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**IDAPA 02
TITLE 02
Chapter 09**

**02.02.09 - RULES REQUIRING INSPECTION OF POTATOES INTENDED FOR
SALE OR OFFERED FOR SALE IN RETAIL OUTLETS**

(Chapter 9, Title 22, Idaho Code, Section 22-911)

000. -- 099. (RESERVED).

100. COMPULSORY INSPECTION -- WHOLESALE LEVEL -- TIME VALIDITY OF CERTIFICATE DECLARED.

All potatoes packed for resale to retail outlets in Idaho shall be inspected and have a Federal-State Certificate issued as to marked grade of the container. Accountable lots: A packer of potatoes packing for sale to retail outlets in Idaho may if he so desires, establish a designated lot for inspection that may be later divided into several sales. Simple identity of the lot will be maintained to the satisfaction of the inspector. The original Federal-State certificate will be valid for a period of seventy-two (72) hours. (3-20-77)

101. LOTS TAGGED NOT FOR SALE -- REMOVAL THEREOF.

Retail outlets will be periodically checked by the Bureau of Market Inspections. Lots found failing to grade as marked will be tagged "Not For Sale" until removed from display and regraded, destroyed or remarked to a lower grade if feasible. (3-20-77)

102. COMPLIANCE OR NON-COMPLIANCE CERTIFICATE.

Each inspection at the retail outlet will be acknowledged by a certificate showing compliance or non-compliance. (3-20-77)

103. SECOND NOTICE ACTION -- NON-COMPLIANCE.

A second inspection showing evidence of non-compliance in any calendar year will constitute sufficient grounds to proceed with prosecution. (3-20-77)

104. GRADE MARKINGS, BULK DISPLAYS.

Bulk displays will follow Idaho Code 22-911 in all respects and the display area marked as to grade. (3-20-77)

105. BULK LOTS LABELED NOT FOR SALE -- REMOVAL THEREOF.

Bulk potatoes failing to meet the grade shown shall be labeled "Not For Sale" until removed. They may be regraded, destroyed or re-marked to a lower grade if feasible. (3-20-77)

106. RESPONSIBILITY OF PERMANENT AND CONDITION DEFECTS.

Defects of condition are those of retailers' responsibility. Permanent grade defects are those of the original packer. (3-20-77)

107. RESTRICTING STANDARDS TO TABLESTOCK GRADES.

Usable grades or standards are the entire spectrum of U.S. and Idaho Grades excluding processing grades. (3-20-77)

108. -- 999. (RESERVED).

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