

Chapter 142-12 WAC

DAIRY PRODUCTS—MILK ASSESSMENT REGULATIONS

WAC

142-12-01001	Declaration of purpose.
142-12-015	Definitions.
142-12-02001	Change in definitions.
142-12-025	Rate of assessment.
142-12-026	Assessment rate on Class I and Class II milk.
142-12-030	Monthly assessment report described.
142-12-035	Source of monthly assessment report.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

142-12-001	Promulgation. [Promulgation, filed 1/2/68, effective 7/1/68, referendum approved 2/12/68; Promulgation, filed 3/16/60.] Repealed by Order 3-73, filed 10/29/73.
142-12-010	Assessment rates. [Regulation X, filed 1/2/68, effective 7/1/68, referendum approved 2/12/68; Regulation X, filed 3/16/60.] Repealed by Order 3-73, filed 10/29/73.
142-12-020	Assessment reports. [Regulation XI, filed 1/2/68, effective 7/1/68, referendum approved 2/12/68; Regulation XI, filed 3/16/60.] Repealed by Order 3-73, filed 10/29/73.

WAC 142-12-01001 Declaration of purpose. To effectuate the purposes of RCW 15.44.080 as last amended by chapter 41, Laws of 1973 1st ex. sess., the Washington state dairy products commission hereby adopts certain definitions and prescribes the rate of assessment on milk and collection forms pursuant to the provisions of chapter 15.44 RCW effective August 1, 1973.

[Order 1-73, § 142-12-01001, filed 6/15/73.]

WAC 142-12-015 Definitions. (1) **Class I milk:** Class I milk shall be all skim milk and butterfat disposed of in the form of fluid milk product as defined by the standards of the federal government heretofore adopted in the order regulating handling of milk in the Puget Sound, Washington, marketing area, (Order 125, as amended).

(2) **Fluid milk product:** Fluid milk product is fluid milk product as defined by the standards of the federal government heretofore adopted in the said order regulating handling of milk in Puget Sound, Washington, marketing area. (Order 125 as amended.)

(3) **Market order:** Market order is an order regulating the handling of milk in a marketing area promulgated pursuant to Public Act No. 10, 73rd Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937 as amended (48 Stat 31, as amended, 7 U.S.C. 601, et seq.).

(4) **Class I price:** Class I price is that price per hundredweight defined as the class I price per hundredweight by the standards of the federal government heretofore adopted by the order regulating the handling of milk in the Puget Sound, Washington, marketing area. (Order 125 as amended.)

(5) **3.5% Butterfat milk:** 3.5% butterfat milk is 3.5 percent milk as defined by the standards of the federal government heretofore adopted by the said order regulating the han-

(7/16/92)

dling of milk in the Puget Sound, Washington marketing area. (Order 125 as amended.)

[Order 1-73, § 142-12-015, filed 6/15/73.]

WAC 142-12-02001 Change in definitions. In the event that the standards and definitions of the federal government as adopted in the said Order No. 125 regulating the handling of milk in the Puget Sound, Washington marketing area as amended are subsequently changed by the federal government with a resulting change in the foregoing definitions, the changed standards or definitions are incorporated herewith and made a part of this regulation unless and until such time as the Washington state dairy products commission changes the definition or definitions by formal amendment to this regulation.

[Order 1-73, § 142-12-02001, filed 6/15/73.]

WAC 142-12-025 Rate of assessment. The assessment per hundredweight upon all milk produced in the state of Washington effective July 16, 1973, shall be six tenths of one percent (0.6%) of the Class I price for 3.5% butterfat milk as established in the Puget Sound marketing area pursuant to a market order regulating the handling of milk in that area.

[Order 1-73, § 142-12-025, filed 6/15/73.]

WAC 142-12-026 Assessment rate on Class I and Class II milk. The assessment as set forth in RCW 15.44.085 which is levied on every hundredweight of Class I or Class II milk sold by a dealer, including any milk sold by a producer who acts as a dealer, is hereby increased from three-fourths of one cent per hundredweight to one cent per hundredweight.

[Statutory Authority: RCW 15.44.085. WSR 92-15-080, § 142-12-026, filed 7/16/92, effective 9/1/92; WSR 78-11-025 (Order 78-1), § 142-12-026, filed 10/16/78, effective 1/1/79.]

WAC 142-12-030 Monthly assessment report described. The printed form on which returns are to be made under oath to the commission, as required by RCW 15.44.-110, shall be known as "monthly assessment report," shall be prepared, signed, and submitted to the commission by each dealer, shipper, handler, producer handler, processor, manufacturer, and distributor not later than the 20th day of the succeeding month for the previous month's volume of milk handled, and shall contain the following information:

(1) Name and address of dealer, shipper, handler, producer handler, processor, manufacturer or distributor.

(2) Assessment rate applicable to fluid milk as provided in WAC 16-145-025. Total amount of producer milk purchased, handled or distributed.

(3) Period for which report is submitted.

(4) Total amount of assessment collected and forwarded to the commission.

(5) Certification by dealer, handler, producer handler, distributor or other person preparing the form.

[Order 1-73, § 142-12-030, filed 6/15/73.]

WAC 142-12-035 Source of monthly assessment report. Supplies of the monthly assessment report form shall be furnished without charge by the commission.

[Order 1-73, § 142-12-035, filed 6/15/73.]