

2 **SHB 1135 - H COMM AMD ADOPTED 03-17-93**
3 By Committee on Fisheries & Wildlife

4

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** The legislature declares that the husbandry
8 of alternative livestock as a farming operation may provide a
9 consistent source of healthful food, offers opportunities for new jobs
10 and increased farm income stability, and improves the balance of trade.

11 The legislature finds that many areas of the state of Washington
12 may be suitable for alternative livestock farms, and therefore the
13 legislature encourages the promotion of appropriate alternative
14 livestock farming activities, programs, and development with the same
15 status as other agricultural activities, programs, and development
16 within the state.

17 The legislature finds that alternative livestock farming should be
18 considered a branch of the agricultural industry of the state for
19 purposes of laws that apply to or provide for the advancement, benefit,
20 or protection of the agriculture industry within the state. The
21 legislature further finds, however, that alternative livestock farming
22 may pose threats to the state's wildlife, and therefore requires
23 effective regulation to minimize these threats.

24 It is therefore the policy of this state to encourage the
25 development and expansion of appropriate alternative livestock farming
26 within the state. It is also the policy of this state to protect
27 wildlife by providing for effective regulation of alternative livestock
28 farming including but not limited to a disease inspection and control
29 program for alternative livestock farming operations.

30 NEW SECTION. **Sec. 2.** Unless the context clearly requires
31 otherwise, the definitions in this section apply throughout this
32 chapter.

33 (1) "Alternative livestock" means the following as long as they are
34 confined by humans, raised or used in farm or ranch operations in the
35 private sector, and produced on the farm or ranch or legally acquired

1 for the farm or ranch: Fallow deer (dama dama); reindeer (all rangifer
2 except rangifer tarandus caribou); and other nonresident vertebrate
3 species listed by rules adopted jointly by the departments of
4 agriculture and wildlife under section 5 of this act. "Alternative
5 livestock" does not include: Wildlife species that currently exist in
6 a wild state in the state of Washington, except that by rule which
7 shall include methods that will ensure genetic integrity, the directors
8 of the department of agriculture and the department of wildlife may
9 allow rocky mountain elk (cervus elaphus nelsoni) to be farmed in the
10 same status and under the same regulatory provisions as "alternative
11 livestock"; animals which have escaped confinement; a domestic dog
12 (canis familiaris) or domestic cat (felis domestica); private sector
13 aquatic products as defined in and regulated under chapter 15.85 RCW;
14 an animal raised for release into the wild; an animal raised for the
15 purpose of hunting that takes place in this state; an animal that is
16 required to be identified under section 6 of this act and is not
17 identified as required; or an animal located on, purchased from, or
18 being transported to or from a farm or ranch that is required to be
19 registered under section 8 of this act but is not registered as
20 required at the time the livestock is located on, purchased from, or
21 being transported to or from the farm or ranch.

22 (2) "Alternative livestock products" means the products of
23 alternative livestock including, but not limited to, meat and meat
24 products, velvet, antlers, horns, leather, hides, feathers, eggs,
25 gametes, and genetic materials. "Alternative livestock products" does
26 not include a product that is required to be identified under section
27 6 of this act and is not identified as required.

28 (3) "Department" means the department of agriculture.

29 NEW SECTION. **Sec. 3.** The department is the principal state agency
30 for providing state marketing support services for the alternative
31 livestock industry. The department shall exercise its authorities,
32 including those provided by chapters 15.64, 15.65, 15.66, and 43.23
33 RCW, to develop a program for assisting the alternative livestock
34 industry to market and promote the use of its products. The department
35 shall consult the alternative livestock council in developing the
36 program.

1 NEW SECTION. **Sec. 4.** It is unlawful to hunt or allow others to
2 hunt for a fee, any alternative livestock or rocky mountain elk reared
3 on or derived from an alternative livestock farm.

4 NEW SECTION. **Sec. 5.** (1) Any authority of the department of
5 wildlife to regulate alternative livestock and alternative livestock
6 products is limited to the authority granted by this section.

