
SENATE BILL 5349

State of Washington

66th Legislature

2019 Regular Session

By Senator Ericksen

1 AN ACT Relating to products identified as milk; and amending RCW
2 15.36.151.

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

4 **Sec. 1.** RCW 15.36.151 and 2000 c 97 s 1 are each amended to read
5 as follows:

6 (~~It is unlawful to sell, offer for sale, or deliver:~~)

7 (1) It is unlawful to sell, offer for sale, or deliver milk or
8 products produced from milk from cows, goats, or other mammals
9 affected with disease or of which the owner thereof has refused
10 official examination and tests for disease(~~(; or)~~).

11 (2) It is unlawful to sell, offer for sale, or deliver colostrum
12 milk for consumption by humans, except that this prohibition
13 regarding colostrum milk does not apply to:

14 (a) Colostrum milk made or to be made available to persons having
15 multiple sclerosis, or other persons acting on their behalf, who, at
16 the time of the initial sale, present a form, signed by a licensed
17 physician, certifying that the intended user has multiple sclerosis
18 and that the user releases the provider of the milk from liability
19 resulting from the consumption of the milk; or

20 (b) Colostrum milk processed or to be processed by a licensed
21 food processing facility or a milk processing plant as a nutritional

1 supplement in accordance with the federal dietary supplement health
2 and education act. Colostrum milk used for this purpose must be
3 pasteurized or otherwise subjected to a heat process or other
4 treatment sufficient to kill harmful organisms.

5 (3) Colostrum milk described in subsection (2)(a) or (b) of this
6 section is exempt from the prohibition provided by subsection (2) of
7 this section if it comes from a licensed producer. Such colostrum
8 milk is also exempt from meeting the standards for grade A raw milk
9 required by this chapter.

10 (4) It is unlawful to sell, offer for sale, or deliver any
11 product that is identified by the word "milk" and that is intended
12 for human consumption as food or drink if the product is not milk or
13 does not contain milk or milk products.

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