

Chapter 16-101 WAC

WASHINGTON STATE MILK AND MILK PRODUCTS STANDARDS

WAC

16-101-701	Standards for the production of milk and milk products.
16-101-716	Procedures for certification of interstate milk shippers.
16-101-721	Methods for making sanitation ratings of milk shippers.
16-101-726	Standard for the accrediting of milk laboratories.
16-101-731	Availability of the publications adopted by the department in this chapter.
16-101-800	Raw milk warning labels.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

16-101-001	Promulgation. [Order 1132, § 16-101-001, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-010	Milk. [Order 1132, § 16-101-010, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-020	Goat milk. [Order 1132, § 16-101-020, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-030	Cream or coffee cream. [Order 1132, § 16-101-030, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-040	Whipping cream. [Order 1132, § 16-101-040, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-050	Whipped cream. [Order 1132, § 16-101-050, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-060	Whipped coffee cream. [Order 1132, § 16-101-060, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-070	Sour cream or cultured sour cream. [Order 1132, § 16-101-070, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-080	Half-and-half. [Order 1132, § 16-101-080, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-090	Sour half-and-half or cultured half-and-half. [Order 1132, § 16-101-090, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-100	Reconstituted or recombined milk and milk products. [Order 1132, § 16-101-100, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-110	Concentrated milk. [Order 1132, § 16-101-110, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-120	Concentrated milk products. [Order 1132, § 16-101-120, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-130	Nonfat milk. [Order 1132, § 16-101-130, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-140	Skim milk. [Order 1132, § 16-101-140, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-150	Lowfat milk. [Order 1132, § 16-101-150, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-160	Vitamin D milk and milk products. [Order 1132, § 16-101-160, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-170	Fortified milk and milk products. [Order 1132, § 16-101-170, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-180	Homogenized milk. [Order 1132, § 16-101-180, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.

16-101-190	Flavored milk or milk products. [Order 1132, § 16-101-190, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-200	Buttermilk. [Order 1132, § 16-101-200, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-210	Cultured buttermilk. [Order 1132, § 16-101-210, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-220	Cultured milk or cultured whole milk buttermilk. [Order 1132, § 16-101-220, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-230	Eggnog. [Order 1132, § 16-101-230, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-240	Eggnog flavored milk. [Order 1132, § 16-101-240, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-250	Yogurt. [Order 1132, § 16-101-250, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-260	Low fat yogurt. [Order 1132, § 16-101-260, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-270	Nonfat yogurt. [Order 1132, § 16-101-270, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-280	Milk products. [Order 1132, § 16-101-280, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-290	Grade A dry milk products. [Order 1132, § 16-101-290, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-300	Optional ingredients. [Order 1132, § 16-101-300, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-310	Misbranded milk and milk products. [Order 1132, § 16-101-310, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-320	Pasteurization. [Order 1132, § 16-101-320, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-330	Fluid milk products. [Order 1132, § 16-101-330, filed 12/19/69, effective 1/20/70.] Repealed by Order 1401, filed 6/19/75 and 6/20/75.
16-101-400	Promulgation. [Order 1401, § 16-101-400, filed 6/19/75 and 6/20/75.] Repealed by WSR 80-06-125 (Order 1706), filed 6/2/80. Statutory Authority: Chapter 15.36 RCW.
16-101-410	Milk. [Order 1401, § 16-101-410, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-420	Pasteurized milk. [Order 1401, § 16-101-420, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-430	Homogenized milk. [Order 1401, § 16-101-430, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-440	Vitamin D milk. [Order 1401, § 16-101-440, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-450	Vitamin A milk. [Order 1401, § 16-101-450, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-455	Multivitamin fortified or multimineral fortified milk or milk products. [Statutory Authority: Chapters 15.32 and 15.36 RCW. WSR 87-12-026 (Order 1931), § 16-101-

