

BEFORE THE IDAHO STATE DEPARTMENT OF AGRICULTURE

IN THE MATTER OF: )  
)  
IMPORTATION OF DAIRY BREED AND ) **ADMINISTRATIVE ORDER**  
DAIRY CROSS BREED CATTLE ) **REQUIRING IMPORTS OF**  
INTO IDAHO ) **DAIRY BREED AND DAIRY**  
) **CROSS BREED CATTLE TO**  
) **REPORT LACTATION**  
) **STATUS ON CERTIFICATES**  
) **OF VETERINARY INSPECTION**  
\_\_\_\_\_)

The Idaho State Department of Agriculture (“ISDA”), by and through Administrator and State Veterinarian, Dr. Scott Leibsle, and in accordance with Idaho Code § 22-210 and IDAPA 02.04.21, Rules Governing the Importation of Animals, hereby issues this Administrative Order requiring all dairy breed and dairy cross breed cattle to declare lactation status, H5N1 test result/test date and laboratory name on all certificates of veterinary inspection (CVI).

**AUTHORITY**

1. The Administrator of the Division of Animal Industries within the ISDA is granted broad disease control authority in Idaho Code § 25-210, which states: “In order to prevent the introduction or dissemination of disease among the animals of this state, the administrator of the division shall be authorized and directed to: prohibit or restrict entry of animals into the state that may be exposed to, infected with or may otherwise harbor or be contaminated with any contagious, infectious or communicable disease or agent; . . .” Idaho Code § 25-210(b) (emphasis added).
2. The Rules Governing Importation of Animals, IDAPA 02.04.21 provide that: “The administrator may impose additional or more restrictive import requirements than the

requirements in this chapter by issuing a written order stating the additional requirements and the reasons for the requirements.” IDAPA 02.04.21.111.

## **FINDINGS**

1. H5N1 Highly Pathogenic Avian Influenza/Bovine Influenza A virus (BIAV) is a contagious disease observed in a growing number of cattle in multiple states.
2. Symptoms of affected cattle include fever, constipation, decrease in appetite and significant decrease in milk production.
3. State and federal animal health officials have initially characterized the transmission of H5N1 in cattle as multifactorial.
4. On April 29, 2024, the United States Department of Agriculture (USDA) implemented a federal movement order requiring “Mandatory H5N1 Testing for Interstate Movement of Lactating Dairy Cattle”.
5. A valid test for H5N1 in dairy cattle can only be performed by a laboratory that has been accredited by the National Animal Health Laboratory Network (NAHLN).
6. For states to properly administer and enforce testing requirements for the federal movement order, it is necessary for the lactation status of dairy cattle to be declared on the certificate of veterinary inspection (CVI). A CVI for lactating dairy cattle must include the results of the H5N1 test, date test was completed and name of the NAHLN lab that processed the sample for testing.
7. ISDA has concluded that this import requirement is necessary to comply with the USDA Federal Order.

THEREFORE, it is hereby ORDERED that: Effective immediately, ISDA will require the Certificate of Veterinary Inspection (CVI) for all dairy breed and dairy crossbreed cattle entering Idaho to include the following information:

- 1) Lactation Status (Lactating or Non-Lactating)
- 2) H5N1 test result & test date
- 3) Name of the NAHLN lab that performed the H5N1 test

This Administrative Order will be in effect until rescinded in writing by the Administrator.

ORDERED this 2nd day of May, 2024

---

Scott R. Leibsle DVM, DABVP  
Administrator and State Veterinarian  
Division of Animal Industries  
Idaho State Department of Agriculture