



ISDA 2014

Negotiated Rules Meeting

Division of Animal Industries

July 1, 2014 10:00am

ISDA Conference Room Main A & B

Agenda

- 1) IDAPA 02.04.21 - Rules Governing the Importation of Animals
- 2) IDAPA 02.04.19 - Rules Governing Domestic Cervidae

IDAPA 02.04.21

Rules Governing the Importation of Animals

- ISDA was petitioned by the Idaho Elk Breeders Association to eliminate the following section:
 - IDAPA 02.04.21.605 - **MENINGEAL WORM ENDEMIC REGION.**
 - Domestic cervidae shall be imported only from a region not known to be endemic with *Parelaphostrongylus tenuis* (meningeal worm of white tail deer), as reported by the Southeastern Cooperative Wildlife Disease Study. (5-3-03)

IDAPA 02.04.19

Rules Governing Domestic Cervidae

As a result of House Bill 431 that passed the 2014 Idaho Legislature, there are 5 rule sections that will require revision:

- Section .090. - Annual Assessment Fee
- Section .101 - Facility Inspection Frequency
- Section .209/.500 - CWD surveillance frequency
- Section .010. - Definitions

Annual Assessment Fee

- I.C. 25-3708. FEES. (1) There is hereby imposed, on domestic cervidae, a fee, not to exceed ten dollars (\$10) per head per year and shall be due on January 1 of each year. Such fee shall apply to all domestic cervidae present at the farm or ranch as of December 31 and all domestic cervidae that die or have been harvested on the farm or ranch during the same calendar year.

Proposed IDAPA language

- **090. FEES.**

- **01. Annual Assessment Fee.** A fee, ~~not to exceed five of ten~~ dollars (~~\$5~~10) per head per year on elk or three dollars (\$3) per head per year on fallow deer and reindeer, is ~~to be~~ hereby assessed on all domestic cervidae in the state to cover the cost of administering the program covered in these rules. The fee shall include all domestic cervidae present at the ranch as of December 31 and all domestic cervidae imported from outside of the state that die during the same calendar year. This fee is due January first of each year. The annual assessment fee may be reduced if the program reserve fund accumulates a balance of at least one hundred thousand dollars (\$100,000). (~~4-7-11~~)()

- **02. Import, Export and Movement Fees.** The fees imposed in Idaho Code Section 25-3708(2) through (4) are due on December 31 of each year. ()

Facility Inspection Frequency

- I.C. 25-3705. Inspection of Cervidae Farms. Inventory and facility inspection of farms and ranches shall take place at least every five (5) years. Inspections may take place at more frequent intervals if requested by a cervidae producer. Cervidae facilities participating in the national CWD herd certification program shall be inspected pursuant to current federal rules.

Proposed IDAPA language

- **101. Domestic Cervidae Ranch Facility Requirements**
 - **02.a.** Each domestic cervidae ranch shall be inspected ~~at least annually~~ no less than once every five (5) years. Domestic cervidae ranches may be inspected more frequently if requested by the owner, if specified in a ranch management plan, or if the Administrator deems it necessary to prevent the introduction, dissemination, or to control and eradicate diseases and to ensure compliance with the provisions of this chapter and other state or federal rules applicable to domestic cervidae.

CWD Surveillance Frequency

- I.C. 25-3704A. Domestic Cervidae Ranch Surveillance. All brain tissue from no less than ten percent (10%) of all domestic cervidae sixteen (16) months of age or older that die or are harvested on domestic cervidae ranches shall be submitted by the owner or operator of the domestic cervidae ranch to official laboratories to be tested or examined for CWD. Reindeer and fallow deer are exempt from this testing requirement unless the reindeer and fallow deer are part of a CWD positive, exposed, trace, source or suspect herd or part of an elk herd. One hundred percent (100%) of brain tissue samples may still be submitted by the owner or operator to maintain export status in accordance with the national CWD herd certification program.