7 (2) The directors of the department of agriculture and the
8 department of wildlife shall jointly adopt rules identifying species
9 including deleterious species that may be raised in this state as
10 alternative livestock. In identifying species under this section, the
11 departments shall consider the risks that the presence of the animals
12 in this state, or the concentration of their number through
13 confinement, may pose, to the public health and safety, to the
14 environment, to resident wildlife, and to traditional and alternative
15 livestock. Consideration shall also be given to the ability of
16 scientists to identify and distinguish the species and products made
17 from such species, in all forms, based on accepted biological testing.
18 A hybrid of an animal listed in section 2(1) of this act or identified
19 in joint rules adopted under this subsection shall be considered to be
20 alternative livestock only if it is expressly identified in joint rules
21 adopted under this subsection. The animals listed in section 2(1) of
22 this act and those identified in such joint rules constitute the only
23 animals considered as alternative livestock under this chapter. The
24 departments may, under jointly adopted rules, restrict the areas of the
25 state in which animals listed in section 2(1) of this act or those
26 identified under this subsection may be ranched or farmed.

27 (3) The department of agriculture and the department of wildlife
28 may jointly adopt rules that authorize the department of agriculture to
29 regulate the entry and intrastate movement, sale, transfer, possession,
30 exhibition, disposition, and release of alternative livestock or
31 alternative livestock products.

32 (4) Any rules adopted under this section shall specify the
33 emergency enforcement actions that may be taken in accordance with the
34 provisions of chapter 34.05 RCW.

35 NEW SECTION. **Sec. 6.** The director of agriculture shall, in
36 consultation with the department of wildlife and the alternative
37 livestock council, establish identification requirements for

1 alternative livestock and alternative livestock products to the extent
2 that identifying the livestock or the source or quantity of the
3 products is necessary to permit the department of wildlife to
4 effectively administer and enforce Title 77 RCW. The director shall
5 also consult with the director of the department of wildlife to ensure
6 that such rules enable the department of wildlife to enforce the
7 programs administered under that title.

8 NEW SECTION. **Sec. 7.** The director of agriculture in consultation
9 with the department of wildlife shall develop and administer a program
10 of disease inspection and control for alternative livestock. The
11 purpose of the program is to protect the alternative livestock industry
12 from the loss of animals or productivity to disease and to protect
13 wildlife in this state. As used in this section "disease" means, in
14 addition to its ordinary meaning, infestations of parasites or pests.

15 NEW SECTION. **Sec. 8.** The owner of a farm or ranch for alternative
16 livestock shall register the farm or ranch annually with the department
17 of agriculture. The director shall develop and maintain a registration
18 list of all alternative livestock farms and ranches. Registered
19 alternative livestock farms and ranches shall provide the department
20 production statistical data. The director of agriculture shall, in
21 consultation with the alternative livestock council, establish by rule
22 annual registration fees sufficient to cover the costs of development
23 of rules and the administration of this chapter and the rules adopted
24 under this chapter. Fees collected under this section shall be
25 deposited in the alternative livestock farm account within the
26 agricultural local fund established in RCW 43.23.230 and shall be used
27 solely to carry out the provisions of this chapter.

28 NEW SECTION. **Sec. 9.** The department of agriculture shall adopt
29 rules for administering this chapter. Rules shall be adopted in
30 accordance with chapter 34.05 RCW.

31 In developing and adopting rules under this chapter, the department
32 of agriculture shall consult the alternative livestock council, the
33 department of wildlife, appropriate federal agencies, and Indian tribes
34 to assure the protection of state, federal, and tribal wildlife
35 resources and to protect alternative livestock from disease that could
36 originate from resources regulated or managed by public entities.

1 NEW SECTION. **Sec. 10.** If either the director of agriculture or
2 the director of wildlife proposes a rule identifying a species of
3 animal as alternative livestock under section 5 of this act or other
4 rules of a scientific nature that are the subject of the joint rule-
5 making authority of this chapter but the other director fails to
6 propose the rule jointly, a scientific review board shall be assembled
7 to make its recommendation regarding the proposed identification. The
8 board shall be composed of: One member selected by the director of the
9 department of agriculture and one member selected by the director of
10 the department of wildlife. The members selected by the directors
11 shall select a third member.

12 The board shall review the proposal based on the criteria for
13 considering threats posed by section 5(2) of this act and make its
14 recommendations to the directors of the departments of agriculture and
15 wildlife. The directors shall consider the recommendations of the
16 board. If the board recommends that the species be identified as
17 alternative livestock by joint rule and either director determines not
18 to adopt such a rule, the director so declining shall file a statement
19 with the board and the director of the other agency specifying the
20 director's reasons for declining.

