



RULE-MAKING ORDER

CR-103P (May 2009)
(Implements RCW 34.05.360)

Agency: Department of Agriculture

Permanent Rule Only

Effective date of rule:

Permanent Rules

31 days after filing.

Other (specify) January 1, 2013 (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:

WSDA estimates that it costs from \$19 - \$31/tester to administer exams yet does not currently collect a fee for this activity. The fee will raise approximately \$100,000 and will partially offset the \$616,000 in general fund dollars lost by the Pesticide Management Division during the last biennium. This proposal would revise WAC 16-228-1540 to establish a \$25 testing fee when taking WSDA pesticide and structural pest inspector exams. The fee would be charged each time exams are administered and is the same for each test taker regardless of the number of exams taken. The fee will assist the program in recovering costs to administer exams to approximately 4,000 prospective licensees each year. Exams are offered in all PMD offices, following large WSU Prelicense Shortcourses and upon request whenever 15 or more testers can be guaranteed.

Citation of existing rules affected by this order:

Repealed:

Amended: WAC 16-228-1540

Suspended:

Statutory authority for adoption: 3ESHB 2127 chapter 7 Laws of 2012, RCW 17.21.030 and RCW 15.58.040

Other authority : Chapter 34.05 RCW

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 12-18-077 on September 5, 2012 (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: _____ phone () _____
Address: _____ fax () _____
e-mail _____

Date adopted: October 25, 2012

NAME (TYPE OR PRINT)

Dan Newhouse

SIGNATURE

TITLE

Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 29, 2012

TIME: 10:36 AM

WSR 12-22-015

**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	_____
Recently enacted state statutes:	New	_____	Amended	<u>1</u>	Repealed	_____

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

New	_____	Amended	_____	Repealed	_____
-----	-------	---------	-------	----------	-------

The number of sections adopted in the agency's own initiative:

New	_____	Amended	_____	Repealed	_____
-----	-------	---------	-------	----------	-------

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

New	_____	Amended	_____	Repealed	_____
-----	-------	---------	-------	----------	-------

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	_____