
SENATE BILL 5300

State of Washington

67th Legislature

2021 Regular Session

By Senators Van De Wege, Das, Hunt, Randall, and Wilson, C.; by request of Department of Agriculture

Read first time 01/20/21. Referred to Committee on Agriculture, Water, Natural Resources & Parks.

1 AN ACT Relating to prohibiting the feeding of garbage to swine;
2 amending RCW 16.36.020 and 16.36.105; reenacting and amending RCW
3 16.36.005; and repealing RCW 16.68.150.

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

5 **Sec. 1.** RCW 16.36.005 and 2011 c 204 s 6 are each reenacted and
6 amended to read as follows:

7 The definitions in this section apply throughout this chapter
8 unless the context clearly requires otherwise.

9 (1) "Animal" means all members of the animal kingdom except
10 humans, fish, and insects. However, "animal" does not mean noncaptive
11 wildlife as defined in RCW 77.08.010, except as used in RCW
12 16.36.050(1) and 16.36.080 (1), (2), (3), and (5).

13 (2) "Animal reproductive product" means sperm, ova, fertilized
14 ova, and embryos from animals.

15 (3) "Certificate of veterinary inspection" means a legible
16 veterinary health inspection certificate on an official electronic or
17 paper form from the state of origin or from the animal and plant
18 health inspection service (APHIS) of the United States department of
19 agriculture, executed by a licensed and accredited veterinarian or a
20 veterinarian approved by the animal and plant health inspection

1 service. "Certificate of veterinary inspection" is also known as an
2 "official health certificate."

3 (4) "Communicable disease" means a disease due to a specific
4 infectious agent or its toxic products transmitted from an infected
5 person, animal, or inanimate reservoir to a susceptible host, either
6 directly or indirectly through an intermediate plant or animal host,
7 vector, or the environment.

8 (5) "Contagious disease" means a communicable disease that is
9 capable of being easily transmitted from one animal to another animal
10 or a human.

11 (6) "Department" means the department of agriculture of the state
12 of Washington.

13 (7) "Deputized state veterinarian" means a Washington state
14 licensed and accredited veterinarian appointed and compensated by the
15 director according to state law and department policies.

16 (8) "Director" means the director of the department or his or her
17 authorized representative.

18 (9) "Farm-raised fish" means fish raised by aquaculture as
19 defined in RCW 15.85.020. Farm-raised fish are considered to be a
20 part of animal agriculture; however, disease inspection, prevention,
21 and control programs and related activities for farm-raised fish are
22 administered by the department of fish and wildlife under chapter
23 77.115 RCW.

24 (10) "Garbage" means (~~the solid animal and vegetable waste and~~
25 ~~offal together with the natural moisture content resulting from the~~
26 ~~handling, preparation, or consumption of foods in houses,~~
27 ~~restaurants, hotels, kitchens, markets, meat shops, packing houses~~
28 ~~and similar establishments or any other food waste containing meat or~~
29 ~~meat products)) all waste material derived in whole or in part from
30 the meat of an animal, including fish and poultry, or other animal
31 material, and other refuse of any character whatsoever that has been
32 associated with any such material, resulting from the handling,
33 preparation, cooking, or consumption of food.~~

34 (11) "Herd or flock plan" means a written management agreement
35 between the owner of a herd or flock and the state veterinarian, with
36 possible input from a private accredited veterinarian designated by
37 the owner and the area veterinarian-in-charge of the United States
38 department of agriculture, animal and plant health inspection
39 service, veterinary services in which each participant agrees to
40 undertake actions specified in the herd or flock plan to control the

1 spread of infectious, contagious, or communicable disease within and
2 from an infected herd or flock and to work toward eradicating the
3 disease in the infected herd or flock.

4 (12) "Hold order" means an order by the director to the owner or
5 agent of the owner of animals or animal reproductive products which
6 restricts the animals or products to a designated holding location
7 pending an investigation by the director of the disease, disease
8 exposure, well-being, movement, or import status of the animals or
9 animal reproductive products.

