



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: July 09, 2025

TIME: 10:48 AM

WSR 25-15-041

Agency: Department 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 amends chapter 16-303 WAC, Seed assessment, fees for seed services and seed certification by:

- Increasing the following fees under WAC 16-303-340 (a), (e), and (g):
 - Application fee per variety per grower from \$25 to \$100.
 - Special field inspection fee per acre from \$2.60 to \$4.15.
 - Late application fee from \$50 to \$200.
 - Minimum reinspection fee from \$45 to \$100.
- Adding the crop "quinoa" to the title of 16-303-340 WAC.

Citation of rules affected by this order:

New:

Repealed:

Amended: 16-303-340

Suspended:

Statutory authority for adoption: RCW 15.49.005, .310, and .370

Other authority: Chapter 15.49 RCW

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 25-10-098 on 05/07/2025 (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Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

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

New	_____	Amended	<u>1</u>	Repealed	_____
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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New	_____	Amended	_____	Repealed	_____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: 07/09/2025

Name: Derek I. Sandison

Title: Director

Signature:



WAC 16-303-340 Seed certification fees for buckwheat, chickpea, field pea, lentil, millet, quinoa, soybean, sorghum and small grains.

(1) Seed certification fees for buckwheat, chickpea, field pea, lentil, millet, quinoa, soybean, sorghum and small grains are as follows:

(a)	Application fee per variety per grower	(((\$25.00)) \$100.00
(b)	Field inspection fee per acre except millet and hybrid sorghum	\$3.15
(c)	Millet - First acre	\$32.55
	- Each additional acre	\$6.50
(d)	Hybrid sorghum - First acre	\$32.55
	- Each additional acre	\$13.00
(e)	Special field inspection fee per acre	(((\$2.60)) \$4.15
(f)	Late application fee	(((\$50.00)) \$200.00
(g)	Minimum reinspection fee for each field which did not pass field inspection plus \$0.46 for each acre over ((twenty-five)) 25	(((\$45.00)) \$100.00
(h)	Final certification fee per cwt. of clean seed sampled	\$0.25
(i)	Production fee per cwt. of production from fields inspected which is utilized for seed	\$0.105
(j)	Sampling fee per cwt. of clean seed sampled, with minimum charge of \$10.30 per sample, which is charged to conditioning plant in lieu of mechanical sampling	\$0.105

(2) A field may be withdrawn upon notification by the applicant to the certifying agency's office before field inspection. In such case, the field inspection fee is refunded upon request until June 30 of the year following harvest.

(3) Harvest before field inspection causes forfeitures of both the application and field inspection fees, and completion of certification.

(4) Final certification or production fees shall be determined by the audit process described in subsection (5) of this section.

(5) The WSCIA audit process is as follows:

(a) Audits are conducted semiannually.

(b) Certified seed growers, distributors, and conditioning plants shall report all previously unreported retail and wholesale transactions of certified or certified-eligible seed by completing and returning the WSCIA audit form to WSCIA.

(c) WSCIA invoices each grower, distributor, conditioning plant, or final seller as follows:

(i) For seed certified by WSCIA and utilized as seed, the conditioning plant is charged the final certification fee in subsection (1) (h) of this section;

(ii) For certified-eligible seed not certified by WSCIA but utilized as seed, the grower or final seller is charged the production fee in subsection (1)(i) of this section. "Final seller" means a seller who sells seed prior to brokerage or retail sale, sells seed to a plant not approved for conditioning certified seed, or transships seed out-of-state.