

CERTIFICATION OF ENROLLMENT

ENGROSSED HOUSE BILL 2523

53rd Legislature
1994 Regular Session

Passed by the House February 9, 1994
Yeas 94 Nays 0

**Speaker of the
House of Representatives**

Passed by the Senate March 2, 1994
Yeas 48 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Marilyn Showalter, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED HOUSE BILL 2523** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

ENGROSSED HOUSE BILL 2523

Passed Legislature - 1994 Regular Session

State of Washington 53rd Legislature 1994 Regular Session

By Representatives Rayburn, Schoesler, Chappell, Chandler, Foreman, Hansen, R. Meyers and Mastin; by request of Department of Agriculture

Read first time 01/17/94. Referred to Committee on Agriculture & Rural Development.

1 AN ACT Relating to violations concerning custom slaughtering and
2 poultry products; amending RCW 16.49.444, 16.49.510, and 16.74.650; and
3 prescribing penalties.

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

5 **Sec. 1.** RCW 16.49.444 and 1985 c 415 s 12 are each amended to read
6 as follows:

7 The director of agriculture may, subsequent to a hearing under
8 chapter 34.05 RCW, deny, suspend, establish conditions of probation for
9 a designated period of time, or revoke any license required under this
10 chapter if it is determined that an applicant has committed any of the
11 following acts:

12 (1) Refused, neglected, or failed to comply with the provisions of
13 this chapter, the rules (~~(and regulations)~~) adopted hereunder, or any
14 lawful order of the department of agriculture;

15 (2) Refused, neglected, or failed to keep and maintain records
16 required by this chapter, or to make the records available when
17 requested under this chapter; or

18 (3) Refused the director of agriculture access to any facilities or
19 parts of the facilities subject to this chapter.

1 **Sec. 2.** RCW 16.49.510 and 1985 c 415 s 6 are each amended to read
2 as follows:

3 If the director finds that a person has committed a violation of
4 any provision of this chapter or rules adopted under this chapter, the
5 director may impose upon and collect from the violator, a civil penalty
6 not exceeding one thousand dollars per violation per day. Each
7 violation is a separate and distinct offense.

8 The violation of any provision of this chapter ~~((and/or))~~ or rules
9 ~~((and regulations))~~ adopted hereunder shall constitute a gross
10 misdemeanor.

11 Both a civil penalty and a criminal penalty may not be imposed for
12 the same violation.

13 **Sec. 3.** RCW 16.74.650 and 1969 ex.s. c 146 s 61 are each amended
14 to read as follows:

15 If the director finds that a person has committed a violation of
16 the provisions of this chapter or rules adopted under this chapter, the
17 director may impose upon and collect from the violator a civil penalty
18 not exceeding one thousand dollars per violation per day. Each
19 violation is a separate and distinct offense.

20 Any person violating any provisions of this chapter or any rules
21 ~~((or regulations))~~ adopted hereunder shall be ~~((guilty of a misdemeanor~~
22 ~~and))~~ guilty of a gross misdemeanor ~~((for any second and subsequent~~
23 ~~violation: PROVIDED, That any offense committed more than five years~~
24 ~~after a previous conviction shall be considered a first offense))~~.

25 Both a civil penalty and a criminal penalty may not be imposed for
26 the same violation.

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