

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

DEPARTMENT OF AGRICULTURE

(agency name)

Administrative Order No. 1773

(1) I, M. Keith Ellis, director of the Department of Agriculture

do promulgate and adopt at Olympia, Washington (place)

the annexed rules relating to:

Importation of animals -- WAC 16-54

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. filed with the code reviser on. These rules shall take effect:
[] thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2).
[] at a later date, such date being.

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

I, M. Keith Ellis, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is:

Outbreaks of pseudorabies in other states make it necessary to immediately require testing of swine for protection of this industry.

These rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026 that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" fill in statement (a), (b), or (c) as appropriate:

- [x] (a) This rule is promulgated pursuant to RCW 16.36 and 16.44 and is intended to administratively implement that statute.
[] (b) This rule is promulgated pursuant to RCW which directs that the

(agency)

has authority to implement the provisions of

(name of act or RCW citation)

- [] (c) This rule is promulgated under the general rule-making authority of the

(agency)

as authorized in RCW

(4) The undersigned hereby declares that the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

(5) This order, after being first recorded in the order register of this agency, is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

STATE OF WASHINGTON APPROVED AND ADOPTED

November 4

19 82

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By

M. Keith Ellis

Director

Title

CODE REVISER'S OFFICE WSR 82-23-007



STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE

406 General Administration Bldg., AX-41 • Olympia, Washington 98501 • (206) 753-5063

RULE PURPOSE STATEMENT

(a) Title: Amend 16-54 WAC, Animal importation

Description of purpose: Amend rules regarding importation of animals

Statutory authority: 16.36 and 16.44 RCW

(b) Summary of rule: Amend WAC 16-54 to require pseudorabies testing of swine imported into the state of Washington.

Reasons supporting proposed action: Outbreaks of pseudorabies in other states make it necessary to immediately require testing of swine for protection of this industry. A hearing for permanent regulations is scheduled.

(c) Agency personnel responsible for drafting, implementation and enforcement:

Dean H. Smith
State Veterinarian
Department of Agriculture AX 41
406 General Administration Building
Olympia, WA 98504 206-753-5040

(d) These rules were proposed by the department and industry.

(e) The agency makes no additional comments/recommendations regarding the proposed rule.

(f) These rules are not necessary as a result of federal law or federal or state court action.

(g) Small business economic impact: None

AMENDATORY SECTION (Amending Order 1540, filed 10/17/77)

WAC 16-54-111 SWINE. (1) Slaughter swine. Swine (~~known~~) not known to be affected with or exposed to infectious or communicable diseases may be moved into the state without health certificate to a federally inspected (~~slaughtering~~) slaughter establishment or public livestock market specifically approved under Part 76, Title 9, Code of Federal Regulations for immediate slaughter and shall not be diverted enroute for any purpose. The waybills or certificates for movement must state "for slaughter only."

(2) Feeder and breeder swine.

(a) Swine must be accompanied by a permit issued by the department of agriculture state veterinarian, or his representative, and an official health certificate stating they are clinically free from infectious and contagious disease or exposure thereto. The consignor and consignee will be properly listed with exact mailing address and destination clearly shown.

(b) Swine brucellosis. All swine imported for breeding purposes over six months of age entering the state of Washington must be tested and found negative to brucellosis within thirty days prior to entry or originate in a validated brucellosis free herd or area. Swine from herds where brucellosis is known to exist will not be admitted.

(c) Swine pseudorabies. All swine being imported into the state of Washington must be:

(i) Tested and found negative to pseudorabies within thirty days prior to the date of importation, and

(ii) Isolated and held in quarantine at the point of destination until retested and found negative to pseudorabies at least twenty-one days after the date of importation.

(d) The following classes are exempt from these pseudorabies test requirements:

(i) Swine originating from a pseudorabies qualified herd.

(ii) Swine being shipped directly to a federally inspected slaughter establishment for immediate slaughter.

(iii) Swine under the age of four months.