	455, filed 5/29/87.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-630	Flavored nonfat milk (flavored skim milk). [Order 1401, § 16-101-630, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-460	Vitamin A lowfat milk. [Order 1401, § 16-101-460, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-640	Eggnog flavored milk or eggnog. [Order 1401, § 16-101-640, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-465	Lowfat milk with calcium added. [Statutory Authority: Chapters 15.32 and 15.36 RCW. WSR 87-12-026 (Order 1931), § 16-101-465, filed 5/29/87.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-650	Optional ingredients. [Order 1401, § 16-101-650, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-470	Nonfat milk (skim milk). [Order 1401, § 16-101-470, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-660	Protein fortified fluid milk products. [Order 1401, § 16-101-660, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-475	Nonfat (skim) milk with calcium added. [Statutory Authority: Chapters 15.32 and 15.36 RCW. WSR 87-12-026 (Order 1931), § 16-101-475, filed 5/29/87.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-670	Acidified milk and milk products. [Order 1401, § 16-101-670, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-480	Vitamin A nonfat milk (skim milk). [Order 1401, § 16-101-480, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-680	Pasteurization. [Order 1401, § 16-101-680, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.
16-101-490	Reconstituted or recombined milk or milk products. [Order 1401, § 16-101-490, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-690	Civil penalties—Substandard products. [Statutory Authority: Chapter 15.36 RCW. WSR 87-08-038 (Order 1920), § 16-101-690, filed 3/30/87, effective 7/1/87.] Repealed by WSR 99-18-030, filed 8/25/99, effective 9/25/99. Statutory Authority: RCW 15.36.020.
16-101-500	Evaporated milk. [Order 1401, § 16-101-500, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-700	Adoption of the pasteurized milk ordinance as the standard for production of milk and milk products. [Statutory Authority: RCW 15.36.021(3). WSR 00-21-012, § 16-101-700, filed 10/6/00, effective 11/6/00; WSR 96-22-058, § 16-101-700, filed 11/4/96, effective 12/5/96. Statutory Authority: RCW 15.36.540 and [15.36.]550. WSR 93-24-093 (Order 5021), § 16-101-700, filed 11/30/93, effective 12/31/93. Statutory Authority: Chapter 15.36 RCW. WSR 80-06-125 (Order 1706), § 16-101-700, filed 6/2/80.] Repealed by WSR 08-24-073, filed 12/1/08, effective 1/1/09. Statutory Authority: RCW 15.36.21 [15.36.021] and chapter 15.36 RCW.
16-101-510	Concentrated milk and concentrated milk products. [Order 1401, § 16-101-510, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-705	Adoption of the dry milk ordinance as the standard for production of condensed and dry milk products and condensed and dry whey. [Statutory Authority: RCW 15.36.021(3). WSR 96-22-059, § 16-101-705, filed 11/4/96, effective 12/5/96.] Repealed by WSR 08-24-073, filed 12/1/08, effective 1/1/09. Statutory Authority: RCW 15.36.21 [15.36.021] and chapter 15.36 RCW.
16-101-520	Half-and-half. [Order 1401, § 16-101-520, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-710	Suspension of Grade A permit. [Statutory Authority: Chapter 15.36 RCW. WSR 80-06-125 (Order 1706), § 16-101-710, filed 6/2/80.] Repealed by WSR 84-18-055 (Order 1840), filed 9/5/84. Statutory Authority: Chapter 15.36 RCW.
16-101-530	Cream or whipped light cream. [Order 1401, § 16-101-530, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-711	Adoption of the standards for the fabrication of single-service containers and closures for milk and milk products. [Statutory Authority: RCW 15.36.021(3). WSR 96-22-059, § 16-101-711, filed 11/4/96, effective 12/5/96.] Repealed by WSR 08-24-073, filed 12/1/08, effective 1/1/09. Statutory Authority: RCW 15.36.21 [15.36.021] and chapter 15.36 RCW.
16-101-540	Whipping cream or whipped cream. [Order 1401, § 16-101-540, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-715	Aseptically processed milk and milk products. [Statutory Authority: Chapter 15.36 RCW. WSR 82-14-014 (Order 1766), § 16-101-715, filed 6/28/82.] Repealed by WSR 96-22-059, filed 11/4/96, effective 12/5/96. Statutory Authority: RCW 15.36.021(3).
16-101-550	Buttermilk or cultured buttermilk. [Order 1401, § 16-101-550, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-720	Aseptic processing. [Statutory Authority: Chapter 15.36 RCW. WSR 82-14-014 (Order 1766), § 16-101-720, filed 6/28/82.] Repealed by WSR 96-22-059, filed 11/4/96, effective 12/5/96. Statutory Authority: RCW 15.36.021(3).
16-101-560	Sour cream or cultured sour cream. [Order 1401, § 16-101-560, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-725	Labeling. [Statutory Authority: Chapter 15.36 RCW. WSR 82-14-014 (Order 1766), § 16-101-725, filed 6/28/82.] Repealed by WSR 96-22-059, filed 11/4/96, effective 12/5/96. Statutory Authority: RCW 15.36.021(3).
16-101-570	Sour half-and-half or cultured half-and-half. [Statutory Authority: Chapter 15.32 RCW. WSR 87-09-033 (Order 1925), § 16-101-570, filed 4/10/87; Order 1401, § 16-101-570, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-730	Aseptically processed milk—Suspension of Grade A permit. [Statutory Authority: Chapter 15.36 RCW. WSR 82-14-014 (Order 1766), § 16-101-730, filed 6/28/82.] Repealed by WSR 96-22-059, filed 11/4/96, effective 12/5/96. Statutory Authority: RCW 15.36.021(3).
16-101-580	Yogurt. [Order 1401, § 16-101-580, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.	16-101-735	Processing. [Statutory Authority: Chapter 15.36 RCW. WSR 82-14-014 (Order 1766), § 16-101-735, filed 6/28/82.] Repealed by WSR 96-22-059, filed 11/4/96,
16-101-590	Chocolate milk. [Order 1401, § 16-101-590, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.		
16-101-600	Chocolate lowfat milk or chocolate nonfat milk. [Order 1401, § 16-101-600, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.		
16-101-610	Flavored milk. [Order 1401, § 16-101-610, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.		
16-101-620	Flavored lowfat milk. [Order 1401, § 16-101-620, filed 6/19/75 and 6/20/75.] Repealed by WSR 96-18-108, filed 9/4/96, effective 10/5/96. Statutory Authority: Chapter 15.36 RCW.		

