

TRANSMITTAL OF RULES ADOPTED

FROM: Agriculture
(Name of Agency)

TO: CODE REVISER
LEGISLATIVE BLDG. (Southwest Corner, Ground Floor)
OLYMPIA 98504

The enclosed rules Permanent rules , being Order No. 1532
Emergency rules

relating to (Name of rules or description of subject matter)

financial statements, contracts, scale tickets, shipments,
inventory requirements for warehousemen.

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. 7555 ^① filed with the code reviser
on May 5, 1977 ^② were regularly adopted as permanent rules of
(date)
this agency at Olympia on 6/1/77 and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter 34.04
RCW. The effective date of such rules shall be July 2, 1977. ^③

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding in the attached administrative order,
that the immediate adoption of these rules is necessary for the
preservation of the public health, safety, or general welfare and
that observance of the requirements of notice and opportunity to
present views on the proposed action would be contrary to the
public interest, were regularly adopted as emergency rules of this
agency at _____ on _____ and
(place) (date)
are herewith filed in the office of the code reviser pursuant to
chapter 34.04 RCW.

The undersigned hereby certifies that the requirements of chapter
34.04 RCW and of the Open Public Meetings Act of 1971, chapter
42.30 RCW have been fulfilled.

Dated this _____ first day of June 1977.

STATE OF WASHINGTON
FILED
JUN 1 1977

Agriculture
(AGENCY)
Gary F. Strohmaier
By _____
Director
Title _____

CODE REVISER'S OFFICE
DOCKET # 2042 FILE # 30

① Notice number as appears on the copy of notice returned to you by
reviser's office (if proceedings were continued, use no. of last notice)
② Stamped date as appears on the copy of notice returned to you by
reviser's office (if proceedings were continued, use date of last notice)
③ Unless a later date is specified in this order or is prescribed in
another statute, rules are effective 30 days after filing:
RCW 34.04.040. Leave this space blank except in such special cases.
[Order 9, filed 9/25/74, eff. 10/25/74] [Form CR-2: Rev. 9/21/74]

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE

ADMINISTRATIVE ORDER NO. 1532

(1) I, GARY STROHMAIER, Director, Department of Agriculture of the State of Washington, by virtue of the authority vested in me under chapters 34.04 RCW, and 22.09 RCW after due notice and after carefully and fully considering the oral and written views of the public received in a meeting open to the public held in the Davenport Hotel, W. 807 Sprague Avenue, Spokane, Washington on May 26, 1977

as required by chapters 34.04 and 42.30 RCW, do promulgate and adopt the annexed rules and regulations, to wit:

amending WAC 16-212-160, WAC 16-212-170 and adding WAC 16-212-180, WAC 16-212-190, and WAC 16-212-200 of chapter 22.09 RCW relating to financial statements, contracts, scale tickets, shipments, inventory requirements for warehousemen.

as permanent rules of this agency.

(2) This order after being first recorded in the order register of this agency shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED the first day of June 1977

By Gary F. Strohmaier

Director

Title

WAC 16-212-110 WAREHOUSE BONDING REQUIREMENTS. (1) A bond of not less than \$25,000 nor more than \$500,000 is required for each warehouseman licensed pursuant to chapter 22.09 RCW, Laws of 1963, the Washington Warehouse Act. The amount of such bond shall be computed at the rate of \$0.18 per bushel of licensed storage capacity or 6% of gross sales of agricultural commodities, whichever is higher.

(2) For the purposes of this Act, gross sales are limited to those sales of agricultural commodities stored, handled, and/or merchandised through a Washington State licensed warehouse. Sales will be determined from the last available statement and the director may consult with the warehouse committee and may apply a factor to the gross sales to reflect the current market trends.

WAC 16-212-130 WAREHOUSEMAN NET WORTH REQUIREMENTS. An allowable net worth of \$0.15 per bushel of licensed space, with a minimum of \$10,000 is required for each warehouseman licensed pursuant to chapter 22.09 RCW, Laws of 1963, the Washington Warehouse Act. Any deficiency above the \$10,000 minimum must be compensated for by increasing the amount of the warehouse bond by the amount of the deficiency, regardless of the \$500,000 maximum as set forth in WAC 16-212-110.

WAC 16-212-160 FINANCIAL STATEMENTS. The department shall receive annually as close to the end of the warehouseman's fiscal year as practical but in no case later than six months an independent financial statement prepared by a licensed certified public accountant. The portion of the company's business that comes under the jurisdiction of the Washington Warehouse Act RCW 22.09 must be audited and show gross sales and net profit from that portion of the business. The Department reserves the right to ask for a complete audited statement, if circumstances warrant.

WAC 16-212-170 CONTRACT - MINIMUM REQUIREMENTS. Contracts between depositors and warehouseman must contain as a minimum the following:

- (1) Serially numbered.
- (2) Date title passes.
- (3) Net price due seller or charges to be deducted from selling price.
- (4) Time of payment.
- (5) Method of adjustment for over and under delivery.
- (6) Minimum acceptable grade without mutual consent as stipulated in contract.
- (7) Show date paid.
- (8) Be filed numerically.

WAC 16-212-180 SCALE TICKETS - MINIMUM REQUIREMENTS. Scale tickets given a depositor upon initial delivery of a commodity shall contain in addition to the requirements in RCW 22.09.010(12) the following:

- (1) Show location where commodities deposited.
- (2) Show that the commodity is insured for current market value.
- (3) Plainly show that it is NON-NEGOTIABLE.
- (4) File one copy numerically by location.

WAC 16-212-190 SHIPMENTS. Record of shipments of commodities out of a warehouse must be:

(1) Filed by location.

(2) Intra-company transfers must be on prenumbered forms and filed numerically by location.

WAC 16-212-200 INVENTORY REQUIREMENTS - NEW CONSTRUCTION Tanks and stices over 200 bushels per foot must have inventory holes situated in a manner that the high and low point of the commodity can be measured.