



RULE-MAKING ORDER

(RCW 34.05.360)

CR-103 (10/1/89)

Agency: Department of Agriculture - Washington Wheat Commission

Permanent Rule
 Emergency Rule

(1) Date of adoption: February 19, 1991

(2) Purpose: To adopt rules authorizing the Washington Wheat Commission to expend producer assessments for the purpose of promotion of wheat and processed wheat products as authorized by chapters 15.04.200 RCW and 15.66 RCW; and to amend current rules regarding scheduling of regular Commission meetings and check signature authority to reflect current Commission needs.

(3) Citation of existing rules affected by this order:
Repealed:
Amended: Chapter 16-528 WAC Washington Wheat Commission
Suspended:

(4) Authority for adoption:
Statute: Chapters 15.04 RCW and 15.66.140 (2) RCW
Other Authority:

(5.1) **PERMANENT RULE ONLY**
Pursuant to notice filed as WSR 91-01-099 on December 18, 1990 (date).
Describe any changes other than editing from proposed to adopted version: None

(5.2) **EMERGENCY RULE ONLY**
Pursuant to 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 **Emergency Rules**
 31 days after filing Immediately
 Other (specify) _____ * Later (specify) _____
*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

CODE REVISER USE ONLY
CODE REVISER'S OFFICE
STATE OF WASHINGTON
FILED

FEB 19 1991

TIME: 3:34
WSR: 91-05-065

NAME (TYPE OR PRINT) Jack DeWitt
SIGNATURE *Jack DeWitt*
TITLE Chairman DATE 2/19/91

NEW SECTION

WAC 16-528-105 DEFINITION OF TERMS. (1) "Promotional hosting" as used in these rules means the hosting of individuals and groups of individuals at meetings, meals, and gatherings for the purpose of cultivating trade relations and promoting sales of wheat and processed wheat products.

(2) "Hosting" may include providing meals, refreshments, lodging, transportation, gifts of a nominal value, reasonable and customary entertainment, and normal incidental expenses at meetings or gatherings.

AMENDATORY SECTION (Amending Minute Order, filed 4/30/58)

WAC 16-528-110 MONTHLY MEETINGS OF THE COMMISSION. (~~It was moved that regular meetings be held every two months on the second Monday of the month, starting at 10 a.m., beginning in July. Motion carried unanimously.~~) The commission will hold a minimum of four scheduled meetings per year. Dates of each meeting will be determined during the preceding meeting.

AMENDATORY SECTION (Amending Minute Order, filed 11/19/58)

WAC 16-528-150 WARRANTS DRAWN ON COMMISSION ACCOUNT--SIGNATURES. (~~By a resolution that~~) The chairman, vice-chairman, secretary-treasurer, administrator, and ((the manager)) one additional staff member, other than the person responsible for drafting checks, be designated and authorized to draw warrants against the accounts of the Washington wheat commission. Signatures of any two of the above to be required on each and every check (~~and that one of the signatures be a commissioner. Motion carried unanimously~~).

NEW SECTION

WAC 16-528-170 RULES FOR IMPLEMENTATION OF PROMOTIONAL HOSTING BY THE WASHINGTON WHEAT COMMISSION. The laws of section 1, chapter 26, Laws of 1985 (RCW 15.04.200) provide that agricultural commodity commissions shall adopt rules governing promotional hosting expenditures by agricultural commodity commission employees, agents, or commissioners. The rules governing promotional hosting expenditures for the Washington wheat commission shall be as follows:

(1) Budget approval. Commission expenditures for agricultural development or trade promotion and promotional hosting shall be pursuant to specific budget items as approved by the commission at annual public hearings on the commission budget.

(2) Officials and agents authorized to make expenditures. The following officials and agents are authorized to make expenditures for agricultural development or trade promotion and promotional hosting in accordance with the provisions of these rules.

(a) Commissioners;

(b) Administrator, director of marketing.

Individual commissioners shall make promotional hosting expenditures, or seek reimbursements for those expenditures, only in those instances where the expenditures have been approved by the commission.

(3) Payment and reimbursement. All payments and reimbursements shall be identified and supported by vouchers to which receipts are attached. Voucher forms will be supplied by the commission, and shall require the following information:

- (a) Name and position (if appropriate) of each person hosted;
- (b) General purpose of the hosting;
- (c) Date of hosting;
- (d) Location of the hosting;
- (e) To whom payment was or will be made;
- (f) Signature of person seeking payment or reimbursement.

(4) The chairman of the commission, administrator, and/or treasurer are authorized to approve direct payment or reimbursements submitted in accordance with these rules.

(5) The following persons may be hosted when it is reasonably believed such hosting will cultivate trade relations and promote sales of wheat and processed wheat products:

- (a) Individuals from private business, associations, commissions;
- (b) Foreign government officials;
- (c) Federal and state officials: PROVIDED, That lodging, meals, and transportation will not be provided when such officials may obtain full reimbursement for these expenses from their government employer;
- (d) The general public, at meetings and gatherings open to the general public;
- (e) Commissioners and employees of the commission when their attendance at meetings, meals, and gatherings at which the persons described in (a) through (d) of this subsection are being hosted, will cultivate trade relations and promote sales of wheat and processed wheat products;
- (f) Spouses of the persons listed in (a), (b), (c), and (e) of this subsection when attendance of such spouse is customary and expected.