

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

Department of Agriculture

(agency name)

Administrative Order No. 1838

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

do promulgate and adopt at Olympia, Washington (place)

the annexed rules relating to:

Chapter 16-54WAC Relating to the importation of animals into the State of Washington.

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

This action is taken pursuant to Notice No. 84-12-083 filed with the code reviser on June 6, 1984. These rules shall take effect: [X] 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, 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:

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 16.36.040 and 16.36.050 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.

APPROVED AND ADOPTED July 23, 19 84. STATE OF WASHINGTON FILED

By M. Keith Ellis

Director, Department of Agriculture Title

JUL 24 1984

[Form CR-7: Rev. 7/23/82]

CODE REVISER'S OFFICE WSR 84-16-022

AMENDATORY SECTION (Amending Order 1172, filed 12/15/70)

WAC 16-54-010 (~~(DIRECTOR-DEFINED)~~) DEFINITIONS. For ~~((the-purpose-of-these-rules-the))~~ purposes of this chapter:

(1) "Director" means the director of agriculture of the state of Washington or his duly authorized representative.

(2) "Breeding cattle" shall be those females and bulls not consigned to a federally inspected slaughter establishment or a registered quarantined feed lot.

(3) "Official brucellosis test" means blood samples are to be tested only by cooperating state-federal laboratories or by such persons as may be authorized by state of origin animal health officials to conduct the standard agglutination tests or the card test. All samples initially tested at other than cooperating state-federal laboratories shall be promptly submitted and confirmed at the cooperating state-federal laboratory.

(4) "Official calfhood vaccinate" means a female bovine animal vaccinated between the ages of four and twelve months (one hundred twenty days to three hundred sixty-five days) with an approved brucella vaccine.

(5) "Class free and class A, B, and C states" means states as classified by the current federal brucellosis eradication uniform methods and rules.

AMENDATORY SECTION (Amending Order 1716, filed 12/17/80, effective 4/1/81)

WAC 16-54-016 OFFICIAL CALFHOOD (~~((VACCINATE--DEFINED))~~) VACCINATES. (~~((For-the-purpose-of-this-order--"official-calfhood-vaccination"--means-a-female-bovine-animal-four-through-twelve-months-(120-to-365-days)-of-age-vaccinated-with-an-approved-brucella-vaccine.))~~) All vaccinations must be done by a licensed accredited veterinarian or federal or state employed veterinarian. Vaccinated animals must be permanently identified as vaccinates by a tattoo in the right ear. The tattoo shall be the U.S. registered shield and V preceded by a number indicating the quarter of the year and followed by a number corresponding to the last digit of the year in which vaccination was done. An official vaccination tag shall be used for individual animal identification unless excepted by the director.

AMENDATORY SECTION (Amending Order 1792, filed 4/8/83)

WAC 16-54-082 DOMESTIC BOVINE ANIMALS. All domestic bovine animals (including bison) entering Washington shall be moved on a permit issued by the office of the state veterinarian: PROVIDED, That this permit requirement will be reviewed two years after the effective date to determine that the results obtained warrant the continuation of this requirement. All domestic bovine animals (including bison) shall meet the following requirements:

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

(2) Brucellosis health certificate requirements. All domestic bovine animals (including bison), except those consigned to quarantined registered feed lots, or to federally inspected slaughter (~~((establishments))~~) plants for immediate slaughter, or beef breed cattle or slaughter only dairy breed cattle consigned to a state-federal approved (~~((stockyard))~~) livestock market, shall be accompanied by an

official interstate health certificate and shall meet the following requirements:

(a) ~~((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))~~ Brucellosis test.

(i) Cattle originating in class free or class A states must be negative to an official brucellosis test conducted within thirty days prior to date of entry.

(ii) Cattle originating in class B states must be negative to an official brucellosis test conducted within thirty days prior to date of entry and will be held on the premises of destination and kept separate from all other cattle for retest not less than forty-five nor more than one hundred twenty days from the date of pre-entry test.

