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HOUSE BILL 2412

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State of Washington

64th Legislature

2016 Regular Session

By Representatives Blake, Chandler, Buys, and Muri; by request of Washington Apple Commission

Read first time 01/13/16. Referred to Committee on Agriculture & Natural Resources.

1 AN ACT Relating to the apple commission; amending RCW 15.24.010,  
2 15.24.020, 15.24.030, 15.24.035, 15.24.073, 15.24.080, 15.24.090,  
3 15.24.100, 15.24.110, 15.24.120, and 15.24.900; and repealing RCW  
4 15.24.033, 15.24.040, 15.24.060, 15.24.086, and 15.24.170.

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

6 **Sec. 1.** RCW 15.24.010 and 2002 c 313 s 115 are each amended to  
7 read as follows:

8 As used in this chapter:

9 (1) "Commission" means the Washington apple commission;

10 (2) "Ship" means to load apples into a conveyance for transport,  
11 except apples being moved from the orchard where grown to a packing  
12 house or warehouse within the immediate area of production;

13 (3) "Handler" means any person who ships or initiates a shipping  
14 operation, whether for himself, herself, or for another;

15 (4) "Dealer" means any person who handles, ships, buys, or sells  
16 apples, or who acts as sales or purchasing agent, broker, or factor  
17 of apples;

18 (5) "Processor" and "processing plant" means every person to whom  
19 and every place to which apples are delivered for drying,  
20 dehydrating, canning, pressing, powdering, extracting, cooking, or

1 for use in producing a product or manufacturing a manufactured  
2 article;

3 (6) "Processing apples" means all apples delivered to a  
4 processing plant for drying, dehydrating, canning, pressing,  
5 powdering, extracting, cooking, or for use in producing a product or  
6 manufacturing a manufactured article. However, "processing apples"  
7 does not include fresh apples sliced or cut for raw consumption;

8 (7) "Fresh apples" means all apples other than processing apples;

9 (8) "Director" means the director of the department of  
10 agriculture or his or her duly authorized representative;

11 (9) "Grower district No. 1" includes the counties of Chelan,  
12 Okanogan, and Douglas;

13 (10) "Grower district No. 2" includes the counties of Kittitas,  
14 Yakima, Benton, and Franklin;

15 (11) "Grower district No. 3" includes all counties in the state  
16 not included in the first and second districts;

17 (12) "Dealer district No. 1" includes the area of the state north  
18 of Interstate 90;

19 (13) "Dealer district No. 2" includes the area of the state south  
20 of Interstate 90; (~~and~~))

21 (14) "Executive officer" includes, but is not limited to, the  
22 principal management executive, sales manager, general manager, or  
23 other executive employee of similar responsibility and authority;

24 (15) "Grower" means a person engaged in the business of producing  
25 apples for market in commercial quantities, whether as an individual,  
26 corporation, firm, limited liability company, trust, association,  
27 partnership, society, or any other organization of individuals; and

28 (16) "Crop year" means the year in which apples are harvested and  
29 is designated for those apples based on the date of harvest  
30 regardless of when they are subsequently packed or shipped.

31 **Sec. 2.** RCW 15.24.020 and 2004 c 178 s 2 are each amended to  
32 read as follows:

33 There is hereby created a Washington apple commission to be thus  
34 known and designated. The commission shall be composed of nine  
35 (~~practical~~) apple (~~producers~~) growers and four (~~practical~~)  
36 apple dealers. In addition, the director shall be a full voting  
37 member of the commission and may in his or her place appoint any  
38 other employee of the department of agriculture as a designee to

1 attend commission meetings and otherwise represent the director and  
2 exercise the director's vote.