effective 12/5/96. Statutory Authority: RCW 15.36.021 (3).

16-101-740 Sanitation requirements. [Statutory Authority: Chapter 15.36 RCW. WSR 82-14-014 (Order 1766), § 16-101-740, filed 6/28/82.] Repealed by WSR 96-22-059, filed 11/4/96, effective 12/5/96. Statutory Authority: RCW 15.36.021(3).

16-101-990 Where can publications adopted by WSDA under this chapter be obtained? [Statutory Authority: RCW 15.36.021(3). WSR 00-21-012, § 16-101-990, filed 10/6/00, effective 11/6/00; WSR 96-22-059, § 16-101-990, filed 11/4/96, effective 12/5/96.] Repealed by WSR 08-24-073, filed 12/1/08, effective 1/1/09. Statutory Authority: RCW 15.36.21 [15.36.021] and chapter 15.36 RCW.

WAC 16-101-701 Standards for the production of milk and milk products. (1) With the exception of the portions identified in subsection (2) of this section, the department adopts the Grade "A" Pasteurized Milk Ordinance, 2011 Revision, United States Public Health Service/Food and Drug Administration, as additional Washington state standards for the production of milk and milk products including Grade A condensed and dry milk products and condensed and dry whey products under chapter 15.36 RCW.

(2) The department does not adopt the following portions of the Grade "A" Pasteurized Milk Ordinance, 2011 Revision:

(a) Grade "A" Pasteurized Milk Ordinance - 2011 Revision.

