



# EXPEDITED RULE MAKING

## CR-105 (December 2017) (Implements RCW 34.05.353)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: May 01, 2024

TIME: 10:20 AM

WSR 24-10-110

Agency: Agriculture

Title of rule and other identifying information: (describe subject) Chapter 60-12 WAC, Washington Beef Commission

Purpose of the proposal and its anticipated effects, including any changes in existing rules: This rulemaking amends the Washington Beef Commission WAC by incorporating changes from the passage of 2ESSB5150, during the 2024 legislative session. The rule changes include the following:

Assessment increase for **WA state beef checkoff** of up to \$2.50 per head to be implemented over a three year period (2024, 2025 & 2026). Due to the commission's authority to collect both the state and federal beef checkoff, the total amount collected will be no more than \$3.00 per head. \$1.00 of that total will be for the federal beef checkoff.

New section that provides language around refunding an assessment.

Propose to repeal WAC 60-12-005 as the details included in this section are out of date and are clarified in section 60-12-010 WAC.

Reasons supporting proposal: Rule changes are required by passage of 2ESSB5150 during the 2024 regular legislative session.

Repeal of WAC 60-12-005 because rule is no longer necessary because of changed circumstances, and rule is redundant.

Statutory authority for adoption: Chapter 34.05 RCW

Statute being implemented: Chapter 16.67.120 and new section of 16.67 RCW created under 2ESSB 5150, Sec.3. (New section not yet codified.)

Is rule necessary because of a:

- Federal Law?  Yes  No
- Federal Court Decision?  Yes  No
- State Court Decision?  Yes  No

If yes, CITATION:

Name of proponent: (person or organization) Washington Beef Commission

- Private
- Public
- Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting:	Megan Finkenbinder	1111 Washington St. SE, Olympia	360-902-1887
Implementation:	Jackie Madill	4180 Lind Avenue. SW, Renton	206-444-2902

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:** None

**Expedited Adoption - Which of the following criteria was used by the agency to file this notice:**

- Relates only to internal governmental operations that are not subject to violation by a person;
- Adopts or incorporates by reference without material change federal statutes or regulations, Washington state statutes, rules of other Washington state agencies, shoreline master programs other than those programs governing shorelines of statewide significance, or, as referenced by Washington state law, national consensus codes that generally establish industry standards, if the material adopted or incorporated regulates the same subject matter and conduct as the adopting or incorporating rule;
- Corrects typographical errors, make address or name changes, or clarify language of a rule without changing its effect;
- Content is explicitly and specifically dictated by statute;
- Have been the subject of negotiated rule making, pilot rule making, or some other process that involved substantial participation by interested parties before the development of the proposed rule; or
- Is being amended after a review under RCW 34.05.328.

**Expedited Repeal - Which of the following criteria was used by the agency to file notice:**

- The statute on which the rule is based has been repealed and has not been replaced by another statute providing statutory authority for the rule;
- The statute on which the rule is based has been declared unconstitutional by a court with jurisdiction, there is a final judgment, and no statute has been enacted to replace the unconstitutional statute;
- The rule is no longer necessary because of changed circumstances; or
- Other rules of the agency or of another agency govern the same activity as the rule, making the rule redundant.


**Explanation of the reason the agency believes the expedited rule-making process is appropriate pursuant to RCW 34.05.353(4):** Expedited process is appropriate to incorporate changes that have been established in statute by legislative decision.

**NOTICE**

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO**

Name: Megan Finkenbinder  
Agency: Department of Agriculture  
Address: 1111 Washington St. SE, Olympia  
Phone: 360-902-1887  
Fax: 360-902-2092  
Email: mfinkenbinder@agr.wa.gov  
Other:

**AND RECEIVED BY** (date) 7/2/2024

<b>Date:</b> 5/1/2024	<b>Signature:</b> 
<b>Name:</b> Derek I. Sandison	
<b>Title:</b> Director	