.314.

The Department may undertake additional rule-making activity as conditions warrant. If you have questions regarding the Department's rule-making agenda, please contact me at (360) 902-1802 or grobinson@agr.wa.gov.

Attachment

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: June 24, 2019

TIME: 1:53 PM

WSR 19-14-023

Washington State Department of Agriculture
SEMI-ANNUAL RULES DEVELOPMENT AGENDA
 July 1, 2019 – December 31, 2019

WAC Chapter	Rule Title or Subject	Agency Contact	Tentative Timeline			Subject of Rule Making
			CR-101 CR-105	CR-102	CR-103	
New	Produce Safety	Jill Wisehart Produce Safety Program Phone: (360) 545-7071 jwisehart@agr.wa.gov	Jan. 2019	TBD	TBD	Establishes in rule a voluntary program for farms exempt or partially exempt from the federal Produce Safety Rule (21 CFR Part 112) to verify that such farms comply with the federal rule.
16-06	Public Records	Henri Gonzales Administrative Regulations Program Phone: (360) 902-1809 hgonzales@agr.wa.gov	TBD	Expedited	TBD	Adds exemptions to the list of records exempt from public disclosure as a result of recently passed legislation.
16-54	Animal Importation	Jodi Jones Animal Services Division Phone: (360) 902-1881 jjones@agr.wa.gov	July 2019	TBD	TBD	Clarifies that dogs imported into Washington State must have a negative heartworm test prior to entry.
16-70	Animal Diseases-Reporting	Jodi Jones Animal Services Division Phone: (360) 902-1881 jjones@agr.wa.gov	July 2019	TBD	TBD	Updates the diseases that need to be reported to the State Veterinarians office and the timeframes associated with reporting.
16-86	Cattle and Bison Diseases in Washington State	Jodi Jones Animal Services Division Phone: (360) 902-1881 jjones@agr.wa.gov	Dec. 2017	TBD	TBD	Requires cattle to be individually identified with an official USDA Radio-Frequency Identification (RFID) device when female cattle receive brucellosis vaccination and when bulls are sampled for trichomoniasis.
16-89	Sheep and Goat Diseases in Washington State	Jodi Jones Animal Services Division Phone: (360) 902-1881 jjones@agr.wa.gov	July 2019	TBD	TBD	Removes Q fever testing requirements for raw milk dairies; updates USDA CFR citations.
16-125	Farm Milk Storage Tanks and Bulk Milk Tanker - Requirements	David Smith Food Safety Program Phone: (360) 725-5761 dsmith@agr.wa.gov	Apr. 2019	TBD	TBD	Repeals WAC 16-125-035 for farm tank pickup and washing requirements to align with the Pasteurized Milk Ordinance.

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						<i>Proposed in response to petition for rule making.</i>
16-157	Organic Food Standards	Brenda Book Organic Program Phone: (360) 902-2090 bbook@agr.wa.gov	April. 2019	Expedited	July. 2019	Adopts the May 30, 2019 version of the National Organic Standards (7 CFR Part 205).
16-161	Standards for the Production of Marijuana	Brenda Book Organic Program Phone: (360) 902-2090 bbook@agr.wa.gov	Oct. 2017	TBD	TBD	Establishes in rule standards for the production of marijuana that would be consistent with the requirements of the U.S. Dept. of Agriculture's National Organic Program as provided for in chapter 317, Laws of 2017.
16-201	Fertilizer Bulk Storage and Operational Area Containment Rules	Kelle Davis Registration & Licensing Services Phone: (360) 902-1851 kmdavis@agr.wa.gov	TBD	TBD	TBD	Allows pressure testing to be used in lieu of visual inspection for underground pipes. <i>Proposed in response to petition for rule making.</i>
16-228	General Pesticide Rules	Kelle Davis Registration & Licensing Services Phone: (360) 902-1851 kmdavis@agr.wa.gov	Dec. 2017	June 2019	July 2019	Adds garlic grown for seed to the list of seed crops under WAC 16-228-1270 in order to allow the issuance of Special Local Need registrations without residue data. <i>Proposed in response to petition for rule making.</i>
16-228	General Pesticide Rules	Kelle Davis Registration & Licensing Services Phone: (360) 902-1851 kmdavis@agr.wa.gov	Nov. 2018	TBD	TBD	Amends provisions regarding pesticide exams in order to have the option to contract out for third party administration of testing.
16-303	Seed Assessment, Fees for Seed Services and Seed Certification	Paula Moore Seed Inspection Program Phone: (509) 249-6950 pmoore@agr.wa.gov	Feb. 2019	TBD	TBD	Amends fee schedule in order to recover the costs of providing service.
16-390	Fruit and Vegetable Inspection Fees and Other Charges	Jim Nelson Fruit & Vegetable Administrator	June 2019	Expedited	August 2019	Adopts the fees that were adopted by the USDA-AMS and published in the Federal Register on April 30, 2019 under the

