

SSB 5005 - H COMM AMD

By Committee on Agriculture & Natural Resources

NOT CONSIDERED 04/26/2009

1 Strike everything after the enacting clause and insert the  
2 following:

3 NEW SECTION. **Sec. 1.** The definitions in this section apply  
4 throughout this chapter unless the context clearly requires otherwise.

5 (1) "Department" means the department of agriculture.

6 (2) "Director" means the director of the department of agriculture  
7 or the director's designee.

8 (3) "Person" means any natural person, firm, partnership, exchange,  
9 association, trustee, receiver, corporation, and any member, officer,  
10 or employee thereof or assignee for the benefit of creditors.

11 (4) "Represent" means to hold out as or to advertise.

12 (5) "Sell" means selling, offering for sale, holding for sale,  
13 preparing for sale, trading, bartering, offering a gift as an  
14 inducement for sale of, and advertising for sale in any media.

15 NEW SECTION. **Sec. 2.** (1) The department may administer a program  
16 to certify beef cattle from Washington as either Washington-certified  
17 naturally raised beef cattle or Washington-certified naturally raised  
18 grass-fed beef cattle.

19 (2) To qualify as Washington-certified naturally raised beef  
20 cattle, cattle must be born and raised in Washington and raised and  
21 finished in compliance with "United States standards for livestock and  
22 meat marketing claims, naturally raised claim for livestock and the  
23 meat and meat products derived from such livestock," 74 Fed. Reg. 3541  
24 (2009).

25 (3) To qualify as Washington-certified naturally raised grass-fed  
26 beef cattle, cattle must meet the requirements of subsection (2) of  
27 this section and must also be raised and finished in compliance with  
28 "United States standards for livestock and meat marketing claims, grass

1 (forage) fed claim for ruminant livestock and the meat products derived  
2 from such livestock," 72 Fed. Reg. 58631 (2007).

3 NEW SECTION. **Sec. 3.** The department may adopt rules that:

4 (1) Specify certification standards, including recordkeeping and  
5 verification protocols that require:

6 (a) Maintaining cattle birth and health records, including vaccine  
7 lot numbers, vaccine manufacturers, and vaccination dates; and

8 (b) At least one inspection of the farm or ranch of origin; and

9 (2) Establish necessary fees to recover costs of providing  
10 certification and inspection or other services.

11 NEW SECTION. **Sec. 4.** To be labeled, sold, or represented as beef  
12 from either Washington-certified naturally raised beef cattle or  
13 Washington-certified naturally raised grass-fed beef cattle, the beef  
14 must have been harvested from cattle certified under standards  
15 established under this chapter.

16 NEW SECTION. **Sec. 5.** All moneys collected under this chapter must  
17 be paid to the director, deposited in an account within the  
18 agricultural local fund, and used solely for carrying out the purposes  
19 of this chapter and rules adopted under this chapter.

20 NEW SECTION. **Sec. 6.** The director may enter at reasonable times  
21 as determined by the director and inspect any facility and any records  
22 required under this chapter. The director may take for inspection  
23 those representative samples necessary to determine whether this  
24 chapter or rules adopted under this chapter have been violated.

25 NEW SECTION. **Sec. 7.** The director may bring an action to enjoin  
26 any violation of this chapter or rule adopted under this chapter in the  
27 superior court of Thurston county or of any county in which a violation  
28 occurs, notwithstanding the existence of other remedies at law.

29 NEW SECTION. **Sec. 8.** Any person who violates the provisions of  
30 this chapter or rules adopted under this chapter may be subject to:

31 (1) A civil penalty in an amount of not more than five hundred  
32 dollars for each violation; and

1 (2) Denial, revocation, or suspension of any certification issued  
2 under this chapter. Upon notice by the director to deny, revoke, or  
3 suspend a certification, a person may request a hearing under chapter  
4 34.05 RCW.

5 NEW SECTION. **Sec. 9.** Sections 1 through 8 of this act constitute  
6 a new chapter in Title 15 RCW.

7 NEW SECTION. **Sec. 10.** If specific funding for the purposes of  
8 this act, referencing this act by bill or chapter number, is not  
9 provided by June 30, 2009, in the omnibus appropriations act, this act  
10 is null and void."

11 Correct the title.

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