3 The nine (~~producer~~) grower members shall be citizens and  
4 residents of this state, over the age of twenty-five years, each of  
5 whom, either individually or as an executive officer of a  
6 corporation, firm or partnership, is and has been actually engaged in  
7 growing and producing apples within the state of Washington for a  
8 period of five years, currently operates a commercial producing  
9 orchard in the district represented, and has during that period  
10 derived a substantial portion of his or her income therefrom. The  
11 four dealer members shall be persons who, either individually or as  
12 executive officers of a corporation, firm, partnership, association,  
13 or cooperative organization, are and have been actively engaged as  
14 dealers in apples within the state of Washington for a period of five  
15 years, and are citizens and residents of this state, and are engaged  
16 as apple dealers in the district represented. The qualifications of  
17 members of the commission as herein set forth must continue during  
18 their term of office. A person who meets the qualifications of both a  
19 (~~producer~~) grower and a dealer as set forth in this section may  
20 serve as either a (~~producer~~) grower member or a dealer member.

21 **Sec. 3.** RCW 15.24.030 and 2004 c 178 s 3 are each amended to  
22 read as follows:

23 Thirteen persons, not including the director or the director's  
24 representative, with the qualifications stated in RCW 15.24.020 shall  
25 be members of the commission. Nine of the members shall be  
26 (~~producer~~) grower members, and four shall be dealer members. The  
27 number of (~~producer~~) grower members to be appointed from each  
28 grower district shall be determined in accordance with the relative  
29 acreages of planted commercial apple orchards within the various  
30 districts (~~as of July 1, 2003~~), according to the most recent census  
31 of acreages published by the United States department of agriculture,  
32 agricultural statistics service. The number of (~~producer~~) grower  
33 members to be appointed from each of the grower districts shall be  
34 subject to readjustment every ten years thereafter in accordance with  
35 the then most recent census of acreages of planted commercial apple  
36 orchards published by the United States department of agriculture,  
37 agricultural statistics service. In the event the information from  
38 the United States department of agriculture's agricultural statistics  
39 service is not published with respect to the specifically defined

1 districts, the commission shall adopt rules to establish equitable  
2 apportionment based on the available information. However, at all  
3 times at least two (~~producer~~) grower members shall be from district  
4 1, one of which shall be from Okanogan county; district 2 shall never  
5 have fewer than two (~~producer~~) grower members; and district 3 shall  
6 never have fewer than one (~~producer~~) grower member. The commission  
7 shall adopt rules to effect the efficient transition of reapportioned  
8 positions.

9 The regular term of office of the members of the commission shall  
10 be three years from March 1<sup>st</sup> following their appointment by the  
11 director and until their successors are appointed. The commission  
12 shall hold its annual meeting during the month of March each year and  
13 shall hold such other meetings during the year as it shall determine.  
14 The first commission meeting that takes place after June 10, 2004,  
15 shall be held in Wenatchee, and subsequent commission meetings shall  
16 alternate between Yakima and Wenatchee.

17 **Sec. 4.** RCW 15.24.035 and 2008 c 11 s 1 are each amended to read  
18 as follows:

19 (1) The director shall appoint the members of the commission.

20 (2) (~~Candidates for positions on the commission shall be~~  
21 ~~nominated to the director in accordance with subsection (3) of this~~  
22 ~~section.)) Except as provided in RCW 15.24.050, before the expiration  
23 of a commission member's term, the commission shall call a meeting of  
24 apple growers and dealers for the purpose of nominating candidates  
25 whose names will be forwarded to the director for consideration for  
26 appointment as a member of the commission. The meetings may be held  
27 each year, as far as practicable, at the same time and place as an  
28 annual meeting of a grower or dealer organization that represents a  
29 majority of the state's apple growers or dealers, but not while the  
30 same is in actual session. Public notice of such meetings must be  
31 given by the commission in such manner as it may determine: PROVIDED,  
32 That nonreceipt of the notice by any interested person does not  
33 invalidate the proceedings. Any qualified person may be nominated  
34 orally for such positions at the respective meetings. Nominations may  
35 also be made within five days after any such meeting by written  
36 petition filed in the office of the commission, signed by not less  
37 than five apple growers or dealers, as the case may be, residing  
38 within the district.~~

