



STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE

NRB 2nd Floor · 1111 Washington ST SE · PO Box 42560 · Olympia, Washington 98504-2560 · (360) 902-1800 · agr.wa.gov

March 31, 2022

Via E-Mail

Ms. Mendoza

I am Pesticide Management Division's Assistant Director. Lisa Leffert forwarded your recent email concerning the Dairy Nutrient Management Program (DNMP) because the DNMP is one of the programs under my leadership.

My understanding is that you want to file a complaint alleging that the DNMP has failed to comply with RCW 90.64.023 and RCW 90.64.030. You specifically requested information about the process to follow up on such complaints.

Based on the information you provided to date, your concern appears to present an internal management issue. WSDA administers the DNMP. It is agency management's role to review whether a program's performance is in accordance with WSDA's statutory duties. If we find a gap between what is statutorily required and the program's performance, we will take the necessary steps to improve performance. I would manage such a review of the DNMP, but the decision on what action to take, if any, may involve other WSDA administrative personnel.

To address your concerns, I will need a written description of each instance in which you believe the program has not complied with statutory duties. I understand that you have filed five complaints under Chapter 90.64 RCW between March 15, 2021 and February 18, 2022. Please identify which, if any, complaint(s) you believe were not properly resolved and why. If your concern is not about any complaint, please provide a statement explaining the action or inaction of the DNMP that you believe to be not in compliance with the statutory authority. Please be specific in citations to the statutes.

Once we have this information, we will make an initial assessment. After that, we may ask you to provide additional information. In any case, I will inform you of any final action.

Sincerely,

PESTICIDE MANAGEMENT DIVISION

Robin Schoen-Nessa, Assistant Director

RSN/mc
c: File