

TRANSMITTAL OF RULES ADOPTED

FROM: Department of Agriculture (Name of Agency)

TO: CODE REVISER LEGISLATIVE BLDG. (Southwest Corner, Ground Floor) Olympia 98504

The enclosed rules Permanent rules [] / Emergency rules [x], being Order No. 1542 relating to (Name of rules or description of subject matter)

Regulations Relating to the Importation of Animals into the State of Washington.

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

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

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

pursuant to its finding in the attached administrative order, 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 Oct. 19, 1977 (place) (date) and are herewith filed in the office of the code reviser pursuant to chapter 34.04 RCW.

The undersigned hereby certifies that the requirements of chapter 34.04 RCW and of the Open Public Meetings Act of 1971, chapter 42.30 RCW have been fulfilled.

Dated this day of October 19 19 77.

STATE OF WASHINGTON FILED OCT 19 1977

CODE REVISER'S OFFICE DOCKET # 8578 FILE # 30

Department of Agriculture (AGENCY) Gary F. Strohmaier By Gary F. Strohmaier Title Director

NOTES: 1Notice number as appears on the copy of notice returned to you by reviser's office (if proceedings were continued, use no. of last notice) 2Stamped date as appears on the copy of notice returned to you by reviser's office (if proceedings were continued, use date of last notice) 3Unless 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.

FORM OF ORDER BY AGENCY HAVING SINGLE HEAD

State of Washington

Department of Agriculture

(agency name)

Administrative Order No. 1542

(1) I, Gary F. Strohmaier, director of the Department of Agriculture of the State of Washington,

ALTERNATIVE A. Use only for Adoption of Permanent Rules.

after due notice and in a meeting open to the public, held at on as required by chapters 34.04 and 42.30 RCW, do promulgate and adopt as permanent rules of this agency, the annexed rules:

ALTERNATIVE B. Use only for Adoption of Emergency Rules.

do promulgate and adopt as emergency rules of this agency, the annexed rules:

WAC 16-54-003 - 16-54-150 relating to the Importation of Animals into Washington State.

I, Gary F. Strohmaier, 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:

With the identification of increased numbers of brucellosis infected animals in this State and because brucellosis is a public health problem, the adoption of this emergency rule is necessary.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(2) 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):

[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 (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

(3) This order after being first recorded in the order register of this agency shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED October 19 1977 By Gary F. Strohmaier Director

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE

Emergency Order No. 1542

(1) I, Gary F. Strohmaier, Director of Agriculture of the State of Washington, by virtue of the authority vested in me under Chapter 16.36 and 16.44 RCW, after due notice as provided under Chapter 34.04 and public hearings held in Yakima, Washington on October 4, 1977 and in Olympia, Washington on October 6, 1977, do promulgate the following regulations:

AMD: Title 16, chapter 16-54, WAC 16-54-020, WAC 16-54-030, WAC 16-54-071, WAC 16-54-111 and WAC 16-54-120.

ADD: Title 16, chapter 16-54, WAC 16-54-012, WAC 16-54-014, WAC 16-54-016 and WAC 16-54-082.

REPEAL: WAC 16-54-003 and WAC 16-54-081.

(2) Appropriate statement of state statutory authority as required by RCW 34.04. This rule is promulgated pursuant to RCW 16.36 and RCW 16.44 and is intended to administratively implement that statute.

(3) This order after being first recorded in the order register of this agency shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED October 19, 1977

By 

Director of Agriculture

DEPARTMENT OF AGRICULTURE
OLYMPIA, WASHINGTON

This statement relates to Emergency Order #1542 of the Department of Agriculture and is filed pursuant to Chapter 84, Laws of 1977, First Extraordinary Session.

