**5603 AMH AGNR H2329.1 - NOT FOR FLOOR USE**

**SB 5603** - H COMM AMD

By Committee on Agriculture & Natural Resources

**ADOPTED 4/9/2015**

Strike everything after the enacting clause and insert the following:

"**Sec.**  RCW 69.22.050 and 2011 c 281 s 5 are each amended to read as follows:

(1) The annual gross sales of cottage food products may not exceed ((~~an annual amount set by the department~~)) twenty-five thousand dollars. The determination of the maximum annual gross sales must be computed on the basis of the amount of gross sales within or at a particular domestic residence and may not be computed on a per person basis within or at an individual domestic residence.

(2) If gross sales exceed the maximum allowable annual gross sales amount, the cottage food operation must either obtain a food processing plant license under chapter 69.07 RCW or cease operations.

(3) A cottage food operation exceeding the maximum allowable annual gross sales amount is not entitled to a full or partial refund of any fees paid under RCW 69.22.030 or 69.22.040.

(4) ((~~The maximum annual gross sales amount must be established in rule by the department consistent with this subsection. The amount must be set at fifteen thousand dollars until December 31, 2012. Beginning January 1, 2013, the department must increase the fifteen thousand dollar annual gross sales limit biennially to reflect inflation. The department may determine inflation-based increases in any matter it deems most efficient.~~

~~(5)~~)) The director may request in writing documentation to verify the annual gross sales figure."

Correct the title.

EFFECT: Removes the ability for the Department of Agriculture to use rules to increase the maximum allowable gross sales amount allowed by a cottage food operator.