



# 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: March 1, 2000

(2) Purpose: The rule is necessary to carry out the director's duties to protect animal health/public health in the state. The additional reporting requirements of the USDA-APHIS, VS, National Animal Health Reporting System program requires modifications of the reportable disease lists.

(3) Citation of existing rules affected by this order: WAC 16-70, "Animal Disease--Reporting"

Repealed: WAC 16-70-001 and 030

Amended: WAC 16-70-005 and 010

Suspended:

(4) Statutory authority for adoption: RCW 16.36.010 (1), 040 and 080 (4)

Other Authority:

### PERMANENT RULE ONLY (Including EXPEDITED ADOPTION)

Adopted under notice filed as WSR 00-03-070 on 1/19/00 (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:

Permanent Rules  
or Expedited Repeal

31 days after filing

Other (specify) \_\_\_\*

Emergency Rules

Immediately

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)

Jim Jesernig

Signature

Title

Director

Date

2/24/2000

### CODE REVISER USE ONLY

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

MAR 1 2000

TIME 8:32 AM

WSR 00-06-064 PM

**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	Repealed
<b>Federal rules or standards:</b>	New	Amended	Repealed
<b>Recently enacted state statutes:</b>	New	Amended	Repealed

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

New	Amended	Repealed
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**The number of sections adopted in the agency's own initiative:**

New	Amended	<u>2</u>	Repealed	<u>2</u>
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	Amended	<u>2</u>	Repealed	<u>2</u>
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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	Repealed

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

**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 (~~class Mammalia~~) animals whose members do not exist in the state of Washington but exist elsewhere in the world in the wild state.

(7) "OIE" means Office International des Epizooties.

(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.

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

**WAC 16-70-010 Reporting diseases--Requirements.** (1) Any person licensed to practice veterinary medicine in the state of Washington, veterinary laboratories, and others designated by statute shall report to the director (~~(of agriculture or his authorized representative)~~) the discovery of the existence or suspected existence among any (~~(wild, captive wild, exotic wild, alternative livestock, semi-domesticated or domestic)~~) animals within the state any of the reportable diseases as published by the

director of agriculture. Case definitions shall conform to OIE standards under the OIE International Animal Health Code where a case means an individual animal affected by one of the infectious or parasitic diseases recognized by OIE, the criterion by which "affected" is defined and made clear in each instance (for example: Clinical signs, serological evidence, etc.). The OIE International Animal Health Code can be found on the internet under OIE-International Standards. The International 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)
- Theileriosis (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  
((Contagious equine metritis))  
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 ((~~by the phone~~)) 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  
Contagious ecthyma (sheep, goats, llamas)  
Equine encephalitis EEE, WEE (horses)  
Infectious coryza (poultry)  
Laryngotracheitis (poultry)  
Lyme disease (any species)  
Ornithosis (birds)  
Potomac Horse Fever (horses)  
Pseudorabies (swine)  
Scrapie (sheep, goats)  
Tuberculosis  
Tularemia (sheep, dog, cats, rabbits, wildlife)

(4) )

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)  
Tularemia (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 burnetti)

(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)  
~~((Chronic wasting diseases of deer (captive)))~~  
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 ((and typhoid)) 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  
((Campylobacteriosis))

REPEALER

The following sections of the Washington Administrative Code  
are repealed:

WAC 16-70-001  
WAC 16-70-030

Promulgation.  
Reporting diseases--Lists may be  
modified.