

TRANSMITTAL OF RULES ADOPTED

FROM: Department of Agriculture
(Name of Agency)

TO: CODE REVISER
LEGISLATIVE BLDG (Southwest Corner, Ground Floor)
Olympia 98501

The enclosed Permanent rules , being order No. 1100
Emergency rules

relating to (Name of rules or description of subject matter)
Amending Order No. 1059 by including the definition of a
livestock lot and exempting certain one owner lots of
livestock, specifically cattle under one year of age from
back-tagging at livestock markets.

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. _____ ① filed with the code reviser
on _____ ② were regularly adopted as permanent rules of this
(date)
agency at _____ on _____ and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter 34.04
RCW. The effective date of such rules shall be _____ ③

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding that the immediate adoption of
these rules 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 the public interest,
were regularly adopted as emergency rules of this agency at
Olympia, Washington on 9/23/1968 and are herewith filed in
(place) (date)
the office of the code reviser pursuant to chapter 34.04 RCW.

Dated this 23rd day of September 19 68

STATE OF WASHINGTON
FILED
SEP 23 1968
CODE REVISER'S OFFICE
KET 220 FILE # 20

Department of Agriculture
(AGENCY)
[Signature]
By _____
Director
Title _____

① NOTICE NUMBER AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY RE-
VISER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE NO. OF LAST NOTICE)
② STAMPED DATE AS APPEARS ON THE COPY OF NOTICE RETURNED TO YOU BY REVIS-
ER'S OFFICE (IF PROCEEDINGS WERE CONTINUED, USE DATE OF LAST NOTICE)
③ UNLESS A LATER DATE IS SPECIFIED IN THIS ORDER OR IS PRESCRIBED
IN ANOTHER STATUTE, RULES ARE EFFECTIVE 30 DAYS AFTER FILING:
RCW 34.04.040. LEAVE THIS SPACE BLANK EXCEPT IN SUCH SPECIAL CASES.
Revised 11/15/67 (Form CR-2)

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

EMERGENCY ORDER NO. 1100

AMD WAC 16.604.001 PROMULGATION. The adoption of this Emergency Order amending Oder 1059 (Chapter 16.604 WAC) specifically covering brand inspection is necessary for the immediate preservation of the public health, safety and general welfare. It is necessary that this Order become effective immediately in order that the Director may expedite the movement of cattle of one lot under one year of age through public livestock markets. I, Donald W. Moos, Director of Agriculture of the State of Washington by virtue of the authority vested in me under Chapter 16.57 RCW; and Chapter 34.04 do promulgate the following emergency regulations:

AMD WAC 16.604.009 DEFINITIONS. For the purposes of this order:

- (1) "Market" means public livestock market as defined in RCW 16.65.010 (1).
- (2) "Department" means the department of agriculture of the State of Washington.
- (3) "Director" means the director of the department or his duly authorized representative.
- (4) "Licensee" means any person licensed to operate a market.
- (5) "Livestock" except as used in the Brand Inspection Regulations of this order means all cattle, horses, mules, swine, sheep, goats, poultry and rabbits.
- (6) "Livestock" as used in the Brand Inspection Regulations of this order means all cattle of whatever species, breed or age.
- (7) "Lot" means livestock of one ownership.

AMD WAC 16.604.010 BRAND INSPECTION REGULATIONS. (1) All livestock before being offered for sale at any market shall be brand inspected by a regulatory officer of this state.

(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.

(3) It shall be the responsibility of the licensee to identify each head of cattle consigned to a market by placing a numbered tag or other method of identification as approved by the Director on each animal before the livestock are brand inspected, except certain lots of one brand cattle or lots of no brand cattle under one year of age may be exempted by the regulatory officer. The licensee shall provide the regulatory officer with a sale ticket or sale sheet immediately after the animal is sold which shall show the name of the new buyer and

the number identifying the animals.

(4) Adequate facilities and space shall be provided for inspection for brands or other identifying characteristics, such facilities to be approved by the director. The market or the consignor shall at the request of the regulatory officer make visible the brand or brands on the animal. 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.

(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 clearance of the livestock to be removed: PROVIDED FURTHER, that horses, swine, sheep, poultry and rabbits will be exempt from the brand inspection requirements of this regulation.