21 NEW SECTION. **Sec. 11.** The director of agriculture and the
22 director of wildlife shall study the needs for assuring adequate fences
23 or other methods of enclosure for various species of alternative
24 livestock. The directors shall jointly adopt rules establishing
25 enclosure standards for one or more types of alternative livestock as
26 deemed necessary to assure adequate protection to traditional farm
27 animals, wildlife, and alternative livestock.

28 If an animal is not enclosed as required for the animal in rules
29 adopted under this section or if it is found by a state wildlife or
30 agricultural official or local law enforcement officer outside an area
31 of an enclosure that is required for it in rules adopted under this
32 section, the animal so unenclosed or so found is hereby declared to be
33 a public nuisance. An owner of alternative livestock may request
34 assistance from the department of agriculture, department of wildlife,
35 or local law enforcement office in recapturing escaped alternative
36 livestock and may be billed for the cost of services rendered.

37 Alternative livestock that escape a required enclosure shall be
38 recaptured and impounded at a suitable facility at the owner's expense.

1 Animals may not be returned to the owner's premises until sufficient
2 repairs or improvement are made to assure that release will not
3 reoccur. The owner of the animal is liable for damages that are shown
4 to be caused by the animal during the time of the escape.

5 NEW SECTION. **Sec. 12.** The alternative livestock council of not
6 more than seven persons is hereby created. Four members of the council
7 shall be appointed by the director of agriculture to three-year terms.
8 Three members of the council shall be appointed by the director of the
9 department of wildlife to three-year terms. The director may shorten
10 the initial term for a position on the council to stagger the
11 expiration of terms on the council. Vacancies on the council shall be
12 filled by the director by appointment. The council shall advise the
13 department on all aspects of alternative livestock farming and the
14 marketing of alternative livestock and alternative livestock products.

15 NEW SECTION. **Sec. 13.** Each owner of alternative livestock shall
16 ensure that the livestock are confined to the property of the owner or
17 secured at all times when not on that property. An owner who violates
18 the requirements of this section is subject to a civil penalty in the
19 form of a fine levied by the director of the department of agriculture
20 as an order under chapter 34.05 RCW. The fine shall not exceed ten
21 thousand dollars for each instance of a violation. In determining the
22 amount of a fine, the director shall consider the risks or potential
23 risks to the environment, resident wildlife, and traditional and
24 alternative livestock posed by the violation.

25 NEW SECTION. **Sec. 14.** A new section is added to chapter 77.04 RCW
26 to read as follows:

27 This title does not apply to alternative livestock or alternative
28 livestock products, as defined in section 2 of this act or in rules
29 adopted under section 5 of this act. The sole authority of the
30 department of wildlife to regulate such alternative livestock and
31 alternative livestock products is the authority granted by joint rules
32 adopted under section 5 of this act.

33 **Sec. 15.** RCW 77.32.010 and 1987 c 506 s 76 are each amended to
34 read as follows:

1 (1) Except as otherwise provided in this chapter, a license issued
2 by the director is required to:

3 (a) Hunt for wild animals or wild birds or fish for game fish;

4 (b) Practice taxidermy for profit;

5 (c) Deal in raw furs for profit;

6 (d) Act as a fishing guide;

7 (e) Operate a game farm;

8 (f) Purchase or sell anadromous game fish; or

9 (g) Use department-managed lands or facilities as provided by rules
10 adopted pursuant to this title.

11 (2) A permit issued by the director is required to:

12 (a) Conduct, hold, or sponsor hunting or fishing contests or
13 competitive field trials using live wildlife;

14 (b) Collect wild animals, wild birds, game fish, or protected
15 wildlife for research or display; or

16 (c) Stock game fish.

17 (3) Aquaculture as defined in RCW 15.85.020 is exempt from the
18 requirements of this section, except when being stocked in public
19 waters under contract with the department.

20 (4) A license or permit is not required for farming or ranching
21 operations for alternative livestock as such livestock are defined in
22 section 2 of this act or in rules adopted under section 5 of this act.

