

State of Washington

Dept. of Agriculture

(agency name)

Administrative Order No. 1644

(1) I, Bob J. Mickelson, director of the Department of Agriculture

do promulgate and adopt at Olympia, Washington (place) the annexed rules relating to: qualifications for brucellosis indemnity

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

This action is taken pursuant to Notice No. filed with the code reviser on. Such rules shall take effect: 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, Bob J. Mickelson, 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: Promulgated within the time frame indicated by the legislature.

Such 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. (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):

(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

(4) The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

(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.

APPROVED AND ADOPTED August 30 19 79

STATE OF WASHINGTON FILED

AUG 30 1979

By [Signature] Deputy Director Department of Agriculture Title

CODE REVISER'S OFFICE WSR 79-09-075

NEW SECTION

WAC 16-86-092 INDEMNITY FOR BRUCELLOSIS INFECTED OR EXPOSED CATTLE. (1) All cattle in this state classified by the director or his designated representative as brucellosis reactor cattle or brucellosis exposed cattle pursuant to Chapter 16.40 RCW, shall have a valid claim for indemnity subject to the approval of the director; PROVIDED, That such animals were not imported into the state within the six months immediately preceding such classification and indemnity claim; PROVIDED FURTHER, That owners of brucellosis reactor cattle or brucellosis exposed cattle for which indemnity is claimed shall have complied with the department's change of ownership testing program and shall have implemented a brucellosis vaccination program which at the time such claim is made the director shall determine is an adequate preventative measure to reduce the incidence of brucellosis.

For the purpose of legislative review of agency rules, the following statement is submitted:

- (a) This rule relates to the State Department of Agriculture, Administrative Order 1644, concerning eligibility for state funded indemnity for cattle destroyed in the public interest to control brucellosis.
- (b) This order relates to establishment of herd management procedures cattle owners must institute to qualify for state indemnity payments.
- (c) Agency personnel to contact:

John J. Doherty, DVM, Assistant Director and State Veterinarian
406 General Administration Building AX 41
Olympia, Washington 98504

753 - 5040

- (d) These fees were included in the 1979-81 budget.
- (e) Proponent: Department of Agriculture