

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

Department of Agriculture

(agency name)

Administrative Order No. 1958

(1) I, C. Alan Pettibone, director of

The Department of Agriculture

do promulgate and adopt at Olympia, Washington

(place)

the annexed rules relating to:

- WAC 16-86-040 QUARANTINE AND RELEASE
WAC 16-86-070 SALE OF TUBERCULOSIS REACTORS

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

This action is taken pursuant to Notice No. 87-20-076 filed with the code reviser on October 7, 1987. 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, 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:

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:

(a) This rule is promulgated pursuant to RCW Chapter 16.38.060 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

(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.

STATE OF WASHINGTON APPROVED AND ADOPTED FILED

November 18

1987

NOV 18 1987

By

Deputy Director

Title

CODE REVISER'S OFFICE WSR 87-23-043

AMENDATORY SECTION (Amending Order 1539, filed 10/17/77)

WAC 16-86-040 QUARANTINE AND RELEASE. (1) Brucellosis: Any herd of cattle or goats in which brucellosis reactors are found will be quarantined. Positive or reactor classification shall be based on standards listed in "U.S. Department of Agriculture Uniform Methods and Rules for Brucellosis Eradication." Animals positive to the brucellosis test shall not be sold or offered for sale except for immediate slaughter. The quarantine will be released when the entire quarantined herd has passed two consecutive negative blood agglutination tests without reactors, the first test to be not less than thirty days following removal of all reactors from the herd and the second test not less than ninety days nor more than one year following the date of the previous test. Steers, spayed heifers and officially vaccinated dairy animals under twenty months of age and officially vaccinated beef animals under twenty-four months of age need not be tested.

(2) Tuberculosis:

(a) Any herd of cattle or goats in which tuberculosis reactors are found will be quarantined and the sale or removal of any animal out of such herds, except for immediate slaughter is prohibited. ~~((The quarantine will be released when the entire herd has passed two consecutive tests without reactors, the first to be not less than thirty days following removal of all reactors from the herd, and the second test not less than sixty days nor more than one year following the date of the previous test.))~~ Herds in which only NGL reactor(s) occur and in which no evidence of Mycobacterium bovis infection has been disclosed may be released from quarantine after a sixty-day negative caudal fold retest of the entire herd.

(b) Herds containing one or more suspects to the caudal fold tuberculosis test shall be quarantined until the suspect animals are:

(i) Retested by the comparative-cervical tuberculosis test within ten days of the caudal fold injection and the tuberculosis status of the suspect(s) has/have been determined; or

(ii) Retested by the comparative-cervical tuberculosis test after sixty days and the tuberculosis status of the suspect(s) has/been determined; or

(iii) Shipped under permit directly to slaughter in accordance with state or federal laws and regulations and the tuberculosis status of the suspect(s) has/have been determined.

(c) Herds in which Mycobacterium bovis infection has been confirmed and the herd has not been depopulated shall remain under quarantine and must pass two tuberculin tests at intervals of at least sixty days and one additional test after six months. These herds will also be subject to five annual tests on the entire herd following the release from quarantine.

AMENDATORY SECTION (Amending Order 1539, filed 10/17/77)

WAC 16-86-070 SALE OF TUBERCULOSIS REACTORS. Reactors to a tuberculosis test may be moved or sold only to a slaughtering establishment where ~~((state-))~~ federal ~~((approved))~~ inspection is maintained ~~((or--to-a-state-federal-approved-market-for-sale-to-such-slaughtering establishment))~~: PROVIDED, That any reactor to tuberculosis test must be marketed for slaughter within fifteen days from the date of tagging and branding.