23 **Sec. 16.** RCW 77.32.211 and 1991 sp.s. c 7 s 4 are each amended to
24 read as follows:

25 (1) A taxidermy license allows the holder to practice taxidermy for
26 profit. The fee for this license is one hundred eighty dollars.

27 (2) A fur dealer's license allows the holder to purchase, receive,
28 or resell raw furs for profit. The fee for this license is one hundred
29 eighty dollars.

30 (3) A fishing guide license allows the holder to offer or perform
31 the services of a professional guide in the taking of game fish. The
32 fee for this license is one hundred eighty dollars for a resident and
33 six hundred dollars for a nonresident.

34 (4) A game farm license allows the holder to operate a game farm
35 (~~to acquire, breed, grow, keep, and sell wildlife~~) under conditions
36 prescribed by the rules adopted pursuant to this title. The fee for
37 this license is seventy-two dollars for the first year and forty-eight
38 dollars for each following year.

1 (5) A game fish stocking permit allows the holder to release game
2 fish into the waters of the state as prescribed by rule of the
3 commission. The fee for this permit is twenty-four dollars.

4 (6) A fishing or field trial permit allows the holder to promote,
5 conduct, hold, or sponsor a fishing or field trial contest in
6 accordance with rules of the commission. The fee for a fishing contest
7 permit is twenty-four dollars. The fee for a field trial contest
8 permit is twenty-four dollars.

9 (7) An anadromous game fish buyer's license allows the holder to
10 purchase or sell steelhead trout and other anadromous game fish
11 harvested by Indian fishermen lawfully exercising fishing rights
12 reserved by federal statute, treaty, or executive order, under
13 conditions prescribed by rule of the director. The fee for this
14 license is one hundred eighty dollars.

15 **Sec. 17.** RCW 77.12.570 and 1987 c 506 s 49 are each amended to
16 read as follows:

17 The commission shall establish the qualifications and conditions
18 for issuing a game farm license. The director shall adopt rules
19 governing the operation of game farms. Private sector cultured aquatic
20 products as defined in RCW 15.85.020 and alternative livestock as
21 defined in section 2 of this act or in rules adopted under section 5 of
22 this act are exempt from regulation under this section.

23 **Sec. 18.** RCW 77.12.580 and 1987 c 506 s 50 are each amended to
24 read as follows:

25 A licensed game farmer may purchase, sell, give away, or dispose of
26 the eggs of game birds or game fish lawfully possessed as provided by
27 rule of the director. The eggs of alternative livestock as defined in
28 section 2 of this act or in rules adopted under section 5 of this act
29 are exempt from regulation under this section.

30 **Sec. 19.** RCW 77.12.590 and 1987 c 506 s 51 are each amended to
31 read as follows:

32 Wildlife given away, sold, or transferred by a licensed game farmer
33 shall have attached to each wildlife member, package, or container, a
34 tag, seal, or invoice as required by rule of the director. Private
35 sector cultured aquatic products as defined in RCW 15.85.020 and
36 alternative livestock and alternative livestock products as defined in

1 section 2 of this act or in rules adopted under section 5 of this act
2 are exempt from regulation under this section.

3 **Sec. 20.** RCW 77.12.600 and 1985 c 457 s 24 are each amended to
4 read as follows:

5 (1) A common carrier may transport wildlife shipped by a licensed
6 game farmer if the wildlife is tagged, sealed, or invoiced as provided
7 in RCW 77.12.590. Packages containing wildlife shall have affixed to
8 them tags or labels showing the name of the licensee and the consignee.

9 (2) For purposes of this section, wildlife does not include private
10 sector cultured aquatic products as defined in RCW 15.85.020 or
11 alternative livestock or alternative livestock products as defined in
12 section 2 of this act or in rules adopted under section 5 of this act.
13 However, if a means of identifying such livestock or products is
14 required by rules adopted under RCW 15.85.060 or section 6 of this act,
15 this exemption from the definition of wildlife applies only if the
16 ((aquatic)) livestock or products are identified in conformance with
17 those rules.

18 NEW SECTION. **Sec. 21.** A new section is added to chapter 16.49A
19 RCW to read as follows:

20 (1) Meat and meat by-products of alternative livestock, as defined
21 in section 2 of this act or in rules adopted under section 5 of this
22 act, whether or not such meat, meat by-products, or animals originate
23 from within the state, shall not be sold or distributed for public
24 consumption without prior inspection by the department, the United
25 States department of agriculture, or another department-recognized
26 local, state, or federal agency responsible for food safety and
27 inspection.

