



# RULE-MAKING ORDER

**R-103 (June 2004)**  
(Implements RCW 34.05.360)

**Agency:** Washington Hop Commission

- Permanent Rule
- Emergency Rule

**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)

**Effective date of rule:**

**Emergency Rules**

- Immediately upon filing.
- Later (specify) \_\_\_\_\_

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

- Yes
  - No
- If Yes, explain:

**Purpose:** The Washington Hop Commission is proposing to remove the requirement to stencil all hop bales with "WASHINGTON" OR "WASHINGTON GROWN." In-state processing results in few hop bales leaving the Yakima Valley so change will not impact crop marketing. It will allow greater reuse of burlap bale cloth and result in a time and cost savings.

**Citation of existing rules affected by this order:**

Repealed:  
 Amended: WAC 16-532-120  
 Suspended:

**Statutory authority for adoption:** Chapters 15.65 and 34.05 RCW

**Other authority :**

**PERMANENT RULE ONLY (Including Expedited Rule Making)**

Adopted under notice filed as WSR 06-07-165 on March 22, 2006 (date).  
 Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting: N/A

Name: \_\_\_\_\_ phone ( ) \_\_\_\_\_  
 Address: \_\_\_\_\_ fax ( ) \_\_\_\_\_  
 e-mail \_\_\_\_\_

**EMERGENCY RULE ONLY**

- Under RCW 34.05.350 the agency for good cause finds:
- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
  - That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

**Date adopted:** July 17, 2006

**NAME (TYPE OR PRINT)**  
 Ann George

**SIGNATURE**

**TITLE**  
 Administrator  
 Washington Hop Commission

**CODE REVISER USE ONLY**

(CODE REVISERS CHOICE)  
 STATE OF WASHINGTON  
 FILED

JUL 19 2006

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06-15-135

TIME \_\_\_\_\_  
 WSR \_\_\_\_\_

**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:**

<b>Federal statute:</b>	New	0	Amended	0	Repealed	0
<b>Federal rules or standards:</b>	New	0	Amended	0	Repealed	0
<b>Recently enacted state statutes:</b>	New	0	Amended	0	Repealed	0

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

	New	0	Amended	0	Repealed	0
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**The number of sections adopted in the agency's own initiative:**

	New	0	Amended	1	Repealed	0
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

	New	0	Amended	0	Repealed	0
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	0	Amended	0	Repealed	0
<b>Pilot rule making:</b>	New	0	Amended	0	Repealed	0
<b>Other alternative rule making:</b>	New	0	Amended	0	Repealed	0

AMENDATORY SECTION (Amending WSR 04-10-059, filed 4/30/04, effective 5/31/04)

**WAC 16-532-120 Labeling.** ~~((+i))~~ Each lot of hops must be identified by the crop year produced, grower number and lot designation, and variety stenciled on each bale.

~~((+a))~~ (1) A three-digit grower number will be assigned by the Washington hop commodity board (commission) prior to the annual harvest.

~~((+b))~~ (2) The first marking will consist of the last digit of the crop year, the letter "G" and a hyphen, followed by the three-digit grower number and lot designation (example: 8G-000-01).

~~((+c))~~ (3) The first marking shall be affixed on the head or top of the bale and shall be in characters approximately two inches high.

~~((+d))~~ (4) The second marking will consist of the hop variety, utilizing a two-letter abbreviation. A list of approved two-letter abbreviations will be approved annually by the Washington state hop commodity board.

~~((+e))~~ (5) The second marking shall be affixed immediately below the first marking on the head or top of the bale, and shall be in characters approximately two inches high.

~~((2))~~ In addition to any other brands, labels, stencils or other marks customarily used by hop handlers to identify their own trademarks, labels or firm names, all baled hops shall be branded, labeled, stenciled or marked with one distinctive identifying marking, defined or designated by the hop commodity board (commission), which shall identify the hops as having been grown in the state of Washington.

~~(a)~~ This mark or identification shall be stenciled in letters at least one inch in height and shall read: "WASHINGTON," or "GROWN IN WASHINGTON," as prescribed by the hop commodity board (commission).

~~(b)~~ This mark or identification shall be affixed in a suitable position on the head or top of the bale, in the area generally used by the federal/state inspectors to stencil their own identification mark and in the same general area where the grower's "G" number and variety identification are applied.

~~(c)~~ At no time shall the identification marking appear on the face or sides of the bales, as these areas are considered to be for the use of the dealer or handler for trademarks, shipping markings, bale numbers, firm insignias, etc.

~~(d)~~ The approved identification marking shall be affixed by the federal/state inspector prior to the drawing of samples for federal/state inspection, and, no hops may be sampled for this purpose unless the markings have been affixed thereto in compliance with the regulations prescribed by the hop commodity board

~~(commission).~~

~~(e) Handlers who offer hops for sale in foreign countries where only shipping markings are permitted on the bales or containers, may apply to the hop commodity board (commission) for permission to blot out or remove the identifying marking.)~~