SENATE BILL 6834

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 1   AN ACT Relating to the excise taxation of berry farmers; and
 2 amending RCW 82.04.213.

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

 4   **Sec. 1.** RCW 82.04.213 and 1993 sp.s. c 25 s 302 are each amended
 5 to read as follows:
 6   (1) "Agricultural product" means any product of plant cultivation
 7 or animal husbandry including, but not limited to: A product of
 8 horticulture, grain cultivation, vermiculture, viticulture, or
 9 aquaculture as defined in RCW 15.85.020; plantation Christmas trees;
10 turf; or any animal including but not limited to an animal that is a
11 private sector cultured aquatic product as defined in RCW 15.85.020, or
12 a bird, or insect, or the substances obtained from such an animal.
13 "Agricultural product" does not include animals intended to be pets.
14   (2) "Farmer" means any person engaged in the business of growing or
15 producing, upon the person's own lands or upon the lands in which the
16 person has a present right of possession, any agricultural product
17 whatsoever for sale. "Farmer" does not include a person using such
18 products as ingredients in a manufacturing process, ((or)) but does
19 include a person using raspberries, strawberries, or blueberries that

1 are grown or produced upon the person's own lands or upon the lands in
2 which the person has a present right of possession in a manufacturing
3 process. "Farmer" does not include a person growing or producing such
4 products for the person's own consumption. "Farmer" does not include
5 a person selling any animal or substance obtained therefrom in
6 connection with the person's business of operating a stockyard or a
7 slaughter or packing house. "Farmer" does not include any person in
8 respect to the business of taking, cultivating, or raising timber.

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