

THE FOLLOWING IS THE TEXT OF THE PROPOSED RULE FOR DOCKET NO. 02-0421-1301

010. DEFINITIONS.

**01. Accredited Veterinarian.** A veterinarian approved by the Administrator and USDA/APHIS/VS in accordance with provisions of Title 9, Part 161, Code of Federal Regulations to perform functions of State-Federal animal disease control programs. (5-3-03)

**02. Administrator.** The administrator of the Division of Animal Industries, Idaho State Department of Agriculture, or his designee. (5-3-03)

**03. Animals.** All vertebrates, except humans. (5-3-03)

**04. Approved Brucella Vaccine.** A vaccine product that is approved by and produced under license of the United States Department of Agriculture for administration to cattle, domestic bison, swine or domestic cervidae for the purpose of enhancing the resistance to brucellosis. (5-3-03)

**05. Approved Equine Feedlot.** A feedlot approved by the Administrator to feed equids intended to be shipped directly to slaughter within sixty (60) days of arrival to the feedlot and have not been officially tested for Equine Infectious Anemia prior to importation into Idaho. ( )

**056. Approved Feedlot.** A feedlot approved by the Administrator to feed female cattle and domestic bison which have not been officially vaccinated against brucellosis or other bovidae not in compliance with Idaho's rules. (5-3-03)

**067. Approved Slaughter Establishment.** A USDA inspected slaughter establishment at which ante-mortem and post-mortem inspection is conducted by USDA inspectors. (5-3-03)

**078. Brucellosis.** An infectious disease of animals and humans caused by bacteria of the genus *Brucella*. (5-3-03)

**089. Brucellosis Surveillance Area or High Risk Areas.** Any area of a state that has been identified by USDA/APHIS/VS or state animal health officials as an area that poses a greater risk for transmission of brucellosis than would be expected based upon the official classification of the state. (5-3-03)

**910. Camelids.** Llamas, alpacas, vicunas, camels. (5-3-03)

**1011. Cattle.** All bovidae including domestic bison. (5-3-03)

**1112. Certificate.** An official certificate of veterinary inspection or other approved certificate issued by an accredited veterinarian, state or federal animal health official or other approved official at the point of origin of the shipment of animal(s) being imported. (5-3-03)

**1213. Department.** The Idaho State Department of Agriculture. (5-3-03)

**1314. Director.** The director of the Idaho State Department of Agriculture or his designee. (5-3-03)

**1415. Division of Animal Industries.** Idaho State Department of Agriculture, Division of Animal Industries. (5-3-03)

**1516. Domesticated.** Propagated and maintained under the control of a person. (5-3-03)

**1617. Domestic Bison.** All animals in the family Bison that are owned by a person. (5-3-03)

- 1718. Domestic Cervidae.** Elk, fallow deer, and reindeer that are owned by a person. (5-3-03)
- 1819. Equidae.** Horses, ponies, asses, mules, zebras. (5-8-09)
- 1920. Exposed.** Animals that have had direct contact with other animals, herds, or materials that have been determined to be infected with or affected by any infectious, contagious, or communicable disease. (5-3-03)
- 2021. Federal Animal Health Official.** An employee of USDA/APHIS/VS who has been authorized to perform animal health activities. (5-3-03)
- 2122. Feeder Animals.** Animals to be fed for slaughter only. (5-3-03)
- 2223. Game Birds.** Domesticated gallinaceous fowl such as pheasants, partridge, quail, grouse and guineas. (5-3-03)
- 2324. Hatching Eggs.** Fertilized eggs. (5-3-03)
- 2425. Livestock.** Shall mean cattle, swine, horses, mules, asses, domestic cervidae, sheep, goats, camelids, and ratites. (5-3-03)
- 26. National CWD Herd Certification Program.** A federal -state- industry cooperative program, as provided for in the Code of Federal Regulations, Title 9, Part 55, January 1, 2013. The program, administered by APHIS and implemented by participating states, establishes CWD surveillance and testing standards cervidae owners must achieve before interstate transport will be permitted. ( )
- 2527. Negative.** Animals are classified as negative when they have been subjected to official tests for a disease, and the tests performed have failed to disclose evidence of the disease. (5-3-03)
- 2628. Official Identification.** The unique individual identification of cattle, domestic bison, swine, or domestic cervidae in accordance with the rules governing each species. (5-3-03)
- 2729. Official Vaccinate.** Cattle or domestic bison female that was inoculated, in accordance with IDAPA 02.04.20 "Rules Governing Brucellosis" or the Brucellosis Eradication UM&R, with an approved Brucella vaccine. (5-3-03)
- 2830. Person.** Any individual, association, partnership, firm, joint stock company, joint venture, trust, estate, political subdivision, public or private corporation, or any legal entity, which is recognized by law as the subject of rights and duties. (5-3-03)
- 2931. Poultry.** The term shall mean chickens, turkeys, ducks, geese, guinea fowl, pigeons, pheasants, domestic fowl, waterfowl and gamebirds. (5-3-03)
- 3032. Quarantine.** A written order executed by the Administrator to confine or hold animals on a premise, or any other location where found, and prevent movement of animals from a premise or any other location when the administrator has determined that the animals are infected with or exposed to a disease, or are not in compliance with the provisions of this chapter. (5-3-03)
- 3133. Ratites.** Ostrich, emu, rhea and cassowaries. (5-3-03)
- 3234. Slaughter Animals.** Animals of any kind for immediate slaughter, or those consigned for slaughter within fourteen (14) days of date of shipment. (5-3-03)
- 3335. State Animal Health Official.** The Administrator or his designee responsible for disease control and eradication programs. (5-3-03)
- 3436. VHSV Positive Area.** Any area or region that has been identified by USDA as affected by VHSV.

