

TRANSMITTAL OF RULES ADOPTED

FROM: Department of Agriculture (Name of Agency)

TO: CODE REVISER LEGISLATIVE BLDG. (Southwest Corner, Ground Floor) Olympia 98504

The enclosed rules Permanent rules [] / Emergency rules [X], being Order No. 1547 relating to (Name of rules or description of subject matter)

Amending Order 1540, WAC 16-54-082, Regulations Relating to the Importation of Animals into the State of Washington.

This action shall supersede the emergency action taken in Order No. 1544 filed November 17, 1977.

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. filed with the code reviser on (date) were regularly adopted as permanent rules of this agency at (place) on (date) and are herewith filed in the office of the code reviser pursuant to chapter 34.04 RCW. The effective date of such rules shall be.

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding in the attached administrative order, that the immediate adoption of these rules 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 the public interest, were regularly adopted as emergency rules of this agency at Olympia, Washington on Dec. 14 1977 (place) (date) and are herewith filed in the office of the code reviser pursuant to chapter 34.04 RCW.

The undersigned hereby certifies that the requirements of chapter 34.04 RCW and of the Open Public Meetings Act of 1971, chapter 42.30 RCW have been fulfilled.

Dated this 14th day of December 1977

STATE OF WASHINGTON FILED

DEC 14 1977

CODE REVISER'S OFFICE DOCKET # 8703 FILE # 30

Department of Agriculture (AGENCY)

Gary F. Strohmaier (Signature)

By Gary F. Strohmaier

Title Director

NOTES:

1Notice number as appears on the copy of notice returned to you by reviser's office (if proceedings were continued, use no. of last notice) 2Stamped date as appears on the copy of notice returned to you by reviser's office (if proceedings were continued, use date of last notice) 3Unless a later date is specified in this order or is prescribed in another statute, rules are effective 30 days after filing: RCW 34.04.040. Leave this space blank except in such special cases.

State of Washington

Department of Agriculture
(agency name)

Administrative Order No. 1547

(1) I, Gary F. Strohmaier, director of the Department of Agriculture of the State of Washington,

ALTERNATIVE A. Use only for Adoption of Permanent Rules.

after due notice and in a meeting open to the public, held at on as required by chapters 34.04 and 42.30 RCW, do promulgate and adopt as permanent rules of this agency, the annexed rules:

ALTERNATIVE B. Use only for Adoption of Emergency Rules.

do promulgate and adopt as emergency rules of this agency, the annexed rules:

WAC 16-54-082 relating to the Importation of Animals into the State of Washington, Domestic Bovine Animals. (This action shall supersede the emergency action taken in Order 1544 filed November 17, 1977)

I, Gary F. Strohmaier, find that an emergency exists and that the foregoing 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 such emergency is:

With the identification of increased numbers of brucellosis infected animals in this State and because brucellosis is a public health problem, the adoption of this emergency rule change is necessary.

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

(2) Pursuant to the requirements of RCW 34.04 (1977 c 19 § 2) 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):

XX (a) This rule is promulgated pursuant to RCW 16.36 and 16.40 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

(3) This order after being first recorded in the order register of this agency shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED December 14 19 77

By Gary F. Strohmaier Director

Title

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE

Emergency Order No. 1547

(1) I, Gary F. Strohmaier, Director of Agriculture of the State of Washington, by virtue of the authority vested in me under Chapter 16.36 RCW and 16.40 RCW, adopt the following emergency amendment to Order No. 1540, WAC 16-54-082:

AMD: Title 16, chapter 16-54, WAC 16-54-082.

(This action shall supersede the emergency action taken in order 1544 filed November 17, 1977)

(2) Appropriate statement of state statutory authority as required by RCW 34.04. This rule is promulgated pursuant to RCW 16.36 and 16.40 and is intended to administratively implement that statute.

(3) This order after first being recorded in the order register of this agency shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED

December 14, 1977.

