
SENATE BILL 6155

State of Washington 52nd Legislature 1992 Regular Session

By Senators Bailey, Gaspard, Anderson, Conner, Newhouse and Barr

Read first time 01/20/92. Referred to Committee on Agriculture & Water Resources.

1 AN ACT Relating to state milk marketing orders; and amending RCW
2 15.35.080.

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

4 **Sec. 1.** RCW 15.35.080 and 1991 c 239 s 4 are each amended to read
5 as follows:

6 For the purposes of this chapter:

7 (1) "Department" means the department of agriculture of the state
8 of Washington;

9 (2) "Director" means the director of the department or the
10 director's duly appointed representative;

11 (3) "Person" means a natural person, individual, firm, partnership,
12 corporation, company, society, and association, and every officer,
13 agent, or employee thereof. This term shall import either the singular
14 or plural as the case may be;

1 (4) "Market" or "marketing area" means any geographical area within
2 the state comprising one or more counties or parts thereof, or one or
3 more cities or towns or parts thereof where marketing conditions are
4 substantially similar and which may be designated by the director as
5 one marketing area;

6 (5) "Milk" means all fluid milk from cows as defined in (~~chapters~~
7 ~~15.32 and 15.36~~) RCW 15.36.011 as enacted or hereafter amended and
8 rules adopted thereunder;

9 (6) "Milk products" includes any product manufactured from milk or
10 any derivative or product of milk;

11 (7) "Milk dealer" means any person engaged in the handling of milk
12 in his or her capacity as the operator of a milk plant, as that term is
13 defined in RCW 15.36.040 as enacted or hereafter amended and rules
14 adopted thereunder:

15 (a) Who receives milk in an unprocessed state from dairy farms, and
16 who processes milk into milk or milk products; and

17 (b) Whose milk plant is located within the state or (~~of any other~~
18 plant)) from (~~which~~) whose milk plant milk or milk products that are
19 produced at least in part from milk from producers are disposed of to
20 any place or establishment within a marketing area;

21 (8) "Producer" means a person producing milk within this state for
22 sale under a grade A milk permit issued by the department under the
23 provisions of chapter 15.36 RCW as enacted or hereafter amended;

24 (9) "Classification" means the classification of milk into classes
25 according to its utilization by the department;

26 (10) "Producer-dealer" means a producer who engages in the
27 production of milk and also operates a plant from which an average of
28 more than three hundred pounds daily of milk products, except filled
29 milk, is sold within the marketing area and who has been so designated
30 by the director. A state institution which processes and distributes

1 milk of its own production shall be considered a producer-dealer for
2 purposes of this chapter, but the director may by rule exempt such
3 state institutions from any of the requirements otherwise applicable to
4 producer-dealers.