



RULE-MAKING ORDER

CR-103 (June 2004)
(Implements RCW 34.05.360)

Agency: Department of Agriculture

- Permanent Rule
 Emergency Rule

Effective date of rule:

Permanent Rules

- 31 days after filing.
 Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Effective date of rule:

Emergency Rules

- Immediately upon filing.
 Later (specify) _____

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose: This rule making order modifies the reporting requirements for infectious and contagious livestock diseases and updates the list of reportable diseases.

Citation of existing rules affected by this order:

Repealed:
 Amended: 16-70-005, 16-70-010, 16-70-020
 Suspended:

Statutory authority for adoption: RCW 16.36

Other authority : RCW 34.05

PERMANENT RULE ONLY (Including Expedited Rule Making)

Adopted under notice filed as WSR 07-08-019 on March 26, 2007.

Describe any changes other than editing from proposed to adopted version:

WAC 16-70-005 Definitions: Changed "Reportable disease list means the list of diseases that are reportable to the OIE and the state veterinarian" to "Reportable disease list means the list of diseases that include the OIE notifiable disease list and other diseases listed in this chapter."

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: _____ phone () _____
 Address: _____ fax () _____
 e-mail _____

EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
 That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

Date adopted: May 1, 2007

NAME (TYPE OR PRINT)
Valoria H. Loveland

SIGNATURE

TITLE
Director

CODE REVISER USE ONLY



216
07-10-087

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	_____	Repealed	_____
-----	-------	---------	-------	----------	-------

The number of sections adopted in the agency's own initiative:

New	_____	Amended	<u>3</u>	Repealed	_____
-----	-------	---------	----------	----------	-------

The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	<u>3</u>	Repealed	_____
-----	-------	---------	----------	----------	-------

The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	<u>3</u>	Repealed	_____

AMENDATORY SECTION (Amending WSR 00-06-064, filed 3/1/00, effective 4/1/00)

WAC 16-70-005 Definitions. For the purpose of this chapter:
~~((1))~~ "Animal" means any animal species except fish and insects including all those so classified as wild, captive wild, exotic wild, alternative livestock, semidomesticated, domestic or farm.

~~((2))~~ "Domestic animal" means any farm animal raised for the production of food and fiber or companion animal or both.

~~(3)~~ "Farm animal" means any species which have normally and historically been kept and raised on farms in Washington, the United States, or elsewhere and used or intended for use as food, fiber, breeding, or draft and which may be legally kept for such use in Washington and are not those animals classified as wildlife or deleterious exotic wildlife under Title 77 RCW.

~~(4)~~ "Alternative livestock" means any species which can be kept or raised on farms and used or intended for use as food, fiber, breeding, or draft and which may be legally kept for use in Washington and are not those animals classified as wildlife or deleterious exotic wildlife under Title 77 RCW.

~~(5)~~ "Wild animal" means those species of the class Mammalia whose members exist in Washington in a wild state.

~~(6)~~ "Exotic wild animal" means those species of animals whose members do not exist in the state of Washington but exist elsewhere in the world in the wild state.

~~(7))~~ "OIE notifiable disease list" means the diseases listed by the OIE in the Terrestrial Animal Health Code (15th Edition, 2006). The OIE notifiable disease list may be found on the internet at : http://www.oie.int/enq/maladies/en_classification.htm. The list may also be found in the Washington state department of agriculture's Animal Health Handbook for Veterinarians.

"OIE" means Office International des Epizooties. The OIE is the World Organization of Animal Health.

"Reportable disease list" means the list of diseases that include the OIE notifiable disease list and other diseases listed in this chapter.

~~((8))~~ "Veterinary laboratory" means a place equipped for performing diagnostic or investigative procedures on submitted specimens from animals and fish (~~or their environment where the tests are conducted~~) by personnel whose primary duties are to conduct such procedures.

WAC 16-70-010 (~~((Reporting diseases--))~~) Requirements for reporting diseases that are on the OIE notifiable disease list.

(1) Any veterinary laboratory or person licensed to practice veterinary medicine in the state of Washington (~~(, veterinary laboratories, and others designated by statute)~~) shall immediately report to the ((director)) office of the state veterinarian the ((discovery of the)) existence or suspected existence among any animals within the state of any ((of the)) reportable or notifiable diseases as published by the ((director of agriculture)) OIE (effective January 23, 2006) or in this chapter.

(2) Case definitions shall conform to OIE standards under the ~~((OIE International))~~ Terrestrial Animal Health Code ((where)) (15th Edition, 2006) and the OIE Manual of Diagnostic Tests and Vaccines for Terrestrial Animals, 5th Edition, 2004, with updates p u b l i s h e d o n l i n e a t : http://www.oie.int/eng/publicat/en_standards.htm.

(a) A case means an individual animal affected by one of the ((infectious or parasitic)) diseases ((recognized by OIE,)) listed on the OIE notifiable disease list or a disease listed in this chapter.

