

**SB 6377-S - DIGEST**

(DIGEST AS ENACTED)

Finds that the existing definition of "sale" as provided in chapter 15.36 RCW includes arrangements known as "cow shares," in which one or more individuals purchase one or more shares in a milk-producing animal in return for a portion of the milk that is produced. It is the intent of the legislature to clarify that the existing definition includes these arrangements.

Authorizes the director to issue a cease and desist order to any person whom the director has reason to believe is engaged in an activity for which a license is required by chapter 15.36 RCW. The person to whom such notice is issued may request an adjudicative proceeding to contest the order.

Declares that it is unlawful for any person to sell raw milk from a dairy farm that is not licensed as a milk producer or a milk processing plant under chapter 15.36 RCW.

Declares that the sale of raw milk from a dairy farm that is not licensed as a milk producer and a milk processing plant under this act constitutes: (1) For the first offense, a gross misdemeanor; and

(2) For the second and subsequent offenses, a class C felony punishable according to chapter 9A.20 RCW.

Provides that neither the issuance of a cease and desist order nor payment of a civil penalty relieves the person so selling raw milk from criminal prosecution, but the remedy of a cease and desist order or civil penalty is in addition to any criminal liability.