

CERTIFICATION OF ENROLLMENT

**ENGROSSED HOUSE BILL 2523**

Chapter 128, Laws of 1994

53rd Legislature  
1994 Regular Session

CUSTOM SLAUGHTERING--POULTRY PRODUCTS--VIOLATIONS

EFFECTIVE DATE: 6/9/94

Passed by the House February 9, 1994  
Yeas 94 Nays 0

BRIAN EBERSOLE

**Speaker of the  
House of Representatives**

Passed by the Senate March 2, 1994  
Yeas 48 Nays 0

JOEL PRITCHARD

**President of the Senate**

Approved March 28, 1994

MIKE LOWRY

**Governor of the State of Washington**

CERTIFICATE

I, Marilyn Showalter, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED HOUSE BILL 2523** as passed by the House of Representatives and the Senate on the dates hereon set forth.

MARILYN SHOWALTER

**Chief Clerk**

FILED

March 28, 1994 - 11:34 a.m.

**Secretary of State  
State of Washington**

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ENGROSSED HOUSE BILL 2523

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Passed Legislature - 1994 Regular Session

State of Washington                      53rd Legislature                      1994 Regular Session

By Representatives Rayburn, Schoesler, Chappell, Chandler, Foreman, Hansen, R. Meyers and Mastin; by request of Department of Agriculture

Read first time 01/17/94. Referred to Committee on Agriculture & Rural Development.

1            AN ACT Relating to violations concerning custom slaughtering and  
2 poultry products; amending RCW 16.49.444, 16.49.510, and 16.74.650; and  
3 prescribing penalties.

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

5            **Sec. 1.** RCW 16.49.444 and 1985 c 415 s 12 are each amended to read  
6 as follows:

7            The director of agriculture may, subsequent to a hearing under  
8 chapter 34.05 RCW, deny, suspend, establish conditions of probation for  
9 a designated period of time, or revoke any license required under this  
10 chapter if it is determined that an applicant has committed any of the  
11 following acts:

12            (1) Refused, neglected, or failed to comply with the provisions of  
13 this chapter, the rules (~~and regulations~~) adopted hereunder, or any  
14 lawful order of the department of agriculture;

15            (2) Refused, neglected, or failed to keep and maintain records  
16 required by this chapter, or to make the records available when  
17 requested under this chapter; or

18            (3) Refused the director of agriculture access to any facilities or  
19 parts of the facilities subject to this chapter.

1       **Sec. 2.** RCW 16.49.510 and 1985 c 415 s 6 are each amended to read  
2 as follows:

3       If the director finds that a person has committed a violation of  
4 any provision of this chapter or rules adopted under this chapter, the  
5 director may impose upon and collect from the violator, a civil penalty  
6 not exceeding one thousand dollars per violation per day. Each  
7 violation is a separate and distinct offense.

8       The violation of any provision of this chapter ~~((and/or))~~ or rules  
9 ~~((and regulations))~~ adopted hereunder shall constitute a gross  
10 misdemeanor.

11       Both a civil penalty and a criminal penalty may not be imposed for  
12 the same violation.

13       **Sec. 3.** RCW 16.74.650 and 1969 ex.s. c 146 s 61 are each amended  
14 to read as follows:

15       If the director finds that a person has committed a violation of  
16 the provisions of this chapter or rules adopted under this chapter, the  
17 director may impose upon and collect from the violator a civil penalty  
18 not exceeding one thousand dollars per violation per day. Each  
19 violation is a separate and distinct offense.

20       Any person violating any provisions of this chapter or any rules  
21 ~~((or regulations))~~ adopted hereunder shall be ~~((guilty of a misdemeanor~~  
22 ~~and))~~ guilty of a gross misdemeanor ~~((for any second and subsequent~~  
23 ~~violation: PROVIDED, That any offense committed more than five years~~  
24 ~~after a previous conviction shall be considered a first offense))~~.

25       Both a civil penalty and a criminal penalty may not be imposed for  
26 the same violation.

Passed the House February 9, 1994.

Passed the Senate March 2, 1994.

Approved by the Governor March 28, 1994.

Filed in Office of Secretary of State March 28, 1994.