

STATE OF WASHINGTON  
DEPARTMENT OF AGRICULTURE  
Olympia, Washington

EMERGENCY ORDER NO. 990  
(Superseding Order No. 954 and  
and Emergency Order No. 984)

Effective September 1, 1965

STATE OF WASHINGTON  
**FILED**  
AUG 25 1965  
CODE REVISER'S OFFICE  
DOCKET #299 FILE #HEALTH, BRANDS AND WEIGHTS AND MEASURES REGULATIONS  
PERTAINING TO PUBLIC LIVESTOCK MARKETS

HEALTH, BRANDS AND WEIGHTS AND MEASURES REGULATIONS  
PERTAINING TO PUBLIC LIVESTOCK MARKETS

The adoption of this Emergency Order No. 990, to become effective immediately, amending rules relating to health, brands, and weights and measures applicable to livestock handled at and through public livestock markets is necessary for the immediate preservation of the public health, safety, and general welfare.

NOW THEREFORE I, Donald W. Moos, Director of Agriculture of the State of Washington by virtue of the authority vested in me under Chapters 16.36 RCW, 16.57 RCW, 16.65 RCW, 19.93 RCW, 16.40 RCW, and 34.04 RCW, do promulgate the following regulations:

Regulation 1. Definitions. For the purposes of this Order:

Section 1. "Market" means public livestock market as defined in RCW 16.65.010 (1).

Section 2. "Department" means the department of agriculture of the state of Washington.

Section 3. "Director" means the director of the department or his duly authorized representative.

Section 4. "Licensee" means any person licensed to operate a market.

Regulation 2. Brand Inspection Regulations.

Section 1. All livestock before being offered for sale at any market shall be brand inspected by a regulatory officer of this state.

Section 2. Whenever any livestock is offered for sale at a market and not sold, the identical animals may be offered for sale at the same market within eight days of the original inspection date without being required to pay a second brand inspection fee, upon presentation of the prior brand inspection certificate. In any such instance the unsold livestock must be presented for brand

inspection without any animals having been taken from, or other animals having been added to, such lot or group of livestock and must be retained on the premises where first offered for sale within the time limit specified above.

Section 3. It shall be the responsibility of the licensee to identify each head of cattle consigned to a market by placing a numbered tag approved by the Director on each animal before the livestock are brand inspected, except certain lots of one brand cattle may be exempted by the regulatory officer. The licensee shall provide the regulatory officer with a sale ticket or sales sheet immediately after the animal is sold which shall show the name of the new buyer and the number identifying the animal.

Section 4. Brand inspection facilities shall be approved by the Director and shall consist of:

- (a) Adequate covered chute or chutes and work space adjacent;
- (b) Adequate office facilities;
- (c) Electrical outlets for clippers at chutes;
- (d) Adequate lighting of chutes.

Section 5. No person shall remove any livestock from the premises of any market without first obtaining a signed release from the licensee. PROVIDED, The licensee or any agent or employee thereof shall not allow the removal of any livestock from the premises of the market without first obtaining a brand inspection certificate of the livestock to be removed: PROVIDED FURTHER, That swine, sheep, poultry and rabbits will be exempt from the brand inspection requirements of this regulation.

Section 6. The licensee shall be responsible for the moving and yarding of livestock necessary for brand inspection.

Regulation 3. Health and Sanitation Regulations.

Section 1. Every market shall furnish the Director, upon request, a copy of the health status of any livestock handled at or through a market. Such copy shall reflect all the information required under the provisions of 16.65.170 (1) through (5) especially that referring to health status of said livestock.

Section 2. Such information concerning the health status of livestock, shall be supplied the market by a veterinarian as provided in RCW 16.65.170 (5). Before such veterinarian may supply the said information concerning the health status of livestock to a market, said veterinarian shall have been approved by the Director as being especially knowledgeable in the diseases and health of livestock.

Section 3. Any market seeking to obtain the professional services of a veterinarian to furnish it with said health status of livestock being handled at or through said market shall notify the Director thirty days in advance of using said veterinarian's professional services in order that the Director may properly certify such veterinarian to regularly issue health status reports for livestock in such market.

Section 4. All regularly certified veterinarians shall furnish the Director with the name of an alternate veterinarian who may in case of the unavailability of the regularly certified veterinarian, be certified to issue health status reports for said markets when the regularly certified veterinarian finds that he will not be available to issue said health status reports.

Section 5. Compensation for the professional services of certified veterinarians issuing health status reports on livestock to markets, will be a matter of private determination between said certified veterinarian and the said market using said certified veterinarian's professional services.

Section 6. A market and/or the regularly certified veterinarian at said market, shall notify the Director through the Supervisor of the Division of Animal Industry of the Department, when said regularly certified veterinarian or his alternate are temporarily not available to furnish health status reports to said market. The Director in such instances may order a deputy state veterinarian, employed by the Department, to issue such health status reports on livestock handled at or through said market during such time of temporary unavailability of said regularly or alternately certified

veterinarian. All costs of supplying such deputy state veterinarian to said market shall be paid to the Department by said market forthwith.

