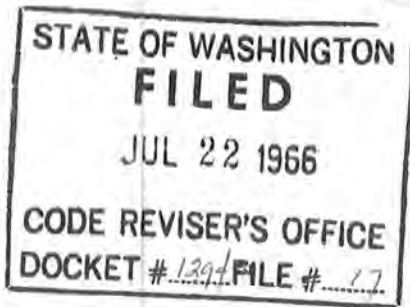


STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
Olympia

ORDER NO. 1025

(Superseding Order No. 954 and
Emergency Order No. 984 and
Emergency Order No. 990)

Effective August 22, 1966



HEALTH, BRANDS AND WEIGHTS AND MEASURES REGULATIONS
PERTAINING TO 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 16.36, RCW; 16.57, RCW; 16.65, RCW; 19.93, RCW; and 16.40, RCW, after due notice as provided under Chapter 34.04 and 42.32 RCW, and a public hearing held in Olympia on July 12, 1966, 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 clearance 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 at markets.

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. 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 salesyard 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 8. 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.

Section 9. All cattle and goats consigned to a market 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 area, 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 10. 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 11. Reactors to the brucellosis test shall be handled in the following manner:

(a) gged with reactor identif. ation 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 12. 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 and leave any market in this state without restriction.

(2) Washington swine vaccinated at seller or buyer's request with killed or inactivated tissue vaccine at the market may leave the market without restriction for any destination within the State of Washington.

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

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

(1) Slaughter swine - Swine not known to be affected with or exposed to infectious or communicable swine diseases may be moved into the state without health certificate or vaccination to a recognized slaughtering center, public stockyards under federal supervision or public livestock market specifically approved under Part 76, Title 9, Code of Federal Regulations, and amend-

ents thereto for immediate slaughter and may not be diverted enroute for any purpose. The waybills or certificates for movement must state "for slaughter only".

(2) Feeder and breeder swine - Must be accompanied by Official Health Certificate stating they are clinically free from infectious and contagious disease and must portray the official hog cholera vaccination status and be individually identified.

(a) Hog Cholera

1. Official vaccinates - Official vaccinates are those swine that have qualified by the following method:

Vaccinated with killed or inactivated hog cholera vaccine no less than 21 days nor more than 6 months previous to entry. The dosage of the vaccine to be that recommended on the product label of the licensed manufacturer.

2. Swine vaccinated with live virus or modified live virus vaccine and/or serum alone will not be accepted into this state.

3. Swine from states in Phase IV or Hog Cholera Free Status may enter any public livestock market in the State of Washington with no vaccination or quarantine providing Health Certificate portrays the status of said swine and swine are individually identified and listed on the certificate and consignor and consignee are properly listed with exact mailing addresses and destination is clearly shown. Such unvaccinated hogs must not come in contact with hogs from states of unlike status prior to or during shipment and they must be transported in one continuous movement.

(b) Swine brucellosis - All purebred sows and boars over six months of age from out of state entering public livestock markets to be sold for breeding purposes must have been tested and found negative to brucellosis within thirty (30) days previous to entry or originate in a Validated Brucellosis-Free Herd; area or state. Such swine not in compliance will be quarantined.

(d) Handling of all swine at the market:

1. Swine destined for movement to states other than Washington must meet the requirements of Title 9, CFR and the current import requirements of the receiving state before being released from the market:
2. 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.

Section 13. The licensee shall not permit livestock to be removed from the premises of a market until a health status report, required under RCW 16.65.170 (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 deck 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 and visibility shall be provided so that interested parties may observe the weighing operation. All dial scales used by the licensee shall be of adequate size to be readily visible to all interested parties and shall be equipped with a mechanical weight recorder. All beam scales used by the licensee shall be equipped with a balance indicator, a weigh beam and a mechanical weight recorder, all readily visible to all interested parties.

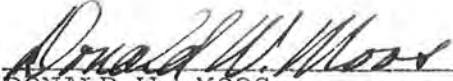
Section 4. The pit and foundation shall be of monolithic construction. Coping iron shall be required on all corners adjacent to the deck. The pit shall be six feet in depth, dry and readily accessible for inspection. Electrical lighting facilities for inspection shall be provided. Exception to the six 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 5. Repeal of Prior Orders. This Order supersedes and repeals Order No. 954, Emergency Order No. 984 and Emergency Order No. 990.

Regulation 6. 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: July 22, 1966