(b) The criterion by which "affected" is defined ((and made clear in each instance)) for each disease (for example: Clinical signs, serological evidence, etc.) is found in the Terrestrial Animal Health Code and Manual of Diagnostic Tests and Vaccines for Terrestrial Animals.

(c) The OIE ((International)) Terrestrial Animal Health Code can be found on the internet under OIE-((International)) Health Standards at: http://www.oie.int/eng/normes/en_mcode.htm. The ((International)) Terrestrial Animal Health Code is available in web format ((or)); a hard copy version may be ordered from OIE. ((Exceptions to the above standards are as noted in subsection (3) of this section.

(2) ~~The following listed emergency diseases, suspected or confirmed, shall be reported immediately (by telephone or fax on day discovered) to the office of the state veterinarian whenever encountered among animals within the state:~~

All suspected foreign or eradicated diseases including all of the following diseases:

- African Horse Sickness
- African Swine Fever
- Bovine Spongiform Encephalopathy (BSE)
- Caprine and Ovine Brucellosis (excluding *Brucella ovis*)
- Classical Swine Fever (Hog Cholera)
- Contagious Bovine Pleuropneumonia
- Contagious Equine Metritis
- Contagious Agalactia
- Contagious Caprine Pleuropneumonia
- Dourine
- Enterovirus-Encephalomyelitis (exotic strains)
- Epizootic Lymphangitis

Equine Piroplasmosis
 Exotic (velogenic and mesogenic strains) Newcastle
 Disease
 Foot and Mouth Disease (all types)
 Glanders
 Heartwater
 Horse Pox
 Japanese Encephalitis
 Lumpy Skin Disease
 Malignant Catarrhal Fever (foreign strain)
 Nairobi Sheep Disease
 Ovine Pulmonary Adenomatosis
 Peste des Petits Ruminants
 Rift Valley Fever
 Rinderpest
 Salmonellosis (*Salmonella abortus ovis*)
 Screwworm
 Sheep Pox and Goat Pox
 Surra (*Trypanosoma evansi*)
 Theileriasis (*Theileria parva*, *T. annulata* and other
 foreign species)
 Trypanosomiasis (*Trypanosoma congolense*, *T. vivax*,
T. brucei brucei)
 Venezuelan Equine Encephalomyelitis

In addition the following foreign fish diseases are reportable to the director through the director of the Washington department of fish and wildlife:

Epizootic Hematopoietic Necrosis
 Herpesvirosis of Salmonids (*Onchorynchus Masou*
 Virus Disease)
 Spring Viremia of Carp
 Viral Hemorrhagic Septicemia (European strain)

The following domestic diseases are also reportable immediately:

Anthrax
 Fowl Plague (Highly Pathogenic Avian Influenza)
 Rabies
 Swine Vesicular Disease
 Sylvatic plague
 Vesicular stomatitis

~~(3) The following listed diseases suspected or confirmed shall be reported the next working day, by telephone or fax to the office of the state veterinarian whenever encountered among animals within the state. Case definitions are as indicated for each disease.~~

Brucellosis (positive serology, abortion, or bacterial
 culture)
 Contagious Ecthyma (sheep, goats, llama, alpaca)
 (clinical signs or virus isolation)
 Chronic Wasting Disease (Cervids) (clinical signs,
 histopathology, or chemical histopathology)
 Equine Encephalitis EEE, WEE (horses) (clinical signs,
 histopathology, or positive serology with
 increasing titer)

- Fowl Typhoid (*Salmonella gallinarum*) (bacterial culture and positive serology)
- Infectious Coryza (poultry) (clinical signs, bacterial culture and positive serology)
- Laryngotracheitis (poultry) (clinical signs, viral culture or positive serology)
- Lyme Disease (any species) (clinical signs and positive serology)
- Ornithosis or Psittacosis (all birds) (bacterial culture, positive serology, or other positive laboratory diagnostic tests)
- Pullorum Disease (*Salmonella pullorum* or typhoid) (bacterial culture and positive serology)
- Potomac Horse Fever (horses) (clinical signs and positive serology)
- Pseudorabies (swine) (positive serology)
- Scrapie (sheep, goats) (clinical signs, histopathology, or chemical histopathology)
- Tuberculosis (clinical signs, history of exposure, responder to tuberculin, granulomas submitted as possible tuberculosis lesions, acid-fast organisms not identified as Johne's or benign types, bacterial culture positive for *M. tuberculosis*, *M. bovis* or *M. avium* in a mammal, or other laboratory tests diagnostic for *M. tuberculosis*, *M. bovis* or *M. avium* in a mammal)
- Fularemia (sheep, dogs, cats, rabbits, wildlife) (clinical signs, serology or bacterial culture)

(4) ~~The following listed diseases are reportable monthly by the fifth working day of the month to the office of the state veterinarian when diagnosed in the previous month by any veterinary laboratory performing testing or diagnostic procedures on any animal resident in the state of Washington. Only the first case of each individual disease diagnosed each month needs to be reported. The diseases listed below with others listed in subsections (1) and (2) of this section will be reported on a qualitative basis each month to the National Animal Health Reporting System (NAHRS) by the state veterinarian.~~

