


DEPARTMENT OF AGRICULTURE

Date: January 13, 1971

To: Code Revisor Attn: Loma

From: Dept of Agriculture, Div. Animal Industry 

Re: Error in Order No. 1174

An error was discovered in Order 1174, Health, Brands and Weights and Measures Regulations pertaining to Public Livestock Markets. The error was the effective date it now reads effective January 14, 1970 it should read effective January 14, 1971.



DON'T TRY TO REMEMBER IT—WRITE IT DOWN!

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. 1174
Emergency rules
relating to (Name of rules or description of subject matter)
Public Livestock Markets - Health
Brands and Weights and Measures

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

pursuant to Notice No. 2832 ^① filed with the code reviser
on 11/9/70 ^② were regularly adopted as permanent rules of this
(date)
agency at Olympia, Washington on 12/1/70 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 1/14/70 ^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
(place) on (date) and are herewith filed in
the office of the code reviser pursuant to chapter 34.04 RCW.

Dated this fifteenth day of December, 1970.

STATE OF WASHINGTON
FILED
DEC 15 1970
CODE REVISER'S OFFICE
SET #3256 FILE #23

Department of Agriculture
(AGENCY)
Donald W. Moos
By DONALD W. MOOS
Director of Agriculture
State of Washington
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.

STATE OF WASHINGTON
DEPARTMENT OF AGRICULTURE
OLYMPIA

ORDER NO. 1174
AMENDING ORDER NO. 1102

EFFECTIVE JANUARY 14, 1970

HEALTH, BRANDS AND WEIGHTS AND MEASURES REGULATIONS
PERTAINING TO PUBLIC LIVESTOCK MARKETS

NEW WAC 16-604-003 PROMULGATION. (This promulgation relates only to WAC 16-604-20 and WAC 16-604-25.)

I, Donald W. Moos, Director of Agriculture of the State of Washington by virtue of the authority vested in me under Chapter 16.36 and 16.40 RCW, and after due notice as provided Chapters 34.04 and 42.32 RCW, and a public hearing held in Olympia, Washington, December 1, 1970, do hereby promulgate the following regulations relating to facilities and health regulations, and amending Regulation 3, Order No. 1102, WAC 16-604-20, and Regulation 4, Order No. 1102, WAC 16-604-25.

AMD WAC 16-604-020 FACILITIES AND SANITATION. (1) Licensees shall provide facilities and sanitation for the prevention of livestock diseases at their public livestock markets, as follows:

(a) The licensee shall be responsible for the moving and yarding of livestock necessary for brand inspection. Personnel employed by the salesmarket will be required to sort and designate any apparent unhealthy animals before they are admitted into trade channels.

(b) The floors of all pens and alleys that are part of a public livestock market shall be constructed of concrete or similar impervious material and kept in good repair, with a slope of not less than one-fourth inch per foot to adequate drains leading to an approved system: Provided, That the director may designate certain pens within such public livestock markets as feeding and holding pens and the floors and alleys of such pens shall not be subject to the aforementioned surfacing requirements.

(c) Feeding and holding pens maintained in an area adjacent to a public livestock market shall be constructed and separated from such public livestock market, in a manner prescribed by the director, in order to prevent the spread of communicable diseases to the livestock sold or held for sale in such public livestock market.

(d) All yards, chutes and pens used in handling livestock shall be constructed of such material which will render them easily cleaned and disinfected, and such yards, pens and chutes shall be kept clean, sanitary and in good repair at all times, as required by the director.

(e) Sufficient calf pens of adequate size to prevent overcrowding shall be provided, and such pens when used shall be cleaned and disinfected no later than the day subsequent to each sale.

(f) All swine pen facilities shall be covered and when used shall be cleaned and disinfected no later than the day subsequent to each sale.

(g) A water system carrying a pressure of forty pounds and supplying sufficient water to thoroughly wash all pens, floors, alleys and equipment shall be provided.

(h) Sufficient quarantine pens of adequate capacity shall be provided. Such pens shall be used to hold only cattle reacting to brucellosis and tuberculosis or to quarantine livestock with other contagious or communicable diseases and shall be:

(i) Hard surfaced with concrete or similar impervious material and shall be kept in good repair.

(ii) Provided with separate watering facilities.

(iii) Painted white with the word "Quarantine" painted in red letters not less than four inches high on such quarantine pen's gate.

(iv) Provided with a tight board fence not less than five and one-half feet high.

(v) Cleaned and disinfected not later than one day subsequent to the date of sale.

To prevent the spread of communicable diseases among livestock, the director shall have the authority to cause the cleaning and disinfecting of any area or all areas of a public livestock market and equipment or vehicles with a complete coverage of disinfectants approved by the director.

(2) For the purpose of tracing dealer consigned livestock to herds of origin for health purposes, the Certificate of Permit (S.F. No. 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 dairy cattle under twenty (20) months of age nor beef cattle under twenty-four (24) months of age.

AMD

WAC 16-604-025 HEALTH REGULATIONS. (1) The Director shall require such testing, treating, identifying, examining and record keeping of livestock by a deputy state veterinarian as in the director's judgment may be necessary to prevent the spread of brucellosis, tuberculosis, paratuberculosis, hog cholera or any other infectious, contagious or communicable disease among the livestock of this state.

