



PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Washington State Department of Agriculture

Preproposal Statement of Inquiry was filed as WSR 11-16-020

Expedited Rule Making--Proposed notice was filed as WSR _____; or

Proposal is exempt under RCW 34.05.310(4).

Original Notice

Supplemental Notice to WSR _____

Continuance of WSR _____

Title of rule and other identifying information: (Describe Subject) Chapter 16-54, Animal Importation

Hearing location(s):

Big Bend Community College
7611 Bolling St. NE
ATEC Building 1800
Masto Conference Center 1870
Moses Lake, WA 98837

Natural Resources Building
1111 Washington St. SE
First Floor, Conference Room 172
Olympia, WA 98504

Date: December 6, 2011
Time: 8:30am

Date: December 12, 2011
Time: 9:00am

Submit written comments to:

Name: Teresa Norman
Address: PO Box 42560
Olympia, Washington 98504-2560
e-mail: WSDARulesComments@agr.wa.gov
Fax: (360)902-2092 by 5:00pm December 12, 2011

Assistance for persons with disabilities: Contact

WSDA Receptionist by November 30, 2011

TTY (800) 833-6388 or 711

Date of intended adoption: January 2, 2012
(Note: This is **NOT** the **effective** date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The department proposes to add a new section to chapter 16-54 of the Washington Administrative Code (WAC) to align with recently enacted legislation. The 2011 legislative session passed Substitute House Bill (SHB) 1538 which directed the department to adopt rules designating when a certificate of veterinary inspection, permit, and other transportation documents require a physical address for the destination when importing animals into Washington and when those animals must be delivered or transported directly to the physical address of that destination. Animals that are not transported and delivered to the physical address on the official animal health document may be assessed a civil penalty in accordance with chapter 16-90 WAC.

Reasons supporting proposal: This new section is necessary for the validation that animals are delivered to the physical address noted on official animal health documents and to aid in Animal Disease Traceability when the department receives information that infectious and communicable diseases are present in Washington animals and the department needs to identify what animals have been exposed.

Statutory authority for adoption: RCW 16.36.040 and chapter 34.05 RCW

Statute being implemented: Chapter 16.36 RCW

Is rule necessary because of a:

Federal Law? Yes No
Federal Court Decision? Yes No
State Court Decision? Yes No
If yes, CITATION: Yes No

DATE

November 2, 2011

NAME (type or print)

Leonard Eldridge

SIGNATURE

TITLE

State Veterinarian

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: November 02, 2011

TIME: 7:10 AM

WSR 11-22-097

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None.

Name of proponent: (person or organization) Washington State Department of Agriculture

- Private
- Public
- Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Jodi Jones	Olympia	(360) 902-1889
Implementation....Jodi Jones	Olympia	(360) 902-1889
Enforcement..... Leonard E Eldridge, DVM	Olympia	(360) 902-1881

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No. Explain why no statement was prepared.

RCW 19.85.030(1) requires that WSDA prepare an SBEIS if proposed rules will impose more than minor costs on affected businesses or industry. The department has analyzed the economic effects of the proposed revisions and has concluded that they do not impose more than minor costs on small businesses in the regulated industry, and, therefore, a formal SBEIS is not required.

Is a cost-benefit analysis required under RCW 34.05.328?

Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

No: Please explain: The Washington State Department of Agriculture is not a listed agency under RCW 34.05.328(5)(a)(i).