

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

Department of Agriculture

(agency name)

Administrative Order No. 1840

(1) I, M. Keith Ellis, director of Washington State Department of Agriculture

do promulgate and adopt at Olympia, Washington (place)

the annexed rules relating to:

WAC 16-125 concerning Bulk Milk Haulers and Bulk Milk Tankers; and repealing WAC 16-101-710 concerning suspension of Grade A permits.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. WSR 84-15-054 filed with the code reviser on 7/18/84. These rules shall take effect:

- thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).
at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

I, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is:

These rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026 that every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules fill in statement (a), (b), or (c) as appropriate:

(a) This rule is promulgated pursuant to RCW 15.36 and is intended to administratively implement that statute.

(b) This rule is promulgated pursuant to RCW which directs that the

has authority to implement the provisions of (agency)

(name of act or RCW citation)

(c) This rule is promulgated under the general rule-making authority of the

(agency)

as authorized in RCW

(4) The undersigned hereby declares that the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

(5) This order, after being first recorded in the order register of this agency, is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

STATE OF WASHINGTON APPROVED AND ADORDED ON FILED

September 5

19 84

By M. Keith Ellis

Director of Agriculture

Title

SEP 5 1984

AMENDATORY SECTION (Amending Order 1283, filed 1/29/73)

WAC 16-125-010 ((DIRECTOR)) DEFINITIONS. ((For-the-purpose-of this-order)) (1) "Director" ((shall)) means the director of the department of agriculture of the state of Washington, or his duly authorized representative.

(2) "Bulk milk hauler" means the person who has primary responsibility for the measuring, weighing, or grading of milk and the collection of samples at the farm and is properly licensed by the director.

(3) "Bulk milk hauling" means the transportation of milk from the place where it is produced to a processing plant or between processing plants, performed by vehicles belonging to an individual or corporation operating under permit from the director.

(4) "3A standards" means current sanitary standards for dairy equipment and accepted practices as published in the "Journal of Food Protection."

NEW SECTION

WAC 16-125-120 BULK MILK TANKER REQUIREMENTS. All bulk milk tankers operating in the state of Washington shall comply with the provisions of 3A standard 05-13. Additional requirements are:

(1) Trucks and trailers with remote pumps, mounted on tractor or front trailer, and a system of external hoses and/or piping may be used: PROVIDED, That

(a) External flexible hoses meet the following requirements:

(i) Hoses are the thick walled rubber type and meet 3A standard 18.00, except for pump box hoses.

(ii) Hoses are capped with a sanitary cap when not in use.

(b) Piping along the length of the trailer is of the fixed type and meets the following requirements:

(i) The pipe is stainless steel and meets the requirements of 3A standards 09-07 and 33-00. Other materials may be used after approval has been received from the Milk Safety Branch of the Food and Drug Administration.

(ii) The sanitary piping is enclosed in an insulated holder and both the sanitary piping and the holder are capped with a dust tight cap when disconnected.

(c) Sanitary air which meets the requirements of 3A standard 604-03 may be used to remove residual milk from the external piping system.

(d) Any milk in the external piping system that exceeds forty-five degrees Fahrenheit is discarded.

(e) Adequate facilities shall be provided at all receiving stations for the proper cleaning and sanitization of tankers including the external lines and valves.

(2) All external valves on a tanker shall be provided with a means of protection against dust, dirt, and road debris.

(a) Outlet valves shall be protected by dust tight covers which will comply with 3A standard 05-13.

(b) Inlet valves and valves with attached hoses shall be protected by a relatively dust tight cover. This cover may be:

(i) Stainless steel with an opening for the connection of hoses which is sealed with a flexible material that will prevent the entrance of dust, dirt, or road debris.

(ii) A flexible mounting made of rubber or other approved material which is close fitting, smooth, impervious, and easily removable for cleaning.

(iii) Any other type cover for which plans have been submitted to and approved by the director.

(c) All valves not connected to hoses shall have a sanitary cap and an approved dust cover on them.

(3) Markings on each truck or trailer shall be sufficient to allow inspection personnel to identify the owner of the truck or trailer.

(4) Cleaning and bactericidal treatment of all product contact surfaces including valves, hoses, covers, connections, appurtenances, pumps, and pump compartment of each tanker, when used, shall be accomplished at least once every twenty-four hours by the receiving plant. After sanitization each tanker shall be tagged to show the date washed, place washed, and initials or signature of the person who washed the tanker. This wash tag shall not be removed until the tanker is rewashed. It shall be the responsibility of the bulk milk hauler to ensure that the wash tag is present and that the tank is in fact clean prior to commencing his route.

(5) For violations of WAC 16-125-120 a condemnation tag shall be affixed to the tanker outlet valve by the director. Any tanker so tagged may not be used to transport grade A milk until the violation(s) have been corrected and the condemnation tag removed by the director.

(6) In the event of serious or repeated violations of WAC 16-125-120 the contents of the tanker shall be lowered to grade C.

(7) Any grade A plant or receiving station unloading milk from a tanker bearing a condemnation tag or from a tanker that has not been properly cleaned may have that load lowered to grade C. If the load has commingled with other milk the entire amount may be lowered to grade C.

(8) All grade A milk shall be picked up at least every forty-eight hours.

(9) All farm tanks shall be emptied and washed at least every forty-eight hours.

(10) Plans and drawings relating to tankers submitted to the director shall be treated with confidentiality.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 16-125-001 PROMULGATION.
WAC 16-125-110 EFFECTIVE DATE.
WAC 16-101-710 SUSPENSION OF GRADE A PERMIT.