

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 1227**

Chapter 166, Laws of 1993

53rd Legislature  
1993 Regular Session

MEAT INSPECTION ACT--APPLICATION OF ADULTERATION  
AND MISBRANDING PROVISIONS TO EXEMPT RETAIL MEAT DEALERS

EFFECTIVE DATE: 7/25/93

Passed by the House February 17, 1993  
Yeas 97 Nays 0

BRIAN EBERSOLE  
**Speaker of the  
House of Representatives**

Passed by the Senate April 15, 1993  
Yeas 45 Nays 0

JOEL PRITCHARD  
**President of the Senate**

Approved April 30, 1993

MIKE LOWRY  
**Governor of the State of Washington**

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1227** as passed by the House of Representatives and the Senate on the dates hereon set forth.

ALAN THOMPSON  
**Chief Clerk**

FILED

April 30, 1993 - 2:19 p.m.

**Secretary of State  
State of Washington**

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HOUSE BILL 1227

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Passed Legislature - 1993 Regular Session

State of Washington                      53rd Legislature                      1993 Regular Session

By Representatives R. Johnson, Chandler and Rayburn

Read first time 01/20/93. Referred to Committee on Agriculture & Rural Development.

1            AN ACT Relating to misbranding and adulteration; and amending RCW  
2 16.49A.600 and 16.74.570.

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

4            **Sec. 1.** RCW 16.49A.600 and 1971 ex.s. c 108 s 3 are each amended  
5 to read as follows:

6            (1) Except as provided in subsection (2) of this section, the  
7 provisions of this chapter ((including licensing and those requiring  
8 inspection of the slaughter of meat food animals and the preparation of  
9 carcasses or parts thereof, meat or meat food products)) shall not  
10 apply to operations of the types traditionally and usually conducted by  
11 a retail meat dealer at retail stores and restaurants, when conducted  
12 at any retail store or restaurant or similar type establishment for  
13 sale in normal retail quantities or service of such articles to  
14 ultimate consumers at such establishment. Normal retail quantities or  
15 service of such articles to consumers shall be as defined in  
16 ((regulations)) rules adopted under the provisions of this chapter.

17            (2) The adulteration and misbranding provisions of this chapter,  
18 other than the requirement of the inspection legend, shall apply to  
19 operations that are exempted under this section.

1       **Sec. 2.** RCW 16.74.570 and 1969 ex.s. c 146 s 65 are each amended  
2 to read as follows:

3       (1) The director shall, by ~~((regulation))~~ rule and under such  
4 conditions as to sanitary standards, practices, and procedures as he or  
5 she may prescribe, exempt from specific provisions of this chapter--

6       ~~(a) ((retail dealers with respect to poultry products sold directly  
7 to consumers in individual retail stores, if the only processing  
8 operation performed by such retail dealers is the cutting up and/or  
9 packaging of poultry products on the premises where such sales to  
10 consumers are made;~~

11       ~~(b))~~ for such period of time as the director determines that it  
12 would be impracticable to provide inspection and the exemption will aid  
13 in the effective administration of this chapter, any person engaged in  
14 the processing of poultry or poultry products for intrastate commerce  
15 and the poultry or poultry products processed by such person:  
16 PROVIDED, That no such exemption shall continue in effect on and after  
17 February 18, 1970; and

18       ~~((+e))~~ (b) persons slaughtering, processing, or otherwise handling  
19 poultry or poultry products which have been or are to be processed as  
20 required by recognized religious dietary laws, to the extent that the  
21 director determines necessary to avoid conflict with such requirements  
22 while still effectuating the purposes of this chapter.

23       (2)(a) The director shall, by ~~((regulation))~~ rule and under such  
24 conditions, including sanitary standards, practices, and procedures, as  
25 he or she may prescribe, exempt from specific provisions of this  
26 chapter--

27       (i) the slaughtering by any person of poultry of his or her own  
28 raising, and the processing by him or her and transportation of the  
29 poultry products exclusively for use by him or her and members of his  
30 or her household and his or her nonpaying guests and employees; and

31       (ii) the custom slaughter by any person of poultry delivered by the  
32 owner thereof for such slaughter, and the processing by such  
33 slaughterer and transportation of the poultry products exclusively for  
34 use, in the household of such owner, by him or her and members of his  
35 or her household and his or her nonpaying guests and employees:  
36 PROVIDED, That the director may ~~((promulgate))~~ adopt such rules ~~((and  
37 regulations))~~ as are necessary to prevent the commingling of inspected  
38 and uninspected poultry and poultry products.

1 (b) In addition to the specific exemptions provided herein, the  
2 director shall, when he or she determines that the protection of  
3 consumers from adulterated or misbranded poultry products will not be  
4 impaired by such action, provide by ~~((regulation))~~ rule, consistent  
5 with ~~((paragraph))~~ (c) of this subsection, for the exemption of the  
6 operations of poultry producers not exempted under ~~((paragraph))~~ (a) of  
7 this subsection, which are engaged in slaughtering and/or cutting up  
8 poultry for distribution as carcasses or parts thereof, from such  
9 provisions of this chapter as he or she deems appropriate, while still  
10 protecting the public from adulterated or misbranded products, under  
11 such conditions, including sanitary requirements, as he or she shall  
12 prescribe to effectuate the purposes of this chapter.

13 (c) The provisions of this chapter shall not apply to poultry  
14 producers with respect to poultry of their own raising on their own  
15 farms if--

16 (i) such producers slaughter not more than two hundred fifty  
17 turkeys, or not more than an equivalent number of birds of all species  
18 during the calendar year for which this exemption is being determined  
19 (four birds of other species being deemed the equivalent of one  
20 turkey);

21 (ii) such poultry producers do not engage in buying or selling  
22 poultry products other than those produced from poultry raised on their  
23 own farms.

24 (3) The director shall, by rule and under such conditions as to  
25 sanitary standards, practices, and procedures as he or she may  
26 prescribe, exempt from specific provisions of this chapter retail  
27 dealers with respect to poultry products sold directly to consumers in  
28 individual retail stores, if the only processing operation performed by  
29 such retail dealers is the cutting up or packaging, or both, of poultry  
30 products on the premises where such sales to consumers are made.

31 (4) The adulteration and misbranding provisions of this chapter,  
32 other than the requirement of the inspection legend, shall apply to  
33 articles and operations which are exempted ~~((from inspection))~~ under  
34 this section, except as otherwise specified under subsections (1) and  
35 (2) of this section.

36 ~~((4))~~ (5) The director may by order suspend or terminate any  
37 exemption under this section with respect to any person whenever he or  
38 she finds that such action will aid in effectuating the purposes of  
39 this chapter.

Passed the House February 17, 1993.  
Passed the Senate April 15, 1993.  
Approved by the Governor April 30, 1993.  
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