

CERTIFICATION OF ENROLLMENT

SENATE BILL 6278

65th Legislature
2018 Regular Session

Passed by the Senate February 13, 2018
Yeas 46 Nays 0

President of the Senate

Passed by the House February 27, 2018
Yeas 98 Nays 0

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Brad Hendrickson, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6278** as passed by Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SENATE BILL 6278

Passed Legislature - 2018 Regular Session

State of Washington

65th Legislature

2018 Regular Session

By Senators Warnick, Schoesler, and Chase

Read first time 01/11/18. Referred to Committee on Agriculture,
Water, Natural Resources & Parks.

1 AN ACT Relating to the use of seed certification fees; and
2 amending RCW 15.49.370.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 15.49.370 and 1981 c 297 s 14 are each amended to
5 read as follows:

6 The department shall have the authority to:

7 (1) Sample, inspect, make analysis of, and test seeds distributed
8 within this state at such time and place and to such extent as it may
9 deem necessary to determine whether such seeds are in compliance with
10 the provisions of this chapter. The methods of sampling and analysis
11 shall be those adopted by the department from officially recognized
12 sources. The department, in determining for administrative purposes
13 whether seeds are in violation of this chapter, shall be guided by
14 records, and by the official sample obtained and analyzed as provided
15 for in this section. Analysis of an official sample, by the
16 department, shall be accepted as prima facie evidence by any court of
17 competent jurisdiction.

18 (2) Enter any dealer's or seed labeling registrant's premises at
19 all reasonable times in order to have access to seeds and to records.
20 This includes the determination of the weight of packages and bulk
21 shipments.

1 (3) Adopt and enforce regulations for certifying seeds, and shall
2 fix and collect fees for such service. Fees authorized under this
3 subsection may be used for services involving breeder seed,
4 foundation seed, registered seed, and certified seed. The director of
5 the department may appoint persons as agents for the purpose of
6 assisting in the certification of seeds.

7 (4) Adopt and enforce regulations for inspecting, grading, and
8 certifying growing crops of seeds; inspect, grade, and issue
9 certificates upon request; and fix and collect fees for such
10 services.

11 (5) Make purity, germination and other tests of seed on request,
12 and fix and collect charges for the tests made.

13 (6) Establish and maintain seed testing facilities, employ
14 qualified persons, establish by rule special assessments as needed,
15 and incur such expenses as may be necessary to carry out the
16 provisions of this chapter.

17 (7) Adopt a list of the prohibited and restricted noxious weed
18 seeds.

19 (8) Publish reports of official seed inspections, seed
20 certifications, laboratory statistics, verified violations of this
21 chapter, and other seed branch activities which do not reveal
22 confidential information regarding individual company operations or
23 production.

24 (9) Deny, suspend, or revoke licenses, permits and certificates
25 provided for in this chapter subsequent to a hearing, subject to the
26 provisions of chapter 34.05 RCW (Administrative Procedure Act) as
27 enacted or hereafter amended, in any case in which the department
28 finds that there has been a failure or refusal to comply with the
29 provisions of this chapter or regulations adopted hereunder.

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