



# RULE-MAKING ORDER

(RCW 34.05.360)

CR-103 (7/10/97)

Agency: Agriculture

- Permanent Rule
- Emergency Rule
- Expedited Adoption
- Expedited Repeal

(1) Date of adoption: June 23, 1998

(2) Purpose: 1) To delete WAC 16-32-009 which contains an outdated schedule of laboratory fees, 2) to add two new additional optional services offering improved testing for Bovine Leukemia virus and Johne's disease of cattle, and 3) to comply with clear and readable rules.

(3) Citation of existing rules affected by this order:

Repealed:  
 Amended: WAC 16-32-011  
 Suspended:

(4) Statutory authority for adoption: Chapter 16.38.060 RCW  
Other Authority:

### PERMANENT RULE ONLY (Including EXPEDITED ADOPTION)

Adopted under notice filed as WSR 98-09-104 on April 22, 1998 (date).  
Describe any changes other than editing from proposed to adopted version:

### EMERGENCY RULE ONLY

Under RCW 34.05.350 the agency for good cause finds:

- (a) 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.
- (b) 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:

### EXPEDITED REPEAL ONLY

Under Preproposal Statement of Inquiry filed as WSR \_\_\_\_\_ on \_\_\_\_\_ (date)

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

Yes  No If Yes, explain:

(6) Effective date of rule:

- |   |  |
|---|--|
| <b>Permanent Rules<br/>or Expedited Repeal</b><br><input checked="" type="checkbox"/> 31 days after filing<br><input type="checkbox"/> Other (specify) _____* | <b>Emergency Rules</b><br><input type="checkbox"/> Immediately<br><input type="checkbox"/> Later (specify) _____ |
|---|--|

\*(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

Name (Type or Print)  
James M. Jesernig

Signature  
*William E. Brant*

Title: Director Date: June 23, 1998

### CODE REVISER USE ONLY

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

JUN 23 1998

TIME 1:46 AM/PM PM  
 WSR 98-14-036

**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:**

<b>Federal statute:</b>	New	-----	Amended	<u>0</u>	Repealed	-----
<b>Federal rules or standards:</b>	New	-----	Amended	<u>0</u>	Repealed	-----
<b>Recently enacted state statutes:</b>	New	-----	Amended	<u>0</u>	Repealed	-----

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

	New	-----	Amended	<u>0</u>	Repealed	-----
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**The number of sections adopted in the agency's own initiative:**

	New	-----	Amended	<u>1</u>	Repealed	-----
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

	New	-----	Amended	<u>1</u>	Repealed	-----
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	-----	Amended	-----	Repealed	-----
<b>Pilot rule making:</b>	New	-----	Amended	-----	Repealed	-----
<b>Other alternative rule making:</b>	New	-----	Amended	<u>1</u>	Repealed	-----

AMENDATORY SECTION (Amending Order 5043, filed 5/27/94, effective 6/27/94)

**WAC 16-32-011 Schedule of laboratory fees.** ((Effective July 1, 1994,)) The following fees shall be charged for services performed by the diagnostic laboratory of the laboratory services division, state department of agriculture:

(1) Requests for special scheduling of tests to be conducted within twenty-four hours of sample receipt (STAT testing) will be honored if time and personnel are available. A fifty percent surcharge on all test fees will be charged.

(2) If the owner is a resident of Washington state, the following fees shall apply:

(a) Accession fee for each submission date (per owner)	\$10.00
(b) Bacteriology:	
Aerobic culture (1-3 tissues per animal)	\$ 7.95
each additional animal, <u>same owner</u> , same submission	\$ 2.20
Antibiotic sensitivity tests (each organism)	\$ 3.40
Paratuberculosis (Johne's disease)	\$11.35
each additional sample in herd, same submission	\$ 3.40
Milk culture - per animal	\$ 7.95
each additional animal in herd, same submission	\$ 2.20
Trichomoniasis	\$ 2.80
Campylobacteriosis	\$ 2.80
(c) Serology:	
Food animal:	
Single virus or bacteria (CF, Agglutination, AGID):	
((1st)) <u>first</u> animal	\$ 2.80
each additional animal in herd, same submission	\$ 1.10
Companion animals:	
Equine Infectious Anemia (EIA), AGID, each animal	\$ 3.95
Leptospirosis microscopic agglutination	
((1st)) <u>first</u> animal ( <u>canine</u> )	\$ 5.65
each additional animal, <u>same owner</u> , same submission	.55
<i>Brucella canis</i> tube agglutination	
((1st)) <u>first</u> animal	\$ 5.65