(4-2-08)

**3537. Waterfowl.** Domestic fowl that normally swim, such as ducks and geese. (5-3-03)

**3638. Wildlife.** Any animal generally living in a state of nature except, domestic bison, domestic cervidae, domestic fur bearing animals, and fish. (4-2-08)

*(BREAK IN CONTINUITY OF SECTION)*

**300. EQUIDAE.**

All horses, mules, asses and other equidae that are to be transported or moved into the state of Idaho shall be accompanied by an official certificate of veterinary inspection or extended validity equine certificate, from the state of origin, stating that the equidae are free from evidence of any communicable disease and have completed EIA test requirements, except as provided in this section. (4-4-13)

**01. EIA Test Requirements.** An official EIA test is a blood test conducted by a USDA approved laboratory, within twelve (12) months prior of entry of the equidae into Idaho. (3-30-07)

**a.** Entry of equidae into Idaho shall not be allowed until the EIA test has been completed and reported negative. Equidae which test positive to the EIA test shall not be permitted entry into Idaho, except by special written permission from the Administrator. (5-3-03)

**b.** A nursing foal less than six (6) months of age accompanied by its EIA negative dam is exempt from the test requirements. (5-3-03)

**02. Working Horses Included on Grazing Permits.** "Working horses" used for seasonal ranching purposes may be exempt from the requirements of this section if the horses have been included on a current grazing permit which has received prior approval from the Administrator and the chief livestock sanitary official in a western state which reciprocates with Idaho in honoring grazing permits. (5-3-03)

**03. Slaughter Horses.** Equids being moved to an approved equine slaughter establishment may be exempted from EIA test requirements. (5-3-03)

**04. ~~Approved Equine Feedlot~~ Feeding Facilities.** Equids being fed for slaughter in an equine ~~feeding facility~~ feedlot approved by the Administrator may be exempt from EIA test requirements provided that all horses qualified into the approved facility must be sent directly to slaughter within 60 days. ( )

*(BREAK IN CONTINUITY OF SECTION)*

**600. IMPORTATION OF DOMESTIC CERVIDAE.**

Domestic cervidae may enter the state of Idaho, by permit, provided: (5-3-03)

**01. Certificate of Veterinary Inspection.** The cervidae are accompanied by a certificate of veterinary inspection certifying that they have been inspected within thirty (30) days prior to the date of shipment, that they are free from evidence of infectious, contagious, or communicable diseases, or known exposure thereto during the preceding sixty (60) days; and (5-3-03)

**02. Meet Testing Requirements.** The cervidae shall meet the testing requirements of Section 601. (5-3-03)

**03. National CWD Herd Certification Program Participation.** All cervidae must originate from a herd that is in good standing and actively participating in the National CWD Herd Certification Program. ( )

*(BREAK IN CONTINUITY OF SECTION)*

**602. INDIVIDUAL IDENTIFICATION.**

Each cervid animal imported shall be individually identified in accordance with the National CWD Herd

Certification Program requirements, with ~~by an approved USDA identification device on a certificate of veterinary inspection issued by the accredited veterinarian who performed any required tests~~ two forms of official identification for each animal according to IDAPA 02.04.19, "Rules Governing Domestic Cervidae." ( )