1           ~~(3) ((Not less than sixty days nor more than seventy five days~~  
2 ~~prior to the commencement of a commission member's term,))~~ The  
3 ~~commission shall ((cause))~~ hold an advisory vote ~~((to be held for the~~  
4 ~~director appointed positions))~~ in the event that more than two  
5 candidates are nominated for a position. The names of the two  
6 candidates receiving the most votes in the advisory vote shall be  
7 forwarded to the director for consideration. In the event that only  
8 one candidate is nominated, the name must be forwarded to the  
9 director for consideration without an advisory vote.

10           (4) Advisory ballots shall be mailed to all ~~((affected~~  
11 ~~producers))~~ growers for ~~((producer))~~ grower positions and to affected  
12 dealers for dealer positions ~~((and shall be returned to the~~  
13 ~~commission not less than thirty days prior to the commencement of the~~  
14 ~~term)).~~ The advisory ballot shall be conducted in a manner so that it  
15 is a secret ballot. ~~((The names of the two candidates receiving the~~  
16 ~~most votes in the advisory vote shall be forwarded to the director~~  
17 ~~for potential appointment to the commission. In the event only two~~  
18 ~~candidates are nominated for a position, an advisory vote need not be~~  
19 ~~held and the candidates' names shall be forwarded to the director for~~  
20 ~~potential appointment. If only one candidate is nominated for a~~  
21 ~~position,))~~ Nominees to be forwarded to the director for  
22 consideration for appointment to dealer positions on the commission  
23 shall be selected by a majority of the votes cast by the apple  
24 dealers in the respective districts, each dealer being entitled to  
25 one vote. Nominees to be forwarded to the director for consideration  
26 for appointment to grower positions on the commission shall be  
27 selected by a majority of the votes cast by the apple growers in the  
28 respective districts. Each grower person engaged in the business of  
29 producing apples for market in commercial quantities within the  
30 district is entitled to one vote. An individual commercial orchard  
31 operator, if otherwise qualified, is entitled to vote, even though he  
32 or she is also a member of a partnership or corporation, which also  
33 is entitled to vote.

34           (5) The director has the discretion to appoint or reject ~~((the))~~  
35 any candidate.

36           ~~((+4))~~ (6) Any candidate whose name is forwarded to the director  
37 for potential appointment shall submit to the director a letter  
38 stating why he or she wishes to be appointed to the commission. The  
39 director may select any candidate for the position or may reject all

1 candidates and request a new advisory vote with nominees selected by  
2 the commission and, if desired, by the director.

3 **Sec. 5.** RCW 15.24.073 and 2002 c 313 s 125 are each amended to  
4 read as follows:

5 All rule-making proceedings conducted under this chapter must be  
6 in accordance with chapter 34.05 RCW except that rule-making  
7 proceedings conducted under this chapter are exempt from compliance  
8 with RCW 34.05.310, 43.135.055, and the provisions of chapter 19.85  
9 RCW, the regulatory fairness act, when the proposed rule is subject  
10 to a referendum.

11 **Sec. 6.** RCW 15.24.080 and 2002 c 313 s 120 are each amended to  
12 read as follows:

13 In order to benefit the people of this state, the state's economy  
14 and its general tax revenues, the commission shall provide for and  
15 conduct a comprehensive and extensive research, advertising, and  
16 educational campaign as continuous as the crop, sales, and market  
17 conditions reasonably require. It shall investigate and ascertain the  
18 needs of (~~producers~~) growers, conditions of the markets, and extent  
19 to which public convenience and necessity require research and  
20 advertising to be conducted.

