
SUBSTITUTE SENATE BILL 6101

State of Washington

53rd Legislature

1994 Regular Session

By Senate Committee on Agriculture (originally sponsored by Senators M. Rasmussen, Newhouse and Snyder; by request of Department of Agriculture)

Read first time 02/04/94.

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.

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