Proposed IDAPA language

- **209. Ranch Management Plan**
- **03. c.** Compliance with CWD sample submission. The Administrator may, based on a risk based assessment of the facility, ~~waive up to twenty percent (20%)~~ adjust the required number of the tissue sample submissions required under this rule. The ~~waiver~~ adjustment will be based on, but not limited to, the following:
 - i. ~~If Whether the~~ domestic cervidae on the ranch have ~~not~~ had contact with any animals of unknown CWD status. ~~(4-7-11)~~()
 - ii. ~~If Whether the~~ domestic cervidae ranch ~~must be~~ has been in compliance with all requirements of Title 25, Chapter 35, Idaho Code, and these rules. ~~(4-7-11)~~()
 - iii. ~~If Whether the~~ domestic cervidae ranch ~~must have no~~ has had documented cases of ingress of wild cervids or egress of domestic cervidae within the eighteen (18) months of the request for a waiver prior to the risk assessment.

Proposed IDAPA language

- **500. SURVEILLANCE FOR CWD.**
- **01. Slaughter Surveillance.** Brain tissue from ~~one hundred percent (100%)~~ no less than ten percent (10%) of all domestic cervidae sixteen (16) months of age or older that are slaughtered at approved slaughter establishments or custom exempt slaughter establishments shall be submitted by the owner of the slaughtered cervidae to official laboratories to be tested or examined for CWD as provided for in these rules.

Proposed IDAPA language

- **02. Domestic Cervidae Ranch Surveillance.** Unless a domestic cervidae ranch is operating with a ranch management plan approved by the Administrator, brain tissue from ~~one hundred percent (100%)~~ no less than ten percent (10%) of all domestic cervidae sixteen (16) months of age or older that ~~die or are~~ “harvested” on domestic cervidae ranches shall be submitted ~~by the owner or operator of the domestic cervidae ranch to official laboratories to be tested or examined for CWD, as provided for in these rules, except Reindeer and fallow deer unless the Reindeer or fallow deer are part of a CWD positive, exposed, trace, source or suspect herd or part of an elk herd.~~ for CWD testing. In addition to the “harvested” tissue samples, brain tissue from one hundred percent (100%) of all domestic cervidae sixteen (16) months of age or older that die for any reason other than “harvested” shall also be submitted for CWD testing. Reindeer and fallow deer shall be exempt from CWD testing unless the Reindeer and fallow deer are part of a CWD positive, exposed, trace, source or suspect herd or part of an elk herd. ~~by~~ †The owner or operator of the domestic cervidae ranch shall submit all tissue samples to an official laboratories ~~y~~ to be tested ~~or examined for CWD, as provided for in these rules, except Reindeer and fallow deer unless the Reindeer or fallow deer are part of a CWD positive, exposed, trace, source or suspect herd or part of an elk herd.~~ In the event a domestic cervidae ranch cannot submit a viable brain sample, the domestic cervidae ranch shall submit, on a form approved by the Administrator, a waiver request within forty eight (48) hours of determining that a viable brain sample cannot be submitted.

Proposed IDAPA language

- Unless a domestic cervidae ranch is operating with a ranch management plan approved by the Administrator, brain tissue from no less than ten percent (10%) of all domestic cervidae sixteen (16) months of age or older that are “harvested” on domestic cervidae ranches shall be submitted for CWD testing. In addition to the “harvested” tissue samples, brain tissue from one hundred percent (100%) of all domestic cervidae sixteen (16) months of age or older that die for any reason other than “harvested” shall also be submitted for CWD testing. Reindeer and fallow deer shall be exempt from CWD testing unless the Reindeer and fallow deer are part of a CWD positive, exposed, trace, source or suspect herd or part of an elk herd. The owner or operator of the domestic cervidae ranch shall submit all tissue samples to an official laboratory to be tested for CWD, as provided for in these rules. In the event.....

Proposed IDAPA language

- **.010. Definitions**

- **31. Harvest.** Any healthy domestic cervid that is intentionally and lethally removed from a domestic cervidae facility, by an owner, designated employee or customer of the facility, strictly for the purposes of either hunting or meat production.
- **48. Reserve Fund.** Monetary program savings that are over and above the revenue designated for annual program expenses.