- A. 1. Re: AMEND WAC 16-54-020 relating to illegal importation of animals.
AMEND WAC 16-54-030 requiring animal health certificates.
AMEND WAC 16-54-071 relating to domestic equine health certificates.
AMEND WAC 16-54-111 relating to importation of swine.
AMEND WAC 16-54-120 relating to importation of dogs and cats.
ADD WAC 16-54-012 defining breeding cattle.
ADD WAC 16-54-014 defining an official brucellosis test.
ADD WAC 16-54-016 defining the official calfhood vaccination.
ADD WAC 16-54-082 relating to importation of domestic bovine animals.
REPEAL WAC 16-54-003, promulgation.
REPEAL WAC 16-54-081 relating to bovine domestic animals.
2. Purpose of this emergency order or order change is to establish immediate regulations for animal importation.
3. Statutory authority for this action is found in Chapter 16.36 and 16.44 RCW.
- B. Summary of the emergency rule or rule change is for immediate imposition of regulations for the importation of animals into the State of Washington.
- C. Person responsible for drafting the rule:
1. Name: Peter S. Bidlake, D.V.M.
 2. Title: Assistant Director, Supervisor of Animal Industry.
 3. Office: Division of Animal Industry Phone: 753-5040
Mail Stop: EK 23
 4. Inquiries regarding implementation and enforcement of the rule or rules should be addressed to:

Peter S. Bidlake, D.V.M.
Assistant Director
Supervisor of Animal Industry EK 23
753-5040
- D. There are no known proponents and opponents to the adoption of this emergency rule. Public hearings were held and attendance is a matter of record.
- E. Agency comments or recommendations, if any, regarding statutory language, implementation, enforcement and fiscal matters pertaining to the rule: None.

NEW SECTION

WAC 16-54-012 BREEDING CATTLE DEFINED. For the purpose of these rules "breeding cattle" shall be those females and bulls not consigned to a federally inspected slaughter establishment or a registered quarantined feed lot.

NEW SECTION

WAC 16-54-014 OFFICIAL BRUCELLOSIS TEST DEFINED. For the purpose of these rules "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.

NEW SECTION

WAC 16-54-016 OFFICIAL CALFHOOD VACCINATE DEFINED. For the purpose of this order "official calfhood vaccination" means a female bovine animal of dairy breed two to six months (60 to 179 days) of age or female bovine animal of beef breed two to ten months (60 to 299 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

WAC 16-54-020 ILLEGAL IMPORTATION. (1) All domestic animals being shipped into this state must have met requirements of Title 9, Code of Federal Regulations, in effect at the time of movement (~~or-shipment,-as-qualifying-for-inter-state-movement~~) or importation from foreign countries and in addition thereto must meet all the applicable laws, rules and regulations of the State of Washington pertaining to animal health and care of animals.

(2) It shall be unlawful for any person, firm or corporation to import any domestic animal or any nonaquatic animal kept in a household or premises thereof or for public display into this state unless in compliance with the requirements set forth hereafter in this order, and regulations relating to importation into and movement within the State of Washington

of poultry and hatching eggs. No domestic animal or any non-aquatic animal kept in a household or premises thereof or for public display, including poultry, that is affected with any infectious or communicable disease shall be imported into the state unless written permission for the importation is obtained from the Director.

AMENDATORY SECTION

WAC 16-54-030 HEALTH CERTIFICATE. (1) All animals entering Washington shall be accompanied by an official health certificate except those classes of animals specifically exempted in laws or regulations of this state. "Official Health Certificate" means a legible certificate executed on an official form of the State of Origin or of the Animal Health Division, United States Department of Agriculture, by a licensed and accredited veterinarian or a veterinarian approved by the proper (~~livestock-sanitary-official-of-the-State-of-Origin, or-the-proper~~) official of the Animal Health Division, United States Department of Agriculture, and shall contain the following information:

(a) Date of inspection. All health certificates void after thirty days, except breeding cattle forty-five days from date of issue. PROVIDED, the Director may give special exemption (~~to-the-thirty-day-limit~~) for show animals.

(b) Names and addresses of the consignor and consignee.

(c) Certification that the animals are apparently free from evidence of infectious and communicable disease.

(d) Test or vaccination status when required.