each additional animal, <u>same owner</u> , same submission	.55
<i>Brucella canis</i> slide agglutination	
((1st)) <u>first</u> animal	\$ 5.65
each additional animal, <u>same owner</u> , same submission	\$ 3.45
(d) ELISA testing	
Bluetongue (first animal)	\$ 7.45
each additional animal in herd, same submission	\$ 3.70
<u>Bovine leukemia virus (first animal)</u>	<u>\$ 7.45</u>
<u>each additional animal in herd, same submission</u>	<u>\$ 5.00</u>
Equine Infectious Anemia (EIA), each animal	\$10.60
<u>Paratuberculosis (Johne's), first animal</u>	<u>\$ 7.45</u>
<u>each additional animal in herd, same submission</u>	<u>\$ 5.00</u>
(e) Other services and supplies:	
Forwarding of samples to other laboratories	\$ 5.30
Shipping supplies or samples, handling fee each shipment	\$ 3.15
(3) If the owner is an out-of-state resident, the following fees shall apply:	
(a) Accession fee for each submission date (per owner)	\$15.00
(b) Bacteriology:	
Aerobic culture (1-3 tissues per animal)	\$11.35
each additional animal, <u>same owner</u> , same submission	\$ 3.40
Antibiotic sensitivity tests (each organism)	\$ 4.50
Paratuberculosis (Johne's disease)	\$17.05
each additional sample in herd, same submission	\$ 4.50
Milk culture - per animal	\$11.35
each additional animal in herd, same submission	\$ 3.40
Trichomoniasis	\$ 3.95
Campylobacteriosis	\$ 3.95
(c) Serology:	
Food animal:	
Single virus or bacteria (CF, Agglutination, AGID):	
((1st)) <u>First</u> animal	\$ 4.50
each additional animal in herd, same submission	\$ 1.10
Companion animal:	
Equine Infectious Anemia (EIA), AGID, each	

animal	\$ 5.65
Leptospirosis microscopic agglutination	
((1st)) <u>first animal (canine)</u>	\$ 8.50
each additional animal, <u>same owner</u> , same submission	\$ 1.70
<i>Brucella canis</i> tube agglutination	
((1st)) <u>first animal</u>	\$ 8.50
each additional animal, <u>same owner</u> , same submission	\$ 1.70
<i>Brucella canis</i> slide agglutination	
((1st)) <u>first animal</u>	\$ 8.50
each additional animal, <u>same owner</u> , same submission	\$ 5.10
(d) ELISA testing	
Bluetongue (first animal)	\$11.15
each additional animal <u>in herd</u> , same submission	\$ 5.55
<u>Bovine leukemia virus (first animal)</u>	<u>\$11.15</u>
<u>each additional animal in herd, same submission</u>	<u>\$ 7.50</u>
Equine Infectious Anemia (EIA), each animal	\$15.95
<u>Paratuberculosis (Johne's), first animal</u>	<u>\$11.15</u>
<u>each additional animal in herd, same submission</u>	<u>\$ 7.50</u>
(e) Other services and supplies:	
Forwarding of samples to other laboratories	\$ 7.95
Shipping supplies or samples, handling fee each shipment	\$ 4.75

(4) A fee shall be charged by the department for any other analysis, supplies or service not listed in this section. Such fees shall be based on labor costs, supply and material costs, and administrative and overhead costs.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 16-32-009

Schedule of laboratory fees.