H-1677.1

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**HOUSE BILL 1685**

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**State of Washington 67th Legislature 2022 Regular Session**

**By** Representatives Eslick, Shewmake, Springer, Bateman, Paul, Rule, Wylie, Griffey, Sutherland, and Frame

AN ACT Relating to increasing the cap on gross sales for cottage food operations; and amending RCW 69.22.050.

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

**Sec.**  RCW 69.22.050 and 2015 c 196 s 1 are each amended to read as follows:

(1) ((~~The~~)) (a) Except as provided in (b) of this subsection, the annual gross sales of cottage food products may not exceed ((~~twenty-five thousand dollars~~)) $50,000. 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.

(b) The department shall periodically review the cap on annual gross sales established in (a) of this subsection and increase the cap by rule as the department deems necessary to account for increases in costs of doing business for cottage food operations.

(2) If gross sales exceed the maximum allowable annual gross sales amount established under subsection (1) of this section, 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 established under subsection (1) of this section is not entitled to a full or partial refund of any fees paid under RCW 69.22.030 or 69.22.040.

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

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