



**RULE-MAKING ORDER**  
(RCW 34.05.360)

5066

**CR-103** (10/1/89)

Permanent Rule  
 Emergency Rule

Agency: **Agriculture**

(1) Date of adoption: **12/22/94**

(2) Purpose: **To establish requirements for issuance of sanitary certificates to food processing plants.**

(3) Citation of existing rules affected by this order:  
 Repealed: none  
 Amended: none  
 Suspended: none

(4) Authority for adoption:  
 Statute: **RCW 69.07.020, 69.07.085**  
 Other Authority:

(5.1) **PERMANENT RULE ONLY**  
 Pursuant to notice filed as WSR 94-22-068 on November 2, 1994 (date).  
 Describe any changes other than editing from proposed to adopted version:  
**None - new rule**

(5.2) **EMERGENCY RULE ONLY**  
 Pursuant to RCW 34.05.350 the agency for good cause finds:  
 (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.  
 (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.  
 Reasons for this finding:

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?  
 Yes  No If yes, explain:

(6) Effective date of rule:  
**Permanent Rules**                      **Emergency Rules**  
 31 days after filing                       Immediately  
 Other (specify) \_\_\_\_\_ \*                       Later (specify) \_\_\_\_\_  
 \*(if less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

**CODE REVISER USE ONLY**

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

DEC 27 1994

TIME: 10:53

WSR 95-02-016

NAME (TYPE OR PRINT)  
**John King**

SIGNATURE  
*John King*

TITLE  
**Deputy Director**

DATE  
**12/22/94**

**Chapter 16-147 WAC**  
**SANITARY CERTIFICATES**

NEW SECTION

**WAC 16-147-010 Authority and purpose.** This chapter is promulgated under authority of RCW 69.07.020 and 69.07.085. The purpose of this rule is to establish requirements for issuance of sanitary certificates to food processors.

NEW SECTION

**WAC 16-147-020 Sanitary certificate defined.** A sanitary certificate is a notarized statement by a responsible food safety official that certifies that a food processing plant has been inspected and approved by this department and has been issued a license indicating the same.

It further certifies that its products to the best of our knowledge are prepared under sanitary conditions, are not harmful and are freely sold in the United States.

NEW SECTION

**WAC 16-147-030 Requirements for obtaining a sanitary certificate.** (1) All applicants for a sanitary certificate must have current license as a food processor in Washington state with the department of agriculture under RCW 69.07.040.

(2) Sanitary certificate will only cover products listed on the license application or otherwise approved by the department of agriculture.

(3) Products for certification must not be under embargo or litigation by Washington department of agriculture, the U.S. Food and Drug Administration, or other recognized public health authorities.

(4) A food processor must not be in arrears more than ninety days in paying for previous certificate issued.

(5) A food processor that requests sanitary certificates must have been inspected by the department of agriculture within the inspection frequency guidelines established by Washington state

department of agriculture and must be in substantial compliance with applicable food safety laws and rules.

(6) Sanitary certificates will be in a form approved by the Washington state department of agriculture which specifies plant location where the products were produced and that the plant was inspected and in substantial compliance with food safety laws and rules. No statements will be made to infer that any given product was inspected and passed.

(7) Sanitary certificates will be issued as soon as possible in the order requests are received. However advance notice of three business days is required to ensure the sanitary certificates will be sent by the date needed.

(8) The department will deliver sanitary certificate by U.S. mail service. Requests for overnight mail or FAX will be allowed, but must be paid for by requester.