PMO Page No.	Excepted Portion
Pages 12-13	<ul style="list-style-type: none"> Section 3, Permits, paragraph 4, which begins with "The regulatory agency shall suspend..." Section 3, Permits, paragraph 5, which begins with "Upon notification..."
Page 24	<ul style="list-style-type: none"> Section 6, The Examination of Milk and Milk Products, paragraph 5, which begins with "Whenever two (2) of the last four (4) consecutive..."
Page 29	<p>Section of Table 1 entitled "GRADE "A" RAW MILK AND MILK PRODUCTS FOR PASTEURIZATION, ULTRA-PASTEURIZATION OR ASEPTIC PROCESSING"</p> <ul style="list-style-type: none"> "Temperature: Cooled to 10°C (50°F) or less within four (4) hours or less of the commencement of the first milking and to 7°C (45°F) or less within two hours after the completion of milking. Provided that the blend temperature after the first milking and subsequent milkings does not exceed 10°C (50°F)." <p>Note: Milk sample submitted for testing cooled and maintained at 0°C (32°F) to 4.4°C (40°F), but <7.0°C (45°F) and less than three</p>

PMO Page No.	Excepted Portion
	<p>(3) hours after collection has not increased in temperature;</p> <ul style="list-style-type: none"> Under Bacterial Limits, only the sentence..."Individual producer milk not to exceed 100,000 per mL prior to commingling with other producer milk."

(b) Standards for Grade "A" Raw Milk for Pasteurization, Ultra-pasteurization or Aseptic Processing.

PMO Page No.	Excepted Portion
Page (52)	Item 18r. "Raw Milk Cooling" paragraph 1, which begins with "Raw milk for pasteurization shall be cooled..."
Page 53	Ir. "Administrative Procedures", paragraph 1 only

(c) Standards for Grade "A" Pasteurized, Ultra-pasteurized and Aseptically Processed Milk and Milk Products.

PMO Page No.	Excepted Portion
Page 111	Item 18p. "Bottling, Packaging and Container Filling", under Public Health Reason, first sentence only which begins with "Manual bottling, packaging, and container filling..."
Page 111	Item 18p. "Administrative Procedures", item number 2 only.
Page 113	Item 19p. "Capping, container closure and sealing and Dry Milk Product Storage", Administrative Procedures, item number 1 only.
Page 126	Sections 15 (Enforcement), 16 (Penalty), and 17 (Repeal and Date of Effect)

(d) Appendix E: Examples of 3-out-of-5 Compliance Enforcement Procedures.

PMO Page No.	Excepted Portion
Pages 202-203	All of Appendix E

(3) The department does adopt the following somatic cell count standards to be: Individual producer bovine cow milk not to exceed 400,000 per mL; and goat, sheep, and all other species milk not to exceed 1,000,000 per mL.

[Statutory Authority: RCW 15.36.021 and chapter 34.05 RCW. WSR 13-03-046, § 16-101-701, filed 1/10/13, effective 2/10/13. Statutory Authority: RCW 15.36.21 [15.36.021] and chapter 15.36 RCW. WSR 08-24-073, § 16-101-701, filed 12/1/08, effective 1/1/09.]

WAC 16-101-716 Procedures for certification of interstate milk shippers. The department adopts the Procedures Governing the Cooperative State-Public Health Service/Food and Drug Administration Program of the National Conference on Interstate Milk Shipments 2011 Revision as

Washington state procedures for the certification of interstate milk shippers.

[Statutory Authority: RCW 15.36.021 and chapter 34.05 RCW. WSR 13-03-046, § 16-101-716, filed 1/10/13, effective 2/10/13. Statutory Authority: RCW 15.36.21 [15.36.021] and chapter 15.36 RCW. WSR 08-24-073, § 16-101-716, filed 12/1/08, effective 1/1/09. Statutory Authority: RCW 15.36.021(3). WSR 00-21-012, § 16-101-716, filed 10/6/00, effective 11/6/00; WSR 96-22-059, § 16-101-716, filed 11/4/96, effective 12/5/96.]

WAC 16-101-721 Methods for making sanitation ratings of milk shippers. The department adopts the Methods of Making Sanitation Ratings of Milk Shippers 2011 Revision, United States Health and Human Services Public Health Service/Food and Drug Administration as Washington state methods for ratings of interstate milk shippers.

[Statutory Authority: RCW 15.36.021 and chapter 34.05 RCW. WSR 13-03-046, § 16-101-721, filed 1/10/13, effective 2/10/13. Statutory Authority: RCW 15.36.21 [15.36.021] and chapter 15.36 RCW. WSR 08-24-073, § 16-101-721, filed 12/1/08, effective 1/1/09. Statutory Authority: RCW 15.36.021(3). WSR 00-21-012, § 16-101-721, filed 10/6/00, effective 11/6/00; WSR 96-22-059, § 16-101-721, filed 11/4/96, effective 12/5/96.]