28 (2) The department may adopt rules establishing a program for
29 inspecting meat and meat by-products of alternative livestock. Such
30 rules shall include a fee schedule that will provide for the recovery
31 of the full cost of the inspection program. Fees collected under this
32 section shall be deposited in an account within the agricultural local
33 fund and the revenue from such fees shall be used solely for carrying
34 out the provisions of this section. No appropriation is required for
35 disbursement from the account. The director may employ such personnel
36 as are necessary to carry out the provisions of this section.

1 **Sec. 22.** RCW 16.36.005 and 1987 c 163 s 1 are each amended to read
2 as follows:

3 As used in this chapter:

4 "Alternative livestock" shall have the meaning as defined in
5 section 2 of this act.

6 "Exotic wildlife" means any wild animal whose members do not exist
7 in Washington in a wild state as of the effective date of this act but
8 does not include alternative livestock as defined in section 2 of this
9 act.

10 "Director" means the director of agriculture of the state of
11 Washington or his authorized representative.

12 "Department" means the department of agriculture of the state of
13 Washington.

14 "Garbage" means the solid animal and vegetable waste and offal
15 together with the natural moisture content resulting from the handling,
16 preparation, or consumption of foods in houses, restaurants, hotels,
17 kitchens, markets, meat shops, packing houses and similar
18 establishments or any other food waste containing meat or meat
19 products.

20 "Veterinary biologic" means any virus, serum, toxin, and analogous
21 product of natural or synthetic origin, or product prepared from any
22 type of genetic engineering, such as diagnostics, antitoxins, vaccines,
23 live microorganisms, killed microorganisms, and the antigenic or
24 immunizing components intended for use in the diagnosis, treatment, or
25 prevention of diseases in animals.

26 **Sec. 23.** RCW 16.36.010 and 1927 c 165 s 2 are each amended to read
27 as follows:

28 The word "quarantine" as used in this act shall mean the placing
29 and restraining of any animal or animals by the owner or agents in
30 charge thereof, either within a certain described and designated
31 enclosure or area within this state, or the restraining of any such
32 animal or animals from entering this state, as may be directed in
33 writing by the director of agriculture, or his or her duly authorized
34 representative. Any animal or animals so quarantined within the state
35 shall at all times be kept separate and apart from other ((domestic))
36 animals and not allowed to have anything in common therewith.

1 **Sec. 24.** RCW 16.36.020 and 1987 c 163 s 2 are each amended to read
2 as follows:

3 The director shall have general supervision of the prevention of
4 the spread and the suppression of infectious, contagious, communicable
5 and dangerous diseases affecting animals within, in transit through and
6 being imported into the state. The director may establish and enforce
7 quarantine of and against any and all ((domestic)) animals which are
8 affected with any such disease or that may have been exposed to others
9 thus affected, whether within or without the state, for such length of
10 time as he or she deems necessary to determine whether any such animal
11 is infected with any such disease. The director shall also enforce and
12 administer the provisions of this chapter pertaining to garbage feeding
13 and when garbage has been fed to swine, the director may require the
14 disinfection of all facilities, including yard, transportation and
15 feeding facilities, used for keeping such swine.

16 The director shall also have the authority to regulate the sale,
17 distribution, and use of veterinary biologics in the state and may
18 adopt rules to restrict the sale, distribution, or use of any
19 veterinary biologic in any manner the director determines to be
20 necessary to protect the health and safety of the public and the
21 state's animal population.

22 The director shall also have the authority to adopt rules governing
23 the importation and care of alternative livestock. In adopting such
24 rules, the department shall consult with the department of wildlife of
25 the state of Washington.