21 **Sec. 7.** RCW 15.24.090 and 2004 c 178 s 10 are each amended to  
22 read as follows:

23 (1) There is hereby levied annually upon all fresh apples grown  
24 in this state, and all apples packed as Washington apples, including  
25 fresh sliced, an assessment of eight and seventy-five one-hundredths  
26 cents per one hundred pounds of apples, based on net shipping weight,  
27 or reasonable equivalent net product assessment measurement as  
28 determined by the commission. All moneys collected under this  
29 subsection must be expended to effectuate the purpose and objects of  
30 this chapter. The assessment rates established in this subsection may  
31 be increased or decreased pursuant to the procedure in subsection (2)  
32 of this section.

33 (2) If ((it appears from investigation by the director and)) the  
34 commission determines based on information available to it that the  
35 revenue from the assessment levied ((on fresh apples)) under this  
36 chapter is too high or is inadequate to accomplish the purposes of  
37 this chapter, then with the oversight of the director the commission

1 shall (~~adopt a resolution~~) commence rule making a proposal setting  
2 forth the (~~needs~~) needs of the industry, the extent and  
3 probable cost of (~~the required research or other expenditures, the~~  
4 ~~extent of public convenience, interest, and necessity, and probable~~)  
5 commission activities identified as necessary to address the needs of  
6 the industry together with a brief statement justifying each  
7 activity, the proposed new assessment rate, and the expected revenue  
8 from the proposed assessment (~~levied~~). A different rate may be  
9 proposed for any specific variety or for fresh apples sliced or cut  
10 for raw consumption.

11 (3) Upon receiving the director's approval of the resolution and  
12 with the oversight of the director, (~~and subject to the approval by~~  
13 ~~vote of at least two-thirds for increases, or a majority for~~  
14 ~~decreases, of the producers voting; and approval of voting producers~~  
15 ~~who operate at least two-thirds for increases, or a majority for~~  
16 ~~decreases, of the acreage voted in the same election, the commission~~  
17 ~~shall thereupon decrease or increase the assessment to a sum~~  
18 ~~determined by the commission to be necessary for those purposes.~~  
19 ~~However, if a different rate is determined for any specific variety~~  
20 ~~or for fresh apples sliced or cut for raw consumption, that different~~  
21 ~~rate must be applied to that variety or those sliced or cut apples. A~~  
22 ~~decrease or an increase becomes effective sixty days after the~~  
23 ~~resolution is adopted or on any other date provided for in the~~  
24 ~~resolution, but shall be first referred by the commission to a~~  
25 ~~referendum mail ballot by the apple growers of this state conducted~~  
26 ~~under the supervision of the director and be approved by at least~~  
27 ~~two-thirds for increases, or a majority for decreases, of the growers~~  
28 ~~voting on it and also be approved by voting growers who operate at~~  
29 ~~least two-thirds for increases, or a majority for decreases, of the~~  
30 ~~acreage voted in the same election. After the mail ballot, if~~  
31 ~~favorable to the increase or decrease, the commission shall~~  
32 ~~nevertheless exercise its independent judgment and discretion as to~~  
33 ~~whether or not to approve the increase or decrease~~) the commission  
34 may conduct a referendum to determine whether growers assent to the  
35 proposed new assessment rate, or may refer the matter to the director  
36 to conduct the referendum on behalf of the commission. An increase in  
37 the assessment rate is approved if two-thirds of growers vote in  
38 favor and the growers voting in favor represent two-thirds of the  
39 apples grown in the two prior crop years, based on net shipping  
40 weight. A decrease in the assessment rate is approved if a majority

1 of growers vote in favor and the growers voting in favor represent  
2 two-thirds of the apples grown in the two prior crop years, based on  
3 the net shipping weight. If approved, the new rate must be adopted in  
4 rule in accordance with chapter 34.05 RCW.

