
ENGROSSED SUBSTITUTE HOUSE BILL 1754

State of Washington

58th Legislature

2003 Regular Session

By House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Eickmeyer, Schoesler, Sump, Hunt, Grant, Pettigrew, Haigh, McDermott, Blake, Quall, Rockefeller and Romero)

READ FIRST TIME 03/05/03.

1 AN ACT Relating to poultry; adding a new section to chapter 43.20
2 RCW; adding a new section to chapter 16.49 RCW; and adding a new
3 section to chapter 69.07 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.20 RCW
6 to read as follows:

7 Rules adopted by the state board of health, the department of
8 health, or a local health jurisdiction, as defined in RCW 43.70.575,
9 regulating food or food service establishments do not apply to the
10 slaughter and preparation of one thousand or fewer pastured poultry
11 animals in a calendar year by the agricultural producer of the poultry
12 for the sale of the whole raw poultry by the producer directly to the
13 ultimate consumer at the producer's farm. The state board of health,
14 the department of health, or a local health jurisdiction, as defined in
15 RCW 43.70.575, shall not apply such rules directly or indirectly to
16 such an activity or sale.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 16.49 RCW
18 to read as follows:

1 This chapter does not apply to the slaughter and preparation of one
2 thousand or fewer pastured poultry animals in a calendar year by the
3 agricultural producer of the poultry for the sale of the whole raw
4 poultry by the producer directly to the ultimate consumer at the
5 producer's farm.

6 NEW SECTION. **Sec. 3.** A new section is added to chapter 69.07 RCW
7 to read as follows:

8 (1) A special, temporary permit issued by the department under this
9 section is required for the slaughter and preparation of one thousand
10 or fewer pastured poultry animals in a calendar year by the
11 agricultural producer of the poultry for the sale of the whole raw
12 poultry by the producer directly to the ultimate consumer at the
13 producer's farm, and for such sale. Such activities shall not be
14 conducted without the permit. However, if the activities are conducted
15 under such a permit, the activities are exempted from any other
16 licensing requirements of this chapter.

17 (2)(a) The department must adopt by rule requirements for a
18 special, temporary permit for the activities described in subsection
19 (1) of this section. The requirements must be generally patterned
20 after those established by WAC 246-215-190 as it exists on the
21 effective date of this section for temporary food service
22 establishments, but must be tailored specifically to these slaughter,
23 preparation, and sale activities. The requirements must include, but
24 are not limited to, those for: Cooling procedures, when applicable;
25 sanitary facilities, equipment, and utensils; clean water; washing and
26 other hygienic practices; and waste and wastewater disposal.

27 (b) The rules must also identify the length of time such a permit
28 is valid. In determining the length of time, the department must take
29 care to ensure that it is adequate to accommodate the seasonal nature
30 of the permitted activities. In adopting any rule under this section,
31 the department must also carefully consider the economic constraints on
32 the regulated activity.

33 (3) The department shall conduct such inspections of the activities
34 permitted under this section as are reasonably necessary to ensure
35 compliance with permit requirements.

1 (4) The fee for a special permit issued under this section is
2 seventy-five dollars.

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