



**RULE-MAKING ORDER**  
(RCW 34.05.360)

2052

**CR-103** (10/1/89)

Agency: Agriculture

- Permanent Rule
- Emergency Rule

(1) Date of adoption: August 22, 1990

(2) Purpose: To establish rules for the control and eradication of the disease Pseudorabies in swine in the state of Washington.

(3) Citation of existing rules affected by this order:

- Repealed:
- Amended:
- Suspended:

(4) Authority for adoption:

Statute: RCW 16.36.040 and 16.36.096

Other Authority:

**(5.1) PERMANENT RULE ONLY**

Pursuant to notice filed as WSR \_\_\_\_\_ on \_\_\_\_\_ (date).

Describe any changes other than editing from proposed to adopted version:

**(5.2) EMERGENCY RULE ONLY**

Pursuant to RCW 34.05.350 the agency for good cause finds:

- (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
- (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding: The first pseudorabies infected herd in this state was identified in July 1990 through routine screening. These rules will allow the Department of Agriculture to limit the spread and eradicate the disease in this state.

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

Yes  No If yes, explain:

(6) Effective date of rule:

**Permanent Rules**

- 31 days after filing
- Other (specify) \_\_\_\_\_ \*

\* (If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

**Emergency Rules**

- Immediately
- Later (specify) \_\_\_\_\_

**CODE REVISER USE ONLY**

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

AUG 22 1990

TIME: 11:05  
WSR 90-17-131

NAME (TYPE OR PRINT)

C. Allan Pettibone

SIGNATURE

TITLE

Director

DATE

8-22-90

## PSEUDORABIES IN SWINE

### NEW SECTION

WAC 16-80-005 DEFINITIONS. For the purpose of this chapter:

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

(2) "Department" means the Washington State department of agriculture.

(3) "Approved pseudorabies vaccine" means only those biological products that are approved by and produced under license of the United States Department of Agriculture for injection into swine for the purpose of enhancing their resistance to pseudorabies, are a specific gene deletion vaccine and are authorized for use in a specific herd by the state veterinarian.

(4) "Official identification" means a USDA issued backtag or a metal eartag bearing state identification and a unique number.

(5) "Pseudorabies infected herd" means a herd of swine in which the disease pseudorabies has been diagnosed positive in one or more animals by the National Veterinary Service Laboratory (NVSL) or a state laboratory which can conduct the serum neutralization test.

NEW SECTION

WAC 16-80-010 QUARANTINE. All swine that are infected or suspected of being infected with pseudorabies shall be quarantined and an official test conducted. All swine, the owner of which refuses to allow the department to test for the above disease, shall be regarded as a menace to the health of livestock, and the swine and the premises on which they are kept shall remain quarantined and no animal or products of such animals shall be removed from the premises as outlined in section 16.36.010 RCW.

NEW SECTION

WAC 16-80-015 SALE OF QUARANTINED ANIMALS. No person shall offer for sale any swine from a pseudorabies quarantined herd for other than immediate slaughter and shall only be moved from the pseudorabies quarantined herd when accompanied by an official federal form number VS1-27 filled out and signed by a federal or state veterinarian.

NEW SECTION

WAC 16-80-020 QUARANTINE AND RELEASE. Any herd of swine in which pseudorabies positive animals are found will be quarantined. The quarantine will be released when the entire quarantined herd has successfully completed PLAN A (test and removal), PLAN B (offspring segregation), or PLAN C (depopulation - repopulation) as described in "Swine Pseudorabies Eradication Guidelines", prepared and published by the pseudorabies committee, Livestock Conservation Institute. PLAN C will be the plan of choice if the statewide herd infection rate is less than 0.1% of total number of state herds.

NEW SECTION

WAC 16-80-025 DISINFECTING PREMISES. All barns, feed troughs, water tanks, feeding platforms, farrowing houses and dry lots where a pseudorabies infected herd has been held must be thoroughly cleaned and disinfected within fifteen days after all infected swine have been removed. Recommended disinfectants are: orthophenolphenate compounds, phenolic compounds, 2% Na hydroxide, TriNaPO<sub>4</sub>, chlorhexidine.

NEW SECTION

WAC 16-80-030 DISINFECTING VEHICLES. (1) When a vehicle is used to transport pseudorabies infected animals or pseudorabies exposed animals from a pseudorabies quarantined herd, the vehicle shall be cleaned and disinfected immediately following the unloading of the last animal of each such load. The destination of such infected or exposed swine shall have department approved facilities to clean and disinfect vehicles.

(2) Upon completion of the cleaning and disinfection of the vehicle, approval shall be obtained in writing. This approval shall be made by a state or federal animal health employee or by an authorized representative of the director of agriculture on a form approved by the director.

NEW SECTION

WAC 16-80-035 INDEMNITY FOR PSEUDORABIES INFECTED OR EXPOSED SWINE. As provided under RCW 16.36.096, the director of agriculture may order the slaughter or destruction of any swine affected with or exposed to pseudorabies. Subject to the availability of sufficient funds, the director may pay an indemnity for any swine ordered slaughtered or destroyed. When

the indemnity is approved, the amount that will be paid is one hundred dollars for any sow past 50 days pregnant or with suckling piglets, fifty dollars for boars and open sows or sows less than 50 days pregnant, and fifty dollars for breeding gilts over 250 pounds live weight. An indemnity up to 50% of appraised value of feeding stock will be paid when destroyed rather than slaughtered. No indemnity will be paid if the statewide infection rate exceeds 0.1% of total swine herds in the state. The disease will be considered endemic if the 0.1% rate is exceeded.

#### NEW SECTION

**WAC 16-80-040 VACCINATION.** No pseudorabies vaccine may be used in the state of Washington except when an approved pseudorabies vaccine is specifically authorized in writing by the state veterinarian for use in a pseudorabies infected herd under pseudorabies eradication PLAN A (test and removal). Only gene deleted vaccines with a corresponding specific laboratory test will be authorized.

#### NEW SECTION

**WAC 16-80-045 IDENTIFICATION OF SWINE.** Boars and sows moving through livestock auction yards in intrastate commerce must be officially identified. All swine moving in interstate commerce must be identified in compliance with federal regulation CFR 71.19 a & b.

#### NEW SECTION

**WAC 16-80-050 CRIMINAL PENALTY--CIVIL INJUNCTION.** RCW 16.36.110 provides: A violation of or a failure to comply with any provisions of this chapter shall be a gross misdemeanor. Each

day upon which a violation occurs shall constitute a separate violation. Any person violating the provisions of RCW 16.36.005, 16.36.020, 16.36.103, 16.36.105, 16.36.107, 16.36.108 or 16.36.109 may be enjoined from continuing such violation.