5 **Sec. 8.** RCW 15.24.100 and 2004 c 178 s 11 are each amended to  
6 read as follows:

7 ~~(1) ((Subject to subsection (2) of this section, there is hereby~~  
8 ~~levied upon all fresh apples grown annually in this state, and all~~  
9 ~~apples packed as Washington apples, including fresh sliced, an~~  
10 ~~assessment of eight and seventy five one hundredths cents per one~~  
11 ~~hundred pounds of apples, based on net shipping weight, or reasonable~~  
12 ~~equivalent net product assessment measurement as determined by the~~  
13 ~~commission, plus such annual decreases or increases thereof as are~~  
14 ~~imposed pursuant to the provisions of RCW 15.24.090. All moneys~~  
15 ~~collected hereunder shall be expended to effectuate the purpose and~~  
16 ~~objects of this chapter.~~

17 ~~(2) No sooner than five years from June 10, 2004,)~~ A petition  
18 may be filed with the commission to reduce the assessment authorized  
19 in this section to zero. To be valid, the petition must be signed by  
20 at least eight percent of all apple growers eligible to vote in  
21 commission referendum elections. The petition shall contain the name  
22 of a person designated to represent the petitioners.

23 ~~((a))~~ (2) Upon receipt of a valid petition, the commission  
24 shall prepare a document discussing the substance of the petition. A  
25 statement in favor of the petition shall be written by the proponents  
26 of the petition. A statement opposing the petition may be written by  
27 the commission or an opponent. The document and a notice of public  
28 hearing shall be sent to apple growers eligible to vote in commission  
29 referendum elections at least twenty days prior to the scheduled  
30 public hearings. The commission shall hold public hearings in Yakima  
31 and Wenatchee on the petition.

32 ~~((b))~~ (3) Following the public hearings, the question of  
33 whether to reduce the assessment authorized in this section to zero  
34 shall be referred to a referendum mail ballot. The commission shall  
35 certify to the director a list of apple growers eligible to vote in  
36 commission referendum elections. The referendum shall be conducted  
37 and supervised by the director using the certified list. Inadvertent  
38 failure to notify ~~((an-affected))~~ a grower does not invalidate a  
39 referendum.

1       ~~((e))~~ (4) The referendum will be approved if a simple majority  
2 of apple growers voting in the referendum election vote in favor of  
3 the elimination of the assessment. The director will certify the  
4 results of the vote.

5       ~~((d))~~ (5) The referendum vote shall be binding and may not be  
6 overturned by action of the commission or director. If the referendum  
7 is approved, the commission shall immediately commence activities to  
8 wind down its operations. However, the elimination of the assessment  
9 shall not be effective until six months from the date the referendum  
10 result is certified by the director. If the referendum fails, neither  
11 the commission nor the director will take further action on the  
12 petition.

13       ~~((e))~~ (6) The commission is responsible for all its own costs  
14 and all the director's costs associated with the hearing, notice, and  
15 referendum process. A subsequent petition may not be filed any sooner  
16 than five years following the certification of the results of any  
17 previously held referendum conducted under this ~~((sub))~~section.

18       **Sec. 9.** RCW 15.24.110 and 2004 c 178 s 12 are each amended to  
19 read as follows:

20       The assessments on fresh apples shall be paid, or provision made  
21 therefor satisfactory to the commission, ~~((prior to))~~ at the time of  
22 shipment, and no fresh apples shall be carried, transported, or  
23 shipped by any person or by any carrier, railroad, truck, boat, or  
24 other conveyance until the assessment has been paid or provision made  
25 therefor satisfactory to the commission.

26       The commission shall by rule prescribe the method of  
27 collection~~(, and for that purpose may require stamps to be known as~~  
28 ~~"Washington apple stamps" to be purchased from the commission and~~  
29 ~~attached to the containers, invoices, shipping documents, inspection~~  
30 ~~certificates, releases, or receiving receipts or tickets. Rule-making~~  
31 ~~procedures conducted under this section are exempt from the~~  
32 ~~provisions of RCW 43.135.055 when adoption of the rule or rules is~~  
33 ~~determined by a referendum vote of the persons taxed under this~~  
34 ~~chapter)) of the assessment.~~

35       The commission may also collect assessments imposed under RCW  
36 15.26.120, and in that event, the commission shall establish and be  
37 reimbursed by the Washington tree fruit research commission an amount  
38 representing a reasonable approximation of the actual costs to the  
39 commission of such collection.