10 (13) "Infectious agent" means an organism including viruses,
11 rickettsia, bacteria, fungi, protozoa, helminthes, or prions that is
12 capable of producing infection or infectious disease.

13 (14) "Infectious disease" means a clinical disease of humans or
14 animals resulting from an infection with an infectious agent that may
15 or may not be communicable or contagious.

16 (15) "Livestock" means horses, mules, donkeys, cattle, bison,
17 sheep, goats, swine, rabbits, llamas, alpacas, ratites, poultry,
18 waterfowl, game birds, and other species so designated by statute.
19 "Livestock" does not mean free ranging wildlife as defined in Title
20 77 RCW.

21 (16) "Meat processors" means a person licensed to operate a
22 slaughtering establishment under chapter 16.49 RCW or the federal
23 meat inspection act (21 U.S.C. Sec. 601 et seq.).

24 (17) "Person" means a person, persons, firm, or corporation.

25 (18) "Quarantine" means the placing and restraining of any animal
26 or its reproductive products by the owner or agent of the owner
27 within a certain described and designated enclosure or area within
28 this state, or the restraining of any animal or its reproductive
29 products from entering this state, as may be directed in an order by
30 the director.

31 (19) "Reportable disease" means a disease designated by rule by
32 the director as reportable to the department by veterinarians and
33 others made responsible to report by statute.

34 (20) "Sold" means sale, trade, gift, barter, or any other action
35 that constitutes a change of ownership.

36 (21) "Veterinary biologic" means any virus, serum, toxin, and
37 analogous product of natural or synthetic origin, or product prepared
38 from any type of genetic engineering, such as diagnostics,
39 antitoxins, vaccines, live microorganisms, killed microorganisms, and

1 the antigenic or immunizing components intended for use in the
2 diagnosis, treatment, or prevention of diseases in animals.

3 **Sec. 2.** RCW 16.36.020 and 1998 c 8 s 3 are each amended to read
4 as follows:

5 (1) The director shall enforce (~~and administer~~) the provisions
6 of this chapter pertaining to garbage feeding.

7 (2) The director has the authority to regulate the sale,
8 distribution, and use of veterinary biologics in the state and may
9 adopt rules to restrict the sale, distribution, or use of any
10 veterinary biologic in any manner necessary to protect the health and
11 safety of the public and the state's animal population.

12 (3) The director has the authority to license and regulate the
13 activities of veterinary laboratories that do not have a veterinarian
14 licensed under chapter 18.92 RCW present within the management or
15 staff of the veterinary laboratory. The director may adopt rules to
16 regulate these laboratories in any manner necessary to protect the
17 health and safety of the public and the public's animals.

18 **Sec. 3.** RCW 16.36.105 and 1998 c 8 s 12 are each amended to read
19 as follows:

20 (~~No person shall feed~~) Feeding garbage to swine (~~without first~~
21 ~~obtaining a license from the director. The license expires on June~~
22 ~~30th of each year. Application for a license shall be accompanied by~~
23 ~~a fee of ten dollars which shall be credited to the general fund. The~~
24 ~~license is nontransferable and a separate license is required for~~
25 ~~each place of business if an operator has more than one feeding~~
26 ~~station.~~

27 ~~Upon receipt of an application for a license to feed garbage, the~~
28 ~~director shall inspect the premises and determine whether the~~
29 ~~applicant meets the requirements of 9 C.F.R. Chapter 1 Part 166 as~~
30 ~~adopted by rule and any other rules adopted under this chapter. Upon~~
31 ~~approval of the application by the director and compliance with the~~
32 ~~provisions of this section, the applicant shall be issued a license.~~
33 ~~This section does not apply to any person feeding garbage from his or~~
34 ~~her own domestic household)) is prohibited.~~

1 NEW SECTION. **Sec. 4.** RCW 16.68.150 (Feeding of carcasses to
2 swine unlawful—Exception) and 1949 c 100 s 16 are each repealed.

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