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			CR-101 CR-105	CR-102	CR-103	
		Phone: (509) 884-4253 jnelson@agr.wa.gov				"Fresh Fruits, Vegetables and Other Products" table with an effective date of Oct. 1, 2019.
16-462	Grape Planting Stock Registration & Certification	Cindy Cooper Plant Services Program Phone: (360) 902-2062 ccooper@agr.wa.gov	Mar. 2019	July 2019	Sept. 2019	Amends certification definitions and standards to harmonize with other Northwest states. <i>Proposed in response to petition for rule making.</i>
16-483	Grape Pest Quarantine	Cindy Cooper Plant Services Program Phone: (360) 902-2062 ccooper@agr.wa.gov	Mar. 2019	July 2019	Sept. 2019	Amends the Grape Pest Quarantine to harmonize the pest list with other Northwest states, and to clarify actions required if quarantine pests are found within Washington. <i>Proposed in response to petition for rule making.</i>
16-470	Quarantine—Agricultural Pests	Dr. Jim Marra Pest Program Phone: (360) 902-2071 jmarra@agr.wa.gov	Nov. 2017	TBD	TBD	Amends the apple maggot quarantine by restricting potted apple maggot host plants with fruit from moving into a pest-free area from an apple maggot quarantine area. <i>Proposed in response to petition for rule making.</i>
16-501	WSDA Procedural Rules – Commodity Board or Commissions	Teresa Norman Admin. Services Division Phone: (360) 902-2043 tnorman@agr.wa.gov	May 2019	July 2019	Sept. 2019	Clarifies the total financial contribution for the Department's Commodity Commission Coordinator.
16-532	Hops	Teresa Norman Admin. Services Division Phone: (360) 902-2043 tnorman@agr.wa.gov	April 2019	Expedited	July 2019	Updates hop bale labeling requirements and public disclosure rules in accordance with RCW 42.56.040.
16-610	Livestock Identification	Jodi Jones Animal Services Division Phone: (360) 902-1889 jjones@agr.wa.gov	May 2019	TBD	TBD	Aligns rule with ESSB 5959, increases certified inspector certification fees, and revises language to increase clarity and readability.
16-604	Public Livestock Markets—Health,	Jodi Jones Animal Services Division Phone: (360) 902-1881	Dec. 2017	TBD	TBD	Requires individual official USDA Radio-Frequency Identification (RFID) devices on all sexually intact cattle and bison over

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	Facilities, and Sanitation	jjones@agr.wa.gov				eighteen months of age and also requires public livestock markets to maintain records for an additional four years to align with federal requirements.
16-662	Weights and Measures – National Handbooks, Sale of Motor Fuel, and Penalties for Violations.	Tim Elliott Weights & Measures Program Phone: (360) 902-1984 telliott@agr.wa.gov	Sept. 2019	TBD	TBD	Adopts the 2019 version of multiple NIST handbooks.
16-752	Noxious Weed Seed and Plant Quarantine	Cindy Cooper Plant Services Program Phone: (360) 902-2062 ccooper@agr.wa.gov	Oct. 2018	July 2019	Sept. 2019	Adds additional species to the noxious weed, seed and plant quarantine. <i>Proposed in response to petition for rule making.</i>