By



Director of Agriculture

DEPARTMENT OF AGRICULTURE
OLYMPIA, WASHINGTON

This statement relates to Emergency Order Number 1547 of the Department of Agriculture and is filed pursuant to Chapter 84, Laws of 1977, First Extraordinary Session.

- A. 1. Re: AMEND WAC 16-54-082 relating to importation of domestic bovine animals. (This action shall supersede emergency action taken in Order #1544 filed November 17, 1977.)
2. Purpose of this emergency order or order change is to establish immediate changes in regulations for animal importation.
3. Statutory authority for this action is found in Chapter 16.36 and 16.44 RCW.
- B. Summary of the emergency rule change is for immediate imposition of regulations for the importation of animals into the State of Washington.
- C. Person responsible for drafting the rule:
1. Name: Peter S. Bidlake, D.V.M.
2. Title: Assistant Director, Supervisor of Animal Industry
3. Office: Division of Animal Industry Phone: 753-5040
Mail Stop: EK 23.
4. Inquiries regarding implementation and enforcement of the rule or rules should be addressed to:

Peter S. Bidlake, D.V.M.
Assistant Director
Supervisor of Animal Industry Mail Stop: EK 23
753-5040
- D. There are no known proponents and opponents to the adoption of this emergency rule change.
- E. Agency comments or recommendations, if any, regarding statutory language, implementation, enforcement and fiscal matters pertaining to the rule: None

AMENDED SECTION

WAC 16-54-082 DOMESTIC BOVINE ANIMALS. All domestic bovine animals (including bison) except those for immediate slaughter at a federally inspected establishment, or to a registered quarantined feed lot, or consigned to a state-federal approved stockyard, shall be accompanied by a health certificate (WAC 16-54-030 this Order) and shall meet the following requirements:

(1) Tuberculosis. (a) All beef and dairy cattle must originate from herds not under quarantine in a not less than modified accredited area.

(2) Brucellosis. (a) Cattle originating from states other than Washington: All domestic bovine animals (including bison) moving into Washington, except those consigned to registered quarantined feed lots, or to federally inspected slaughter establishments for immediate slaughter, shall be moved on a permit issued by the Animal Health Division of the Department of Agriculture and an official interstate health certificate, and shall meet the following requirements:

(i) All cattle must be negative to an official brucellosis test conducted within forty-five days prior to date of entry and will be quarantined on the premises of destination and kept separate from all other cattle for retest not less than thirty nor more than sixty days from the date of previous test, except that the following classes of cattle are exempt from these test requirements:

(a) Calves under six months of age.

(b) Steers and spayed heifers.

(c) Officially vaccinated dairy cattle under twenty months of age and officially vaccinated beef cattle under twenty-four months of age.

(d) Immediate slaughter cattle going directly to a federally inspected slaughter establishment.

(e) Cattle consigned directly to a registered quarantined feed lot.

(f) Cattle from certified brucellosis free herds.

(g) Cattle eligible for brucellosis testing coming from contiguous states certified brucellosis free may be moved to State-Federal approved livestock markets in Washington to meet entry health requirements. Cattle of the beef breeds from such equal status states and having the same import requirements as Washington are exempt from second test and quarantine requirements if found brucellosis negative on entry.

(ii) After January 1, 1979, all female dairy cattle must be identified as official brucellosis calfhood vaccinates before entry. Except the following classes of cattle are exempt from this requirement:

(a) Calves under three months of age.

(b) Those cattle consigned directly to a federally inspected slaughter plant.

(c) Those cattle consigned directly to a registered quarantined feed lot.

(d) Spayed heifers.

(iii) Herd owners desiring to move cattle into Washington for temporary grazing purposes must obtain a prior permit from the Animal Health Division and originate in a county or other political subdivision of equal status where brucellosis has not been diagnosed in the preceding twelve months, or tested negative to brucellosis within thirty days of entry.