1       **Sec. 10.** RCW 15.24.120 and 2010 c 8 s 6021 are each amended to  
2 read as follows:

3       Each dealer, handler, and processor shall keep a complete and  
4 accurate record of all apples handled, shipped, or processed by him  
5 or her. This record shall be in such form and contain such  
6 information as the commission may by rule or regulation prescribe,  
7 and shall be preserved for a period of two prior crop years, and be  
8 subject to inspection at any time upon demand of the commission or  
9 its agents.

10       **Sec. 11.** RCW 15.24.900 and 2011 c 103 s 27 are each amended to  
11 read as follows:

12       (1) This chapter is passed:

13       (a) In the exercise of the police power of the state to assure,  
14 through this chapter, and other chapters, that the apple industry is  
15 highly regulated to protect the public health, to prevent fraudulent  
16 practices, to promote the welfare of the state, and to stabilize and  
17 protect the apple industry of the state as a vital and integral part  
18 of its economy for the benefit of all its citizens;

19       (b) Because the apple crop grown in Washington comprises one of  
20 the major agricultural crops of Washington, and that therefore the  
21 business of selling and distributing such crop and the expanding and  
22 protection of its market is of public interest;

23       (c) Because it is necessary and expedient to enhance the  
24 reputation of Washington apples in domestic and foreign markets;

25       (d) Because it is necessary to discover the health giving  
26 qualities and food and dietetic value of Washington apples, and to  
27 spread that knowledge throughout the world in order to increase the  
28 consumption of Washington apples;

29       (e) Because Washington grown apples are handicapped by high  
30 freight rates in competition with eastern and foreign grown apples in  
31 the markets of the world, and this disadvantage can only be overcome  
32 by education and advertising;

33       (f) Because the stabilizing and promotion of the apple industry,  
34 the enlarging of its markets, and the increasing of the consumption  
35 of apples are necessary to assure and increase the payment of taxes  
36 to the state and its subdivisions, to alleviate unemployment within  
37 the state, and increase wages for agricultural labor;

38       (g) To disseminate information giving the public full knowledge  
39 of the manner of production, the cost and expense thereof, the care

1 taken to produce and sell only apples of the finest quality, the  
2 methods and care used in preparing for market, and the methods of  
3 sale and distribution to increase the amount secured by the  
4 ((~~producer~~)) grower therefor, so that they can pay higher wages and  
5 pay their taxes, and by such information to reduce the cost of  
6 distribution so that the spread between the cost to the consumer and  
7 the amount received by the ((~~producer~~)) grower will be reduced to the  
8 minimum absolutely necessary; and

9 (h) To protect the general public by educating it in reference to  
10 the various varieties and grades of Washington apples, the time to  
11 use and consume each variety, and the uses to which each variety  
12 should be put.

13 (2) The history, economy, culture, and future of Washington  
14 state's agricultural industry involves the apple industry. In order  
15 to develop and promote apples and apple products as part of an  
16 existing comprehensive scheme to regulate those products, the  
17 legislature declares:

18 (a) That it is vital to the continued economic well-being of the  
19 citizens of this state and their general welfare that its apple and  
20 apple products be properly promoted by establishing orderly, fair,  
21 sound, efficient, and unhampered marketing, grading, and standards of  
22 and for apples and apple products; and by working to stabilize the  
23 apple industry and by increasing consumption of apples and apple  
24 products within the state, nation, and internationally;

25 (b) That apple ((~~producers~~)) growers operate within a regulatory  
26 environment that imposes burdens on them for the benefit of society  
27 and the citizens of the state and includes restrictions on marketing  
28 autonomy. Those restrictions may impair the agricultural  
29 ((~~producer's~~)) grower's ability to compete in local, domestic, and  
30 foreign markets;