Section 7. Any veterinarian engaged in the private practice of veterinary medicine and serving under contract with the Department in a market as deputy state veterinarian on the effective date of this Order shall be certified by the Director to issue health status reports on livestock handled at or through such market.

Section 8. For the purpose of tracing dealer consigned cattle to herds of origin for health purposes, the Certificate of Permit (S.F. #4847) will be the accepted document for transferring tracing information to the Director at the market. The dealer shall:

(a) Record on the back of the state copy of the Certificate of Permit signed by the original owner the number(s) of the back tag(s) applied at the saleyard and submit this copy to the Director before the animal is offered for sale at the market.

(b) Exceptions - This section does not apply to cattle under 30 months of age that are neither springing nor fresh.

Section 9. For livestock health purposes the licensee shall provide:

(a) Adequate assistance in the handling of animals;

(b) Adequate covered facilities for testing and vaccination;

(c) Adequate laboratory room of sufficient size containing the following minimum facilities:

(1) Sufficient counter space for test equipment and record keeping;

(2) Sufficient electrical outlets for laboratory equipment;

(3) Sink and hot water;

(4) Adequate artificial lighting and a minimum of 70° heat;

(5) Convenient location.

shall be subject to the following health requirements:

(a) Any animal or animals which have been found by the veterinarian to be diseased or unhealthy shall be handled in accordance with instructions of the veterinarian as to disposition. He may require they be marked "slaughter only" and be sold only to immediate slaughter; require they be sold "as is" with an announcement; require they be returned to consignor with or without quarantine; or require they be held under quarantine in the yard.

(b) All cattle and goats originating from a brucellosis free herd, area, or state, are exempt from the brucellosis requirements.

(c) All Washington cattle and goats originating from Modified Certified Brucellosis areas, if under 30 months of age, except springers or animals that are fresh, may be released from the market without brucellosis test or vaccination.

(d) All female cattle and goats, buck goats, and bulls over 30 months of age, except those originating from a Brucellosis Free herd, area, or state, must be negative to brucellosis test within thirty days before being released from the market unless consigned to licensed slaughter establishment, registered quarantined feed lot, or another market for sale for immediate slaughter. Steers and spayed heifers need not be tested for brucellosis.

(e) Heifer calves 4 - 8 months of age may be vaccinated at the market for brucellosis upon request at no state-federal expense.

(f) Cattle shipped into Washington to markets specifically approved for brucellosis under Title 9, Part 78, Code of Federal Interstate Regulations in effect at issuance of these regulations may enter the market providing they are accompanied by a health certificate in compliance with Federal Regulations, but must meet Washington requirements before leaving the market.

(g) Animals may be released from market to specifically approved markets or approved slaughter establishments or Federal yards out-of-state if accompanied by a health certificate in compliance with Federal Interstate Regulations. Animals may be released to other destinations out-of-state if accompanied by a health certificate in compliance with Federal Interstate Regulations and import requirements of receiving state.

Section 11. Immediate Slaughter Livestock.

(a) Livestock purchased through a market for slaughter in the State of Washington may be consigned only to licensed slaughtering establishment, registered quarantined feed lot, or another market for sale for immediate slaughter.

Such animals will be cleared from the market on Washington State Slaughter Cattle Brand Certificate and must reach the declared point of destination at slaughter establishment or registered quarantined feed lot within ten days of first being declared Immediate Slaughter Livestock. Identification tags may not be removed and clearance papers must be presented with the animals at declared points of destination and livestock shall not be diverted to any other point.

(b) Cattle that have been declared Immediate Slaughter Cattle shall not be commingled with cattle not so declared.

(c) No Washington State Slaughter Cattle Brand Certificate will be issued at any market unless the purchaser first certifies the exact name and address of the destination of such domestic animals or animal and such animals are identified to herd of origin in a manner prescribed by the Director.

Section 12. Reactors to the brucellosis test shall be handled in the following manner:

(a) Tagged with reactor identification tags in the left ear and branded "B" on the left jaw.

(b) Placed in a "Quarantine Pen".

(c) Sold at the close of the regular sale to licensed slaughterers or their designated agent operating under Federal or State inspection.

(d) The veterinarian shall issue ADE Form 1-27

on all reactors immediately after their sale and the pink copy (duplicate) must accompany the animals to slaughter. The original copy is to be mailed immediately to the Supervisor of Animal Industry, Olympia, and the triplicate mailed to the veterinary meat inspector in charge of the slaughtering establishment to which the reactors are consigned.

(e) All brucellosis or tuberculosis reactors must be consigned and transported directly to a licensed slaughtering establishment for immediate slaughter and cannot be transported with any animals not so consigned. All trucks and railway cars or other conveyances used for the transportation of such reactors shall be cleaned and disinfected at destination under State or Federal Supervision.

Section 13. Health of swine - hog cholera:

(a) Covered facilities shall be provided for swine.

(b) Intrastate consignments of swine at markets in Washington:

(1) Washington swine that are healthy and unexposed and not under quarantine may enter any market in this state without restriction.