(iii) Cattle originating in class C states must be negative to two official brucellosis tests conducted prior to entry at least sixty days apart, the second test to be conducted within thirty days of entry. These cattle shall be held on the premises of destination and kept separate from all other cattle for retest not less than ~~((thirty))~~ forty-five nor more than ~~((sixty))~~ one hundred twenty days from the date of ~~((previous))~~ the second negative pre-entry test ~~((except-that)).~~

(iv) The following classes of cattle are exempt from ~~((these))~~ the test requirements in (a), (i), (ii), and (iii) of this subsection:

~~((i))~~ (A) Calves under six months of age.

~~((ii))~~ (B) Steers and spayed heifers.

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

~~((iv))~~ (D) Immediate slaughter cattle going directly to a federally inspected slaughter ~~((establishment))~~ plant.

~~((v))~~ (E) Cattle consigned directly to a state-federal quarantined ~~((registered))~~ feed lot.

~~((vi))~~ (F) Cattle from certified brucellosis free herds.

~~((vii))~~ (G) Beef breed cattle eligible for brucellosis testing coming from ~~((contiguous))~~ class free or class A 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.))~~

(v) Should brucellosis infection occur in the state of Washington as a result of importation of infected animals, all future importations from the state of origin shall be required to meet import regulations of the next lower classification. State regulatory officials of that state shall be notified and the lower classification entry requirement will be in effect for twelve months following notification to the state of origin.

(b) ~~((After-January-17-1979))~~ Brucellosis calfhood vaccinates--female dairy cattle. 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:

(i) Calves under four months of age.

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

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

(iv) Spayed heifers.

(c) ~~((After-January-17-1984))~~ Brucellosis calfhood vaccinates--female beef cattle. All female beef breed cattle must be identified as official brucellosis vaccinates before entry, except the following classes of cattle are exempt from this requirement:

(i) Calves under four months of age.

(ii) Female beef breed cattle ~~((7--after--January--17--1984,--over twelve--months--of--age; after-January-17-1985,--over-two-years-of-age; after-January-17-1986,--over-three-years-of-age; after-January-17-1987,--over-four-years-of-age; after-January-17-1988,--over-five-years-of-age;))~~

after January 1, 1989, over six years of age) born before January 1, 1983.

(iii) Cattle sold or consigned to a quarantined registered feed lot.

(iv) Cattle sold or consigned to a federally inspected slaughter plant.

(v) Cattle sold or consigned to a public livestock market for immediate slaughter only.

(vi) Spayed heifers.

(vii) Cattle from a certified brucellosis free country where vaccination is prohibited by law: PROVIDED, That the state veterinarian, upon being assured that to allow such cattle to enter would not create any jeopardy to the livestock industry of the state of Washington, may issue a special permit for such entry.

(3) Scabies. The office of the state veterinarian may require that any cattle from a known infected area be dipped at an official dipping facility within ten days of entry and, except those consigned to a federally inspected slaughter ((establishment)) plant for immediate slaughter within fourteen days, be accompanied by an official interstate health certificate. Ivermectin may be used as an alternative to the dipping procedure for beef and nonlactating dairy animals.

(4) Vesicular stomatitis. The office of the state veterinarian may require that:

(a) Any cattle be accompanied by an official interstate health certificate except those consigned to a federally inspected slaughter ((establishment)) plant for immediate slaughter within fourteen days;

(b) Dairy breed cattle be held separate and apart from all other cattle for a period of seven days at the point of destination and rechecked by an accredited veterinarian at the end of that period; except that dairy breed cattle from known infected areas shall not be allowed entry into the state; and

(c) Beef breed cattle from known infected areas be held separate and apart from all other cattle for a period of thirty days either prior to entry or at the point of destination or both.

(5) Temporary grazing permits. Herd owners desiring to move cattle into Washington for temporary grazing purposes must obtain a prior permit from the office of the state veterinarian: PROVIDED, That the state veterinarian may, if deemed necessary, require a brucellosis herd test and/or an official health certificate for any cattle entering the state for grazing purposes. Applicants must also file an approved herd plan with the office of the state veterinarian to phase out all brucellosis nonvaccinates in the herd prior to January 1, 1988. Grazing permits shall be for one specified season only and shall be valid for movement to only that destination declared on the permit. A copy of the permit shall accompany any vehicle transporting cattle into the state for such temporary grazing purposes.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- (1) WAC 16-54-012 BREEDING CATTLE DEFINED.
- (2) WAC 16-54-014 OFFICIAL BRUCELLOSIS TEST DEFINED.