

CERTIFICATION OF ENROLLMENT

ENGROSSED HOUSE BILL 1688

Chapter 177, Laws of 2007

60th Legislature
2007 Regular Session

FRUITS AND VEGETABLES--MARKETING

EFFECTIVE DATE: 07/22/07

Passed by the House March 13, 2007
Yeas 96 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 9, 2007
Yeas 46 Nays 0

BRAD OWEN

President of the Senate

Approved April 21, 2007, 11:04 a.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED HOUSE BILL 1688** as passed by the House of Representatives and the Senate on the dates hereon set forth.

RICHARD NAFZIGER

Chief Clerk

FILED

April 23, 2007

**Secretary of State
State of Washington**

ENGROSSED HOUSE BILL 1688

Passed Legislature - 2007 Regular Session

State of Washington 60th Legislature 2007 Regular Session

By Representatives Newhouse, Grant and Morrell

Read first time 01/25/2007. Referred to Committee on State
Government & Tribal Affairs.

1 AN ACT Relating to the fair and orderly marketing of fruits and
2 vegetables by the state of Washington; and reenacting and amending RCW
3 42.56.380.

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

5 **Sec. 1.** RCW 42.56.380 and 2006 c 330 s 26 and 2006 c 75 s 3 are
6 each reenacted and amended to read as follows:

7 The following information relating to agriculture and livestock is
8 exempt from disclosure under this chapter:

- 9 (1) Business-related information under RCW 15.86.110;
- 10 (2) Information provided under RCW 15.54.362;
- 11 (3) Production or sales records required to determine assessment
12 levels and actual assessment payments to commodity boards and
13 commissions formed under chapters 15.24, 15.26, 15.28, 15.44, 15.65,
14 15.66, 15.74, 15.88, 15.100, 15.89, and 16.67 RCW or required by the
15 department of agriculture to administer these chapters or the
16 department's programs;
- 17 (4) Consignment information contained on phytosanitary certificates
18 issued by the department of agriculture under chapters 15.13, 15.49,
19 and 15.17 RCW or federal phytosanitary certificates issued under 7

1 C.F.R. 353 through cooperative agreements with the animal and plant
2 health inspection service, United States department of agriculture, or
3 on applications for phytosanitary certification required by the
4 department of agriculture;

5 (5) Financial and commercial information and records supplied by
6 persons (a) to the department of agriculture for the purpose of
7 conducting a referendum for the potential establishment of a commodity
8 board or commission; or (b) to the department of agriculture or
9 commodity boards or commissions formed under chapter 15.24, 15.28,
10 15.44, 15.65, 15.66, 15.74, 15.88, 15.100, 15.89, or 16.67 RCW with
11 respect to domestic or export marketing activities or individual
12 producer's production information;

13 (6) Except under RCW 15.19.080, information obtained regarding the
14 purchases, sales, or production of an individual American ginseng
15 grower or dealer;

16 (7) Information that can be identified to a particular business and
17 that is collected under (~~section 3(1), chapter 235, Laws of 2002~~) RCW
18 15.17.140(2) and 15.17.143 for certificates of compliance;

19 (8) Financial statements provided under RCW 16.65.030(1)(d);

20 (9) Information submitted by an individual or business for the
21 purpose of participating in a state or national animal identification
22 system. Disclosure to local, state, and federal officials is not
23 public disclosure. This exemption does not affect the disclosure of
24 information used in reportable animal health investigations under
25 chapter 16.36 RCW once they are complete; and

26 (10) Results of testing for animal diseases not required to be
27 reported under chapter 16.36 RCW that is done at the request of the
28 animal owner or his or her designee that can be identified to a
29 particular business or individual.

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Passed by the Senate April 9, 2007.
Approved by the Governor April 21, 2007.
Filed in Office of Secretary of State April 23, 2007.