(2) Washington swine may leave the market to any destination without restriction if qualified as official vaccinates on entry to the market and have previously been vaccinated for at least 21 days.

(3) Washington swine qualified as official vaccinates at the market but moving within 21 days of date of vaccination, may leave the market without restriction for any destination within the State of Washington.

(4) A certificate showing official vaccination issued by the veterinarian must accompany all vaccinated swine from the market.

(5) Point of destination of slaughter swine must be declared by the owner and entered in the saleyard records. Such swine must reach declared point of slaughter within ten (10) days with no diversion enroute.

(c) Interstate consignments of swine at markets in Washington.

(1) All classes of swine may be imported into Washington to markets specifically approved under Part 76, Title 9, Code of Federal Regulations, or to public stockyard under Federal supervision, if in compliance with Title 9, Part 76, Code of Federal Regulations as in effect January 1, 1965.

(2) All officially vaccinated swine that have been previously vaccinated for at least 21 days may be imported into Washington to any market if in compliance with Title 9, Part 76, Code of Federal Regulations, as in effect January 1, 1965.

(3) Interstate shipments consigned at Washington markets may be released to destinations in Washington when they meet the requirements of Regulation 11, Order No. 957, and Regulation 3, Section 13, Part (d) of this Order (below).

(d) Handling of all swine at the market:

(1) Officially vaccinated swine must be properly identified and accompanied by a certificate showing official vaccination status in order to qualify as official vaccinates at the market.

(2) Swine in interstate movement to or from the market must meet the vaccination requirements of Title 9, C.F.R. in effect July 1, 1965, and the current import requirements of the receiving state before being released from the market: Washington swine in intrastate movement require no vaccination as a pre-requisite for leaving the market.

(3) When the health status inspection at the market by the veterinarian reveals evidence of cholera in swine, the entire lot shall be returned to premise of origin under quarantine, if applicable, or quarantined in an "isolation pen" pending disposition in a manner approved by the Director. Cleaning and disinfecting of pens and vehicles must be carried out in a manner approved by the Director.



(4) All swine vaccinated at the market to

qualify for movement into or out of the State of Washington must be by simultaneous inoculation with modified live virus hog cholera vaccine, the dosage to be that recommended on product label by licensed manufacturer and a minimum of hog cholera serum or antibody concentrate in the amount set forth in table below:

SIMULTANEOUS VACCINATION SERUM TABLE

<u>Weight</u>	<u>Hog Cholera Serum</u>	<u>Antibody Concentrate</u>
Under 20 lbs.	1 cc/lb of body wt.	1/2 cc/lb. of body wt.
20 - 60 lbs.	20cc	10cc
60 - 120 lbs.	30cc	15cc
Over 120 lbs.	40cc	20cc

(5) All swine vaccinated at the market must be individually identified with ear tag and/or tattoo approved by the Director.

(6) The veterinarian must issue for all swine vaccinated at the market a vaccination certificate listing the name and address of owner, manufacturer and serial numbers and amounts of vaccine and serum used, date of vaccination and date of issue, ear tags or tattoos and a copy must be forwarded to the Department of Agriculture.

Section 14. The licensee shall not permit livestock to be removed from the premises of a market until a health status report, required under RCW 17.65.170 (5), has been properly executed on a form provided by the Department, covering the livestock to be removed.

Regulation 4. Scale Installation Regulations.

Section 1. Approaches and accessibility for testing.

(a) A convenient unobstructed hard surfaced approach to the livestock scale at the scale dock level must be provided when the scale is inaccessible for a test truck.

(b) Doors and passageways shall be a minimum of six feet in width.

Section 2. The scale deck shall be constructed preferably of reinforced concrete with "Z" bar coping. If cleats are used which are more than 3/4" in thickness such cleats shall be hinged

or readily removable, otherwise a satisfactory covering for such cleats must be provided to allow for proper testing.

Section 3. The stock rack shall be securely fastened to the scale deck. There shall be a minimum clearance of 3" between the rack and surrounding dead construction. Adequate space shall be provided so that interested parties may observe the weighing operation.


Section 4. The pit and foundation shall be of monolithic construction. Coping iron shall be required on all corners adjacent to the deck. The pit shall be six feet in depth, dry and readily accessible for inspection. Electrical lighting facilities for inspection shall be provided. Exception to the six foot depth may be allowed, upon approval of the Director, when conditions are sufficiently adverse. However, a minimum of two feet clearance shall always be provided between the lowest scale lever and the pit floor.

Section 5. The recording element shall be adequately housed for protection against wind and weather.

Regulation 4. Repeal of Prior Orders. This Order supersedes and repeals Order No. 954 and Emergency Order No. 984.

Regulation 5. Penalty. The violation of any regulation set forth in this Order shall constitute a violation of the applicable statute under which such regulation was adopted.

I hereby certify that the foregoing is a true and correct copy of the regulations promulgated by the Department of Agriculture.

  
DONALD W. MOOS  
Director of Agriculture  
State of Washington

Signed at Olympia, Washington

Date: \_\_\_\_\_