(e) Description of each animal to include species, breed, age, sex, tag or tattoo (~~number~~) and for cattle, only an official ear tag will be accepted (~~and~~) or if registered, the registry name (~~and~~) , number and tattoo for individual identification.

(f) Certification of disinfection of cars and trucks when required.

(2) All health certificates shall be approved by the Livestock Sanitary Official of the State of Origin and a copy shall be forwarded immediately to the Department of Agriculture, Olympia, Washington.

AMENDATORY SECTION

WAC 16-54-071 DOMESTIC EQUINE. Domestic equine animals shall be accompanied by an official health certificate stating that they are free from clinical symptoms of infectious and communicable disease. All equine over six (6) months of age must have a record of a negative test for the diagnosis of Equine Infectious Anemia made ~~within~~ six (6) months prior to entry. Horses moving to and from Oregon and Washington are excluded from test requirements.

NEW SECTION

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 registered quarantined feed lot, shall be accompanied by a health certificate (WAC 16-54-030 this Order) and shall meet the following requirements:

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

(2) Brucellosis. (a) Cattle originating from states other than Washington: All domestic bovine animals (including bison) moving into Washington, except those consigned to registered quarantined feed lots, or to federally inspected slaughter establishments for immediate slaughter, 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:

(i) 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 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:

(a) Calves under six months of age.

(b) Steers and spayed heifers.

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

(d) Immediate slaughter cattle going directly to a federally inspected slaughter establishment.

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

(f) Cattle from certified brucellosis free herds.

(ii) After January 1, 1979, 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:

(a) Calves under three months of age.

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

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

(d) Spayed heifers.

(iii) Herd owners desiring to move cattle into Washington for temporary grazing purposes must obtain a prior permit from the Animal Health Division and originate in a county or other political subdivision of equal status where brucellosis has not been diagnosed in the preceding twelve months, or tested negative to brucellosis within thirty days of entry.

AMENDATORY SECTION

WAC 16-54-111 SWINE. (1) Slaughter swine. Swine not known to be affected with or exposed to infectious or communicable diseases may be moved into the state without health

certificate to a (~~recognized~~) federally inspected slaughtering (~~center~~) establishment or public livestock market specifically approved under Part 76, Title 9, Code of Federal Regulations, for immediate slaughter and (~~may~~) shall not be diverted en-route for any purpose. The waybills or certificates for movement must state "for slaughter only."

(2) FEEDER AND BREEDER SWINE.

(a) Swine must be accompanied by an official health certificate stating they are clinically free from infectious and contagious disease or exposure thereto. The consignor and consignee will be properly listed with exact mailing address and destination clearly shown.

(b) Swine brucellosis. All swine imported for breeding purposes over six (6) months of age entering the State of Washington must be tested and found negative to brucellosis within thirty (30) days prior to entry or originate in a validated brucellosis free herd or area. Swine from herds where brucellosis is known to exist will not be admitted.

AMENDATORY SECTION

WAC 16-54-120 DOGS AND CATS. (1) In addition to the general provisions for the importation of livestock, the official health certificate for dogs and cats shall contain the certification:

(a) That such animals are apparently free from infectious, contagious, and communicable disease.

(b) That all dogs have been vaccinated against rabies (~~not more than twelve (12) months prior to entry with killed rabies vaccine; or more than twenty-four (24) months prior to entry with modified live virus rabies vaccine~~) according to U. S. Public Health Department regulations and standards at the time of entry. Each animal must be identified by a tag number and (~~the~~) official health certificate (~~will bear serial numbers and name of vaccine used~~).

~~((i) -- Animals under four (4) months of age --- no vaccination required.~~

~~((i))~~ (c) Cats - No rabies vaccination required.

~~((e))~~ (d) That such animals do not originate from an area under quarantine for rabies. Animals originating from rabies quarantine or rabies areas must be accompanied by a permit obtained from the State Department of Agriculture office in Olympia, Washington, previous to shipment, the terms of which must be stated on the health certificate.

REPEALING SECTION

WAC 16-54-003

REPEALING SECTION

WAC 16-54-081