WAC 16-101-726 Standard for the accrediting of milk laboratories. The department adopts the Evaluation of Milk Laboratories 2011 Revision United States Health and Human Services Public Health Service/Food and Drug Administration as the Washington state standard for accrediting milk laboratories and certified industry supervisors who request certification and approval for uniform collection and testing required for compliance with the Grade "A" Pasteurized Milk Ordinance.

[Statutory Authority: RCW 15.36.021 and chapter 34.05 RCW. WSR 13-03-046, § 16-101-726, filed 1/10/13, effective 2/10/13. Statutory Authority: RCW 15.36.21 [15.36.021] and chapter 15.36 RCW. WSR 08-24-073, § 16-101-726, filed 12/1/08, effective 1/1/09. Statutory Authority: RCW 15.36.021(3). WSR 96-22-059, § 16-101-726, filed 11/4/96, effective 12/5/96.]

WAC 16-101-731 Availability of the publications adopted by the department in this chapter. (1) The Grade "A" Pasteurized Milk Ordinance, 2011 Revision, United States Public Health Service/Food and Drug Administration, the Procedures Governing the Cooperative State-Public Health Service/Food and Drug Administration Program of the National Conference on Interstate Milk Shipments, 2011 Revision, the Methods of Making Sanitation Ratings of Milk Shippers, 2011 Revision, United States Department of Health and Human Services Public Health Services/Food and Drug Administration, and the Evaluation of Milk Laboratories, 2011 Revision, United States Department of Health and Human Services Public Health Service/Food and Drug Administration can be obtained at: <http://www.fda.gov/Food/FoodSafety/Product-SpecificInformation/MilkSafety/NationalConferenceonInterstateMilkShipmentsNCIMSModelDocuments/default.htm>.

(2) For information regarding the contents and application of these publications, contact the Food Safety and Consumer Services Division at the Washington State Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560 or FSCS@agr.wa.gov.

[Statutory Authority: RCW 15.36.021 and chapter 34.05 RCW. WSR 13-03-046, § 16-101-731, filed 1/10/13, effective 2/10/13. Statutory Authority:

[Ch. 16-101 WAC p. 4]

RCW 15.36.21 [15.36.021] and chapter 15.36 RCW. WSR 08-24-073, § 16-101-731, filed 12/1/08, effective 1/1/09.]

WAC 16-101-800 Raw milk warning labels. (1) **What authority does the department have to require warning labels on retail raw milk containers?** This rule is being promulgated under authority of RCW 15.36.021(1) and 69.04.398(3).

(2) **To what does this rule apply?** The labeling requirements in this rule apply to containers of raw milk intended for sale to consumers in the state of Washington.

(3) **Why is the Washington state department of agriculture adopting warning label requirements for retail raw milk sales?** The department is adopting this rule to inform consumers about possible harm that may occur from consuming raw milk that contains harmful microorganisms.

(4) **What purpose will this rule serve?** The purpose of this rule is to warn purchasers about known hazards associated with the consumption of raw milk so that they may make informed choices about buying these products.

(5) **What warning label must be on raw milk containers?** The raw milk container must bear the following labeling: ***WARNING:** This product has not been pasteurized and may contain harmful bacteria. Pregnant women, children, the elderly and persons with lowered resistance to disease have the highest risk of harm from use of this product.*

(6) **What are the specific requirements for warning labels on raw milk?** The raw milk warning labels must meet the following requirements:

(a) The warning label type size must be consistent with the type size of other required labeling, but not less than one-sixteenth inch in height.

(b) The warning label must be conspicuous and in contrasting color from other labeling.

(c) The warning label must be prominently displayed on the container's principal display panel.

(d) The warning label must be clearly readable.

[Statutory Authority: RCW 15.36.021(1) and 69.04.398(3). WSR 97-19-045, § 16-101-800, filed 9/11/97, effective 10/12/97.]