

Affidavit for Proposed Initiative

Secretary of State
Elections Division

JAN 18 2011

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I, Tamar Krevsky Puckett, declare as follows:
print name as registered to vote

1. I am over 18 years of age and competent to testify.

2. I am a registered voter residing at:

8841 Burke Ave. N. Seattle .WA 98103
street address city zip code
King (206) 527-3497
county (area code) telephone number

3. I herewith submit a proposed Initiative to the:

People

Legislature

in the form appended hereto regarding the subject of animal cruelty.

4. I request that the Secretary of State transmit a copy of the proposed Initiative to the Office of the Code Reviser. If I submit a final version of the proposed Initiative to the Secretary of State, along with a Certificate of Review issued by the Office of the Code Reviser, I request that the Secretary of State assign the proposed Initiative a number, and transmit a copy to the Attorney General for a ballot title.

5. I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct and of my own knowledge, and that I executed this declaration at

Olympia, Washington, in the County of Thurston, this
city county

17 day of January, 2011.

Tamar K. Puckett
signature

Note: The Office of the Secretary of State posts information regarding proposed Initiatives on the agency's website, including contact information for each sponsor. If you would like alternate contact information to be posted, please provide that information below. Please be aware that all information on this affidavit is public record and is subject to public disclosure.

address

city

state

zip code

email

(area code) telephone number

(area code) fax number

AN ACT Relating to the prevention of farm animal cruelty; adding a new chapter 16.53 RCW; prescribing penalties; and providing an effective date.

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

Secretary of State
Elections Division

JAN 18 2011

NEW SECTION.**Sec. 1.**

This Act shall be known as the Prevention of Farm Animal Cruelty Act.

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NEW SECTION.**Sec. 2.**

The purpose of this act is to prohibit the cruel confinement of egg-laying hens in a manner that does not allow them to turn around freely, lie down, stand up, or fully extend their wings.

NEW SECTION.**Sec. 3.**

A new chapter 16.53 RCW entitled "Prevention of Farm Animal Cruelty" is added, to read as follows:

16.53.005 Prohibitions

- (1) Notwithstanding any other provision of law, a farm owner or operator shall not knowingly confine an egg-laying hen:
 - (a) in a manner that prevents the hen from turning around freely, lying down, standing up, or fully extending her wings; or
 - (b) in a cage that is stacked or otherwise placed on top of or below another cage confining one or more egg-laying hens.
- (2) A person shall not knowingly sell or offer for sale any shell egg for human consumption that is the product of an egg-laying hen confined in a manner contrary to the prohibitions of subsection (1) of this section.

16.53.010 Exceptions

Subsection (1) of section 16.53.005 of this chapter shall not apply:

- (a) During medical research.
- (b) During examination, testing, individual treatment, or operation for veterinary purposes.
- (c) During transportation.
- (d) During temporary confinement for animal husbandry purposes for no more than 12 hours in any 24 hour period.

- (e) During state or county fair exhibitions, 4-H programs, and similar exhibitions or educational programs.
- (f) During humane slaughter in accordance with applicable laws and regulations.

16.53.015 Definitions

For the purposes of this chapter,

- (a) “Cage” means any closed device (including what is commonly referred to as a “battery cage,” “enriched cage,” or “colony cage”) used to confine egg-laying hens such that hens cannot freely enter and exit the device.
- (b) “Egg-laying hen” means any female domesticated chicken, turkey, duck, goose, or guinea fowl kept for the purpose of egg production.
- (c) “Farm” means the land, building, support facilities, and other equipment that are wholly or partially used for the commercial production of animals or animal products used for food or fiber.
- (d) “Farm owner or operator” means any person who owns or controls the operation of a farm, and does not include any non-management employee, contractor, or consultant.
- (e) “Fully extending her wings” means having at least 1.5 square feet of individual usable floor space per egg-laying hen to fully spread both wings.
- (f) “Person” means any individual, firm, partnership, joint venture, association, limited liability company, corporation, estate, trust, receiver, or syndicate.
- (g) “Shell egg” means any whole egg of an egg-laying hen with intact shell.
- (h) “Turning around freely” means turning in a complete circle without any impediment.

16.53.020 Penalties

A person violating this chapter is guilty of a gross misdemeanor, punishable as provided in RCW 9A.20.021.

16.53.025 Effective Date

This chapter shall take effect January 1, 2018.

16.53.025 Construction of Chapter

The provisions of this chapter are in addition to, and not in lieu of, any other laws protecting animal welfare. This act shall not be construed to limit any state laws or regulations protecting the welfare of animals, nor shall anything in this act prevent a local governing body from adopting and enforcing its own animal

welfare laws and regulations. In the event of a conflict between this chapter and any other provision of law, this act shall control.

NEW SECTION.**Sec. 4.**

If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.