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HOUSE BILL 1890

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State of Washington

58th Legislature

2003 Regular Session

By Representatives Chandler, Linville, Holmquist, Eickmeyer,  
Schoesler and Grant

Read first time 02/13/2003. Referred to Committee on Agriculture &  
Natural Resources.

1 AN ACT Relating to requiring the apple commission board positions  
2 to be composed of fifteen members allocated on a geographic basis; and  
3 amending RCW 15.24.020 and 15.24.030.

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

5 **Sec. 1.** RCW 15.24.020 and 2002 c 313 s 116 are each amended to  
6 read as follows:

7 There is hereby created a Washington apple commission to be thus  
8 known and designated. The commission shall be composed of ((nine))  
9 eleven practical apple producers and four practical apple dealers. The  
10 director shall be an ex officio member of the commission without vote.

11 The ((nine)) eleven producer members shall be citizens and  
12 residents of this state, over the age of twenty-five years, each of  
13 whom, either individually or as an executive officer of a corporation,  
14 firm or partnership, is and has been actually engaged in growing and  
15 producing apples within the state of Washington for a period of five  
16 years, currently operates a commercial producing orchard in the  
17 district represented, and has during that period derived a substantial  
18 portion of his or her income therefrom(~~(: PROVIDED, That he or she may~~  
19 ~~own and operate an apple warehouse and pack and store apples grown by~~

1 others, without being disqualified, so long as a substantial quantity  
2 of the apples handled in such warehouse are grown by him or her; and he  
3 or she may sell apples grown by himself, herself, and others so long as  
4 he or she does not sell a larger quantity of apples grown by others  
5 than those grown by himself or herself)). The four dealer members  
6 shall be persons who, either individually or as executive officers of  
7 a corporation, firm, partnership, association, or cooperative  
8 organization, are and have been actively engaged as dealers in apples  
9 within the state of Washington for a period of five years, and are  
10 citizens and residents of this state, and are engaged as apple dealers  
11 in the district represented. The qualifications of members of the  
12 commission as herein set forth must continue during their term of  
13 office.

14 **Sec. 2.** RCW 15.24.030 and 1989 c 354 s 55 are each amended to read  
15 as follows:

16 ((~~Thirteen~~)) Fifteen persons with the qualifications stated in RCW  
17 15.24.020 shall be elected members of said commission. Four of the  
18 grower members, being positions one, two, three, and four, shall be  
19 from grower district No. 1, at least one of whom shall be a resident of  
20 and engaged in growing and producing apples in Okanogan county;  
21 ((~~four~~)) five of the grower members, being positions five, six, seven  
22 ((~~and~~)), eight, and nine from grower district No. 2; and ((~~one~~)) two  
23 grower members, being positions ((~~nine~~)) ten and eleven from grower  
24 district No. 3, at least one of whom must be engaged in growing and  
25 producing apples in Grant county. Two of the dealer members, being  
26 positions ((~~ten and eleven~~)) twelve and thirteen, shall be from dealer  
27 district No. 1; and two of the dealer members, being positions ((~~twelve~~  
28 ~~and thirteen~~)) fourteen and fifteen, shall be from dealer district No.  
29 2.

30 The commission shall have authority in its discretion to establish  
31 by regulation one or more subdivisions of grower district No. 1 and one  
32 or more subdivisions of grower district No. 2; provided that each of  
33 the same includes a substantial apple producing district or districts,  
34 and provided the same does not result in an unfair or unequitable  
35 voting situation or an unfair or unequitable representation of apple  
36 growers on said commission. In such event each of said subdivisions  
37 shall be entitled to be represented by one of the said grower members

1 of the commission, who shall be elected by vote of the qualified apple  
2 growers in said subdivision of said district, and who shall be a  
3 resident of and engaged in growing and producing apples in said  
4 subdivision.

5 The regular term of office of the members of the commission shall  
6 be three years from March 1st following their election and until their  
7 successors are elected and qualified. The commission shall hold its  
8 annual meeting during the month of March each year for the purpose of  
9 electing officers and the transaction of other business and shall hold  
10 such other meetings during the year as it shall determine.

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