26 **Sec. 25.** RCW 16.36.050 and 1979 c 154 s 11 are each amended to
27 read as follows:

28 It shall be unlawful for any person to intentionally falsely make,
29 complete, alter, use, or sign an animal health certificate, certificate
30 of veterinary inspection, or official written animal health instrument
31 of the department of agriculture. It shall be unlawful for any person,
32 or any railroad or transportation company, or other common carrier, to
33 bring into this state for any purpose any domestic animals, exotic
34 wildlife, or alternative livestock without first having secured an
35 official health certificate or certificate of veterinary inspection,
36 certified by the state veterinarian of origin that such animals meet
37 the health requirements ((promulgated)) adopted by the director of
38 agriculture of the state of Washington: PROVIDED, That this section

1 shall not apply to domestic animals imported into this state for
2 immediate slaughter, or domestic animals imported for the purpose of
3 unloading for feed, rest, and water, for a period not in excess of
4 twenty-eight hours except upon prior permit therefor secured from the
5 director of agriculture. It shall be unlawful for any person to divert
6 en route for other than to an approved, inspected stockyard for
7 immediate slaughter or to sell for other than immediate slaughter or to
8 fail to slaughter within fourteen days after arrival, any animal
9 imported into this state for immediate slaughter. It shall be unlawful
10 for any person, railroad, transportation company, or other common
11 carrier, to keep any domestic animals which are unloaded for feed, rest
12 and water in other than quarantined pens, or not to report any missing
13 animals to the director of agriculture at the time the animals are
14 reloaded.

15 **Sec. 26.** RCW 16.36.040 and 1979 c 154 s 10 are each amended to
16 read as follows:

17 The director of agriculture shall have power to (~~promulgate~~)
18 adopt and enforce such reasonable rules(~~(, regulations)~~) and orders as
19 he or she may deem necessary or proper to prevent the introduction or
20 spreading of infectious, contagious, communicable, or dangerous
21 diseases affecting domestic animals, exotic wildlife, or alternative
22 livestock in this state, and to (~~promulgate~~) adopt and enforce such
23 reasonable rules(~~(, regulations)~~) and orders as he or she may deem
24 necessary or proper governing the inspection and test of all animals
25 within or about to be imported into this state, and to (~~promulgate~~)
26 adopt and enforce (~~(intercounty)~~) intrastate embargoes, hold orders,
27 and quarantine (~~(to prevent the shipment, trailing, trucking,~~
28 ~~transporting or movement of bovine animals from any county that has not~~
29 ~~been declared modified accredited by the United States department of~~
30 ~~agriculture, animal and plant health inspection service, for~~
31 ~~tuberculosis and/or certified brucellosis free, into a county which has~~
32 ~~been declared modified accredited by the United States department of~~
33 ~~agriculture, animal and plant health inspection service, for~~
34 ~~tuberculosis and/or certified brucellosis free, unless such animals are~~
35 ~~accompanied by a negative certificate of tuberculin test made within~~
36 ~~sixty days and/or a negative brucellosis test made within the forty-~~
37 ~~five day period prior to the movement of such animal into such county,~~
38 ~~issued by a duly authorized veterinary inspector of the state~~

1 department of agriculture, or of the United States department of
2 agriculture, animal and plant health inspection service, or an
3 accredited veterinarian authorized by permit issued by the director of
4 agriculture to execute such certificate)).

5 **Sec. 27.** RCW 16.36.060 and 1985 c 415 s 2 are each amended to read
6 as follows:

7 It shall be unlawful for any person to willfully hinder, obstruct,
8 or resist the director of agriculture or any duly authorized
9 representative, or any peace officer acting under him or her or them,
10 when engaged in the performance of the duties or in the exercise of the
11 powers conferred by this chapter, and it shall be unlawful for any
12 person to willfully fail to comply with or violate any rule(~~(r~~
13 ~~regulation))~~) or order (~~(promulgated))~~) adopted by the director of
14 agriculture or his or her duly authorized representatives under the
15 provisions of this chapter. The director of agriculture shall have the
16 authority under such rules (~~(and regulations))~~) as shall be
17 (~~(promulgated))~~) adopted by (~~(him))~~) the director to enter at any
18 reasonable time the premises of any (~~(livestock))~~) domestic animals,
19 exotic wildlife, or alternative livestock owner to make tests on any
20 animals for diseased conditions, and it shall be unlawful for any
21 person to interfere with such tests in any manner, or to violate any
22 segregation or identification order made in connection with such tests
23 by the director of agriculture, or his or her duly authorized
24 representative.