- Anaplasmosis
- Atrophic Rhinitis
- Babesiosis
- Bovine Genital Campylobacteriosis
- Avian Infectious Bronchitis
- Avian Tuberculosis
- Caprine Arthritis/Encephalitis (CAE)
- Cysticercosis
- Dermatophilosis (*Dermatophilus congolensis*) cattle only
- Duck Viral Enteritis
- Duck Viral Hepatitis
- Bluetongue
- Echinococcosis/Hydatidosis
- Enzootic Abortion of Ewes (Ovine Psittacosis, *Chlamydia psittaci*)
- Enzootic Bovine Leukosis (BLV)

Equine Influenza (Virus Type A)
 Equine Rhinopneumonitis (1 and 4)
 Equine Viral Arteritis (EVA)
 Fowl Cholera (*Pasteurella multocida*)
 Fowl Pox
 Hemorrhagic Septicemia (*Pasteurella multocida*)
 Horse mange
 Infectious Bursal Disease (Gumboro Disease)
 Infectious Bovine Rhinotracheitis/Infectious Pustular
 Vulvovaginitis (IBR/IPV)
 Infectious Hematopoietic Necrosis (to be reported by
 fish laboratories)
 Leptospirosis
 Maedi-Visna/Ovine Progressive Pneumonia
 Marek's Disease
 Mycoplasmosis (*Mycoplasma gallisepticum*)
 Ovine Epididymitis (*Brucella ovis*)
 Paratuberculosis (Johne's Disease)
 Porcine Reproductive and Respiratory Syndrome
 (PRRS)
 Transmissible Gastroenteritis (TGE)
 Trichomoniasis
 Q Fever (*Coxiella burnetii*)

~~(5) The following list of diseases suspected or confirmed by veterinarians or veterinary laboratories shall be reported if notified to do so by letter from the state veterinarian's office whenever encountered in any animals during the reporting month. These diseases are to be reported by the 10th day of the next month. The case definition will be supplied with notification of required reporting.~~

Anaplasmosis
 Aleutian disease (mink)
 Atrophic rhinitis
 Blackleg
 Bovine viral diarrhea
 Botulism (horses, swine, mink)
 Bluetongue
 Campylobacteriosis
 Coccidiosis (clinical cases only)
 Distemper (dogs, mink)
 Edema disease of swine
 Equine protozoal myeloencephalitis
 Equine viral arteritis (abortion or respiratory)
 Equine viral rhinopneumonia (abortion)
 Erysipelas (swine)
 Feline panleukopenia
 Heartworm
 Histoplasmosis
 Influenza (swine) (horses)
 Leptospirosis
 Leukosis (cattle)
 Leukemia (cats)
 Listeriosis
 Malignant edema (horses, cattle)
 Malignant catarrhal fever (sheep)

Mycotic stomatitis
Infectious mastitis (cattle) (goats)
Newcastle disease (lentogenic or low pathogenic strain)
Paratuberculosis (Johne's disease, confirmed only)
Parvo and related viruses (dogs)
Salmonellosis (including paratyphoid and enteritidis in
poultry typhimurium (DT 104), S. dublin and S.
newport in cattle and any salmonella outbreaks in
horses)
Scabies (swine and small animals) (nonotodectic)
Strangles (confirmed Strep. equi)
Tetanus (clostridium tetani) (horses) (sheep)
Transmissible mink encephalopathy
Toxoplasmosis
Transmissible gastroenteritis (TGE of swine)
Tuberculosis (dogs, cats)
Trichomoniasis))

AMENDATORY SECTION (Amending Order 5011, filed 9/21/93, effective 10/22/93)

WAC 16-70-020 ((Reporting diseases--Not required, requested only.)) Other diseases reportable to WSDA. (1) (a) In addition to the diseases published on the OIE notifiable disease list, the state veterinarian may request reports on ((any)) other diseases ((that)) of concern ((the director)) from a statistical or survey standpoint associated with overall disease control measures.

(b) Any veterinarian or veterinary laboratory may ((also)) voluntarily report ((any)) to the office of the state veterinarian other diseases ((of this nature on the monthly disease report forms as he/she determines they are pertinent to the purposes of the department and advantageous to disease control in the state)) that are not on the OIE notifiable disease list or not listed below.

(2) In addition to the diseases that are on the OIE notifiable disease list, the following diseases must be reported immediately to the office of the state veterinarian:

Beef measles (*Teania saginata*)

Chronic wasting disease in cervids (Transmissible Spongiform Encephalopathy)

Contagious ecthyma (Orf)

Hantavirus

Infectious Coryza in poultry (*Hemophilus gallinarum*)

Listeriosis

Low pathogenic avian influenza H5/H7

Lyme disease

Plaque (*Yersinia pestis*)

Potomac horse fever (*Erlichiosis*)

Salmonellosis (any livestock species)

Scabies (any livestock species)

Shigella-toxin producing E. coli
Strangles in equine (Streptococcus equi)