(2) For livestock health purposes, the Director shall establish procedures for inspection of livestock markets for compliance with sanitary requirements and to observe livestock being handled. Such inspections shall be conducted by inspection personnel working under the jurisdiction of the Director. Such inspectors will not issue health certificates, perform "private treaty work" or engage in functions other than those in connection with surveillance for communicable, infectious animal diseases and sanitary measures. Operators of markets may arrange with private veterinary practitioners to perform animal health inspections, issue health certificates, perform private treaty work, etc. Departmental inspectors will work in cooperation with any such private veterinary practitioners in performing yard inspections.

(3) Markets handling swine shall be required to provide

veterinary health inspection of all swine received, handled or sold. This action is required under Joint State-Federal Cooperative Program for the eradication of hog cholera and to maintain the status as a hog cholera state.

(4) All animals consigned to market from out-of-state must be accompanied by an official health certificate signed by an accredited veterinarian in the state of origin. Such animals not so accompanied shall be announced in the ring as illegal entry livestock and may leave the yard to points in Washington under quarantine at destination.

(5) No livestock may leave the market for points outside the State of Washington without first obtaining an official health certificate meeting the requirements of the state of destination.

(6) Any animal or animals which have been found by the inspector to be diseased or unhealthy shall be handled in accordance with instructions of a 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.

(7) Brucellosis. (a) All cattle originating from a brucellosis free herd, area or state are exempt from brucellosis testing.

(b) All female cattle, bulls and goats originating from less than a brucellosis free herd, area, or state shall be accompanied by an official health certificate and must be negative to a brucellosis test within thirty (30) days prior to entry into the State of Washington. Steers, spayed heifers and official vaccinates of the dairy breeds under twenty (20) months of age, and official vaccinates of the beef breeds under twenty-four (24) months of age are exempt from the testing requirements.

(c) Cattle may be shipped to Washington markets specifically approved under Title 9, Part 78, CFR, without health certificates or brucellosis testing, and may be moved from the approved market to a licensed slaughter establishment for immediate slaughter or to a registered quarantined feed lot after veterinary inspection. Cattle so consigned are exempt from brucellosis test requirement. Cattle moved from the approved market to other than a licensed slaughter establishment or a registered quarantine feed lot must meet Washington import regulations and moved on official health certificate issued by the market veterinarian.

(d) Animals released from Washington markets to points outside the state shall be in compliance with Federal Interstate Regulations and must meet the import requirements of the receiving state.

(e) Salesyard Brucellosis Reactors will be:

(i) Tagged with reactor identification tags in the left ear and branded "B" on the left jaw.

(ii) Placed in a "Quarantine Pen."

(iii) Sold at the close of the regular sale to licensed slaughterer or their designated agent operating under Federal or State inspection.

(iv) 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.

(v) All brucellosis 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 and Federal Supervision.

(vi) Heifer calves of dairy breeds three to eight months (90 - 239 days) of age or heifer calves of beef breeds three to eleven months (90 - 299 days) of age may be vaccinated at the market for brucellosis upon request at no State-Federal expense

(8) Tuberculosis. Tuberculosis reactors will be handled as in Subdivision (e), Item (ii), (iii), (iv), and (v), this order, after being identified by a reactor identification tag in the left ear, and branded "T" on the left jaw.

(9) Immediate Slaughter Livestock. (a) Livestock purchased through a market for slaughter in the State of Washington may be consigned only to a 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 point 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.

(10) Health of Swine. (a) Intrastate Consignments. Washington swine that are healthy, unexposed and not under quarantine may enter and leave any market in the State after veterinary inspection.

(b) Interstate Consignments. (i) 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 to a recognized slaughtering center, public stockyards under Federal Supervision or livestock market specifically approved under Part 76, Title 9, Code of Federal Regulations for immediate slaughter, and may not be diverted enroute. The waybills or certificates for shipment must state for "Slaughter Only."

(ii) Feeder and breeder swine - Must have originated from states in Phase IV or Hog Cholera Free Status. Animals must be accompanied by official health certificate stating that they are clinically free of symptoms of infectious and contagious disease or exposure thereto, unless consigned to a market approved under Part 76, Title 9, CFR. The consignor and consignee will be properly listed with exact mailing addresses clearly shown. Such hogs must not come in contact with hogs from states of unlike status prior to or during shipment, and must have been transported in one continuous movement. Swine from an area less than Phase IV status will

not be accepted at a livestock market.


(c) Swine Brucellosis. All interstate swine over six (6) months of age entering public livestock markets to be sold for breeding purposes must have been tested and found negative to brucellosis within thirty (30) days prior to entry or originate in a Validated Brucellosis Free Herd. Swine not in compliance will not be sold as breeder swine. Swine originating from a herd where brucellosis is known to exist will not be sold as breeder swine.

(d) Handling of all swine at the market. (i) 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.

(ii) When the health status inspection at the market reveals suspected evidence of cholera, the entire lot shall be returned to premise of origin under quarantine, 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.

WAC 16-604-040 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: December 15, 1970