25 **Sec. 28.** RCW 16.36.070 and 1947 c 172 s 6 are each amended to read
26 as follows:

27 Whenever a majority of any board of health, board of county
28 commissioners, city council or other governing body of any incorporated
29 city or town, or trustees of any township, whether in session or not,
30 shall, in writing or by telegraph, notify the director of agriculture
31 of the prevalence of or probable danger of infection from any of the
32 diseases of domestic animals, exotic wildlife, or alternative livestock
33 the director of agriculture personally, or by the supervisor of dairy
34 and livestock, or by a duly appointed and deputized veterinarian of the
35 division of (~~(dairy and livestock))~~) food safety and animal health,
36 shall at once go to the place designated in said notice and take such
37 action as the exigencies may in his or her judgment demand, and may in

1 case of an emergency appoint deputies or assistants, with equal power
2 to act. The compensation to be paid such emergency deputies and
3 assistants, shall be fixed by the director of agriculture in conformity
4 with the standards effective in the locality in which the services are
5 performed.

6 **Sec. 29.** RCW 16.36.080 and 1947 c 172 s 7 are each amended to read
7 as follows:

8 It shall be unlawful for any person registered to practice
9 veterinary medicine, surgery and dentistry in this state not to
10 immediately report in writing to the director of agriculture the
11 discovery of the existence or suspected existence among domestic
12 animals, exotic wildlife, or alternative livestock within the state of
13 any reportable diseases as published by the director of agriculture.

14 **Sec. 30.** RCW 16.36.100 and 1927 c 165 s 10 are each amended to
15 read as follows:

16 The governor and the director of agriculture shall have the power
17 to cooperate with the government of the United States in the prevention
18 and eradication of diseases of domestic animals, exotic wildlife, or
19 alternative livestock and the governor shall have the power to receive
20 and receipt for any moneys receivable by this state under the
21 provisions of any act of congress and pay the same into the hands of
22 the state treasurer as custodian for the state to be used and expended
23 in carrying out the provisions of this act and the act or acts of
24 congress under which said moneys are paid over to the state.

25 **Sec. 31.** RCW 16.57.010 and 1989 c 286 s 22 are each amended to
26 read as follows:

27 For the purpose of this chapter:

28 (1) "Department" means the department of agriculture of the state
29 of Washington.

30 (2) "Director" means the director of the department or a duly
31 appointed representative.

32 (3) "Person" means a natural person, individual, firm, partnership,
33 corporation, company, society, and association, and every officer,
34 agent or employee thereof. This term shall import either the singular
35 or the plural as the case may be.

1 (4) "Livestock" includes, but is not limited to, horses, mules,
2 cattle, sheep, swine, goats, poultry (~~and~~), rabbits, and alternative
3 livestock as defined in section 2 of this act or in rules adopted under
4 section 5 of this act.

5 (5) "Brand" means a permanent fire brand or any artificial mark,
6 other than an individual identification symbol, approved by the
7 director to be used in conjunction with a brand or by itself.

8 (6) "Production record brand" means a number brand which shall be
9 used for production identification purposes only.

10 (7) "Brand inspection" means the examination of livestock or
11 livestock hides for brands or any means of identifying livestock or
12 livestock hides and/or the application of any artificial identification
13 such as back tags or ear clips necessary to preserve the identity of
14 the livestock or livestock hides examined.

15 (8) "Individual identification symbol" means a permanent mark
16 placed on a horse for the purpose of individually identifying and
17 registering the horse and which has been approved for use as such by
18 the director.

19 (9) "Registering agency" means any person issuing an individual
20 identification symbol for the purpose of individually identifying and
21 registering a horse.

22 NEW SECTION. **Sec. 32.** The directors of the department of
23 agriculture and the department of wildlife shall prepare a report on
24 the joint rule making under this act. The report shall also include a
25 status report on the alternative livestock industry in the state and
26 shall address questions related to the enforcement of the provisions of
27 this act, containment, disease, genetic screening, and identification
28 of individual animals. The report shall be transmitted to the
29 chairpersons of the house of representatives committees on agriculture
30 and rural development and fisheries and wildlife and the senate
31 committees on agriculture and natural resources by July 1, 1995.

32 NEW SECTION. **Sec. 33.** Sections 1 through 13 of this act shall
33 constitute a new chapter in Title 15 RCW."

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