

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

DEPARTMENT OF AGRICULTURE

(agency name)

Administrative Order No. 1775

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

do promulgate and adopt at Olympia, Washington (place)

the annexed rules relating to:

WAC 16-54-082, relating to importation of animals

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

This action is taken pursuant to Notice No. filed with the code reviser on. These rules shall take effect:
[ ] 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, M. Keith Ellis, 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:

The movement of cattle to and from Washington must be allowed to continue as set forth in administrative order number 1769 which expires on October 29, 1982, through the remainder of the current grazing season. A hearing has been scheduled to implement permanent regulations.

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 and 16.44 and is intended to administratively implement that statute.

[ ] (b) This rule is promulgated pursuant to RCW which directs that the

has authority to implement the provisions of (agency)

(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 October 29 19 82

CODE REVISER'S OFFICE WSR 82-22-043

Signature of Deputy Director for Director of Agriculture Title



STATE OF WASHINGTON  
DEPARTMENT OF AGRICULTURE

406 General Administration Bldg., AA-11 • Olympia, Washington 98504 • (360) 731-2001

RULE PURPOSE STATEMENT

(a) Title: Amend 16-54 WAC, animal importation

Description of Purpose: Amend rule regarding importation of animals

Statutory Authority: 16.36 and 16.44 RCW

(b) Summary of rule: Amend WAC 16-54-082 to allow grazing cattle to travel by permit.

Reasons supporting proposed action: To reduce unnecessary hardships caused cattle producers in the State of Washington concerning movement of cattle for grazing purposes only. An emergency exists to meet the needs of the producer for the remainder of the current grazing season. Hearings have been scheduled to implement permanent regulations.

(c) Agency personnel responsible for drafting, implementation and enforcement:

State Veterinarian  
Department of Agriculture AX 41  
406 General Administration Building  
Olympia, Washington 98504 206-753-5040

(d) These rules were proposed by the Department of Agriculture and industry.

(e) The agency makes no additional comments/recommendations regarding the proposed rule.

(f) These rules are not necessary as a result of federal law or federal or state court action.

(g) Small business economic impact: None

AMENDATORY SECTION (Amending Order 1752, filed 1/14/82)

WAC 16-54-082 DOMESTIC BOVINE ANIMALS. All domestic bovine animals (including bison) except those for immediate slaughter at a federally inspected establishment, or to a quarantined registered feed lot, or beef breed cattle or slaughter only dairy breed cattle consigned to a state-federal approved stockyard, shall be accompanied by a health certificate (WAC 16-54-030) and 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. Cattle originating from states other than Washington: All domestic bovine animals (including bison) moving into Washington, except those consigned to quarantined registered feed lots, or to federally inspected slaughter establishments for immediate slaughter, or beef breed cattle or slaughter only dairy breed cattle consigned to a state-federal approved stockyard, shall be moved on a permit issued by the animal health division of the department of agriculture and 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 (~~{separated} {separate}}~~) separate from all other cattle for re-test not less than thirty nor more than sixty days from the date of previous test, except that the following classes of cattle are exempt from these test requirements:

(i) Calves under six months of age.  
(ii) Steers and spayed heifers.  
(iii) Officially vaccinated dairy cattle under twenty months of age and officially vaccinated beef cattle under twenty-four months of age.  
(iv) Immediate slaughter cattle going directly to a federally inspected slaughter establishment.

(v) Cattle consigned directly to a quarantined registered feed lot.

(vi) Cattle from certified brucellosis free herds.

(vii) Beef breed cattle eligible for brucellosis testing coming from contiguous 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.

(b) After January 1, 1979, all female dairy cattle must be identified as official brucellosis calfhooed 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) Herd owners desiring to move cattle into Washington for temporary grazing purposes must obtain a prior permit from the animal health division and (~~(---All-brucellosis-test-eligible-cattle-moving-on-a-temporary-grazing-permit-must-be-officially-brucellosis-tested-negative-within-twelve-months-of-entry-into-Washington---They-must)~~) originate in a county or other political subdivision of equal status where brucellosis has not been diagnosed in the preceding twelve months, or (~~(officially-brucellosis)~~) tested negative to brucellosis within thirty days of (~~(prior-to)~~) entry.