31 (c) That it is in the overriding public interest that support for  
32 the apple industry be clearly expressed, that adequate protection be  
33 given to agricultural commodities, uses, activities, and operations,  
34 and that apples and apple products be promoted individually, as well  
35 as part of a comprehensive promotion of the agricultural industry to:

36 (i) Enhance the reputation and image of Washington state's  
37 agricultural industry;

38 (ii) Increase the sale and use of apples and apple products in  
39 local, domestic, and foreign markets;

1 (iii) Protect the public and consumers by correcting any false or  
2 misleading information and by educating the public in reference to  
3 the quality, care, and methods used in the production of apples and  
4 apple products, and in reference to the various sizes, grades, and  
5 varieties of apples and the uses to which each should be put;

6 (iv) Increase the knowledge of the health-giving qualities and  
7 dietetic value of apple products; and

8 (v) Support and engage in programs or activities that benefit the  
9 production, handling, processing, marketing, and uses of apples and  
10 apple products;

11 (d) That the apple industry is a highly regulated industry and  
12 that this chapter and the rules adopted under it are only one aspect  
13 of the regulation of the industry. Other regulations and restraints  
14 applicable to the apple industry include:

15 (i) Washington agriculture general provisions, chapter 15.04 RCW;

16 (ii) Pests and diseases, chapter 15.08 RCW;

17 (iii) Standards of grades and packs, chapter 15.17 RCW;

18 (iv) Tree fruit research, chapter 15.26 RCW;

19 (v) Controlled atmosphere storage, chapter 15.30 RCW;

20 (vi) Higher education in agriculture, chapter 28B.30 RCW;

21 (vii) Department of agriculture, chapter 43.23 RCW;

22 (viii) Fertilizers, minerals, and limes under chapter 15.54 RCW;

23 (ix) Organic products act under chapter 15.86 RCW;

24 (x) Intrastate commerce in food, drugs, and cosmetics under  
25 chapter 69.04 RCW and rules;

26 (xi) Horticultural plants, Christmas trees, and facilities—  
27 Inspection and licensing under chapter 15.13 RCW;

28 (xii) Planting stock under chapter 15.14 RCW;

29 (xiii) Washington pesticide control act under chapter 15.58 RCW;

30 (xiv) Farm marketing under chapter 15.64 RCW;

31 (xv) Insect pests and plant diseases under chapter 17.24 RCW;

32 (xvi) Weights and measures under chapter 19.94 RCW;

33 (xvii) Agricultural products—Commission merchants, dealers,  
34 brokers, buyers, and agents under chapter 20.01 RCW; and

35 (xviii) The federal insecticide, fungicide, and rodenticide act  
36 under 7 U.S.C. Sec. 136; and

37 (e) That this chapter is in the exercise of the police powers of  
38 this state for the purposes of protecting the health, peace, safety,  
39 and general welfare of the people of this state.

1        NEW SECTION.    **Sec. 12.**    The following acts or parts of acts are  
2 each repealed:

3        (1) RCW 15.24.033 (Members—Transition to appointed commission—  
4 Appointments by director) and 2004 c 178 s 4;

5        (2) RCW 15.24.040 (Members—Nominations to the advisory ballot)  
6 and 2008 c 11 s 2, 2004 c 178 s 6, 2002 c 313 s 117, 1989 c 354 s 56,  
7 1967 c 240 s 25, 1963 c 145 s 4, & 1961 c 11 s 15.24.040;

8        (3) RCW 15.24.060 (Commission records as evidence) and 1961 c 11  
9 s 15.24.060;

10       (4) RCW 15.24.086 (Promotional printing contracts—Contractual  
11 conditions of employment) and 2015 c 225 s 8, 1994 c 164 s 1, 1973  
12 1st ex.s. c 154 s 20, & 1961 c 11 s 15.24.086; and

13       (5) RCW 15.24.170 (Rules and regulations—Filing—Publication) and  
14 2002 c 313 s 127, 1975 1st ex.s. c 7 s 37, & 1961 c 11 s 15.24.170.

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