



RULE-MAKING ORDER

(RCW 34.05.360)

CR-103 (7/22/01)

Agency: WA State Dept. of Agriculture

- Permanent Rule
- Emergency Rule
- Expedited Rule Making

(1) Date of adoption: April 30, 2004

(2) Purpose: Amendments were made to sections within the Rules of Washington State Hop Commodity Board, WAC 16-532-101 through 16-532-120, that remove the approved two-letter abbreviation list for hop varieties and update rule language. These amendments improve readability and clarity, as well as, update Board practices.

(3) Citation of existing rules affected by this order:

- Repealed: WAC 16-532-101
- Amended: WAC 16-532-120
- Suspended:

(4) Statutory authority for adoption: RCW 15.65.047 and chapter 34.05

Other Authority:

PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR 03-21-168 on Oct. 22, 2003 (date).

Describe any changes other than editing from proposed to adopted version: The department will not be adopting the changes that were proposed to WAC 16-532-110 and the proposed new section WAC 16-532-115. WAC 16-532-110 will remain as currently written.

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- (a) 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.
- (b) 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:

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?:

- Yes
 - No
- If Yes, explain:

(6) Effective date of rule:

Permanent Rules

- 31 days after filing
- Other (specify) _____*

Emergency Rules

- Immediately
- Later (specify) _____

*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

Name (Type or Print)
Valoria H. Loveland

Signature
Valoria H. Loveland

Title: Director
Date: April 30, 2004

CODE REVISER USE ONLY

CODE REVISER'S OFFICE
STATE OF WASHINGTON

APR 30 2004

TIME: 2:23

FILE: 04.10.059

(COMPLETE REVERSE SIDE)

**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:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

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

New	<u>0</u>	Amended	<u>1</u>	Repealed	<u>1</u>
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The number of sections adopted in the agency's own initiative:

New	_____	Amended	_____	Repealed	_____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

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____

AMENDATORY SECTION (Amending WSR 97-17-096, filed 8/20/97, effective 9/20/97)

WAC 16-532-120 Labeling. (1) Each lot of hops must be identified by the crop year produced, grower number and lot designation, and variety stenciled on each bale.

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

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

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

~~((AQ -- Aquila
BA -- Banner
BG -- Brewer's Gold
CA -- Cascade
CN -- Centennial
CE -- Chelan
CH -- Chinook
CL -- Cluster
CS -- Columbus
CR -- Crystal
ER -- Eroica
EX -- Experimental
FU -- Fuggle
GA -- Galena
GO -- Golding
HA -- Hallertauer
HE -- Hersbrucker
LI -- Liberty
MG -- Magnum
MH -- Mt. Hood
NB -- Northern Brewer
NU -- Nugget
OL -- Olympic
OT -- Other
SA -- Saaz
SP -- Spalter
SY -- Symphony
PE -- Perle
TE -- Tettnanger~~

~~UL - Ultra~~
~~VA - Vanguard~~
~~WI - Willamette)~~

(e) 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 (~~said~~) 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 (~~said~~) 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.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 16-532-101

Promulgation.