

Ag 10

STATE OF WISCONSIN)
STATE DEPARTMENT OF AGRICULTURE) SS

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

I, D. N. McDowell, Director of the State Department of Agriculture, and custodian of the official records of said department, do hereby certify that the annexed order amending, adopting, repealing and recreating, and repealing rules relating to animal health (Wis. Adm. Code ch. Ag 10) was duly adopted by this department on May 26, 1959.

I further certify that said copy has been compared by me with the original on file in this department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have
hereunto set my hand and
affixed the official seal
of the department at the
Capitol, in the city of
Madison, this 26th day of
May, A. D. 1959.

D. N. McDowell
Director

Docket No. 555.
G. O. 197.

ORDER OF THE STATE DEPARTMENT OF AGRICULTURE
AMENDING, ADOPTING, REPEALING AND RECREATING, AND REPEALING RULES

Pursuant to authority vested in the State Department of Agriculture by sections 93.07 (1) and (10) and chapter 95, Wis. Stats., the State Department of Agriculture hereby amends, adopts, repeals and recreates, and repeals rules as follows:

SECTION 1. Sections Ag 10.01 (1), (5) and (6) of the Wisconsin administrative code are amended to read:

Ag 10.01 (1) "Department" means the State Department of Agriculture.

(5) "Brucellosis test" means the blood serum agglutination test for brucellosis, applied in accordance with a technique approved by the department, and shall include drawing of the blood sample.

(6) "Brucellosis-free certified herd" is a herd of cattle, swine or goats certified by the department as being free from brucellosis as provided respectively in sections Ag 10.24 and Ag 10.55. In the case of imported animals such certification

shall be by an authorized agency of the state of origin under requirements acceptable to the department.

SECTION 2. Sections Ag 10.01 (7) through (14) of the Wisconsin administrative code are renumbered Ag 10.01 (8) through (15), respectively.

SECTION 3. Section Ag 10.01 (7) of the Wisconsin administrative code is adopted to read:

Ag 10.01 (7) "Modified certified brucellosis-free area" is an area as defined in paragraph (1), section 78.1, Part 78, Subchapter C, Chapter 1, Title 9, Code of Federal Regulations.

SECTION 4. Sections Ag 10.01 (9) and (10) of the Wisconsin administrative code, as renumbered, are amended to read:

Ag 10.01 (9) "Tuberculosis-free accredited herd" is a herd of bovine animals certified by the department as being free from tuberculosis as provided in section Ag 10.25. In the case of imported animals such certification shall be by an authorized agency of the state of origin under requirements acceptable to the department.

(10) "Interstate health certificate" is a written certification for the interstate movement of animals, showing that animals identified thereon have been inspected and no evidence of infectious or communicable diseases was disclosed. It shall be executed only by an officially approved veterinarian of the state of origin of the shipment. It shall contain the names and addresses of the consignor and consignee.

SECTION 5. Sections Ag 10.01 (14) and (15) of the Wisconsin administrative code, as renumbered, are amended to read:

Ag 10.01 (14) "Immunization or immunized against hog cholera" means treatment of swine by a veterinarian with anti-hog cholera serum, modified vaccine, crystal violet tissue vaccine, or other method of immunization as has been approved for use by written authorization of the department.

(15) "Feeder cattle" means bovine animals of the female sex of the Hereford, Angus, Shorthorn or other recognized beef breeds or mixtures of such breeds, kept for the sole purpose of feeding prior to slaughter. The term shall not be construed to include steers or spayed heifers.

SECTION 6. Sections Ag 10.02 (1), (2) (b) and (3) (a) of the Wisconsin administrative code are amended to read:

Ag 10.02 Bovine animals, import. (1) Health certificate; brucellosis and tuberculosis tests. Except as provided in subsections (2) and (3) hereof, no person shall import bovine animals into this state unless they are accompanied by an interstate health certificate including thereon a report of negative brucellosis and tuberculosis tests conducted within 30 days of entry. In addition, cattle originating in a non-modified certified brucellosis-free area shall be imported into this state only under a permit issued by the department. Such cattle shall be held in quarantine at the premises in this state to which they were originally consigned until they are negative to another brucellosis test conducted not less than 30 days after the previous test nor more than 45 days after the date of shipment.

This section shall not apply to animals shipped directly to slaughtering establishments or public stockyards inspected by the federal bureau, provided the animals are accompanied by a waybill or similar document; steers; calves under 8 months of age; or feeder cattle which enter in compliance with section Ag 10.03. Tests for brucellosis shall be conducted in a state or federally approved laboratory. A copy of each health certificate, approved by the chief livestock sanitary official of the state of origin of the shipment, shall be filed with the department.

(2) (b) Cattle from brucellosis-free certified herds, if the interstate health certificate includes thereon the herd certificate number.

(3) (a) Cattle from tuberculosis-free accredited herds, if the interstate health certificate includes thereon the date of the last tuberculosis test and the herd certificate number.

SECTION 7. Section Ag 10.03 of the Wisconsin administrative code is amended to read:

Ag 10.03 Feeder cattle, import. (1) Section Ag 10.02 shall not apply to feeder cattle if the importer secures from the department a written permit to import each shipment to premises designated thereon and each shipment is accompanied by such permit and an official interstate health certificate; provided, that no permit shall be valid for more than 20 days after issuance.

(2) Every person importing animals pursuant to this section shall:

(a) Receive and retain such animals at the designated premises until tested for brucellosis. Such test shall be made within 10 days of the date of entry. Brucellosis tests shall be conducted at the laboratory of the department.

(b) Dispose of for slaughter all feeder cattle which react in any degree to the brucellosis or tuberculosis tests.

(3) Feeder cattle over 24 months of age shall be tested for tuberculosis prior to removal from the premises in this state to which they were originally consigned, except where such cattle are removed directly to a slaughtering establishment for immediate slaughter.

SECTION 8. Sections Ag 10.04 and Ag 10.05 of the Wisconsin administrative code are renumbered Ag 10.04 (1) and (2) and amended to read:

Ag 10.04 Swine, import. (1) No person shall import any swine into this state unless such swine are identified by ear tag and are accompanied by an interstate health certificate including thereon a report of immunization against hog cholera as required herein. The kind of treatment and date of immunization shall be stated on the certificate. Immunization with anti-hog cholera serum shall not be more than 15 days prior to entry. Immunization by any other method shall be at least 21 days prior to entry. Swine which have been immunized with serum and virulent virus after the date this regulation becomes effective shall not be imported into Wisconsin. This section shall not apply to swine shipped directly to a slaughtering establishment, or to a public

stockyards inspected by the federal bureau.

(2) In addition to the requirements of subsection (1), all swine imported into the state for breeding purposes shall be accompanied by a report of negative brucellosis test conducted within 30 days of entry, or originate from a brucellosis-free certified herd with certification requirements equivalent to those required in section Ag 10.55. For the purpose of this section, when the swine brucellosis test discloses no agglutination in a dilution of 1-50 the animal shall be classified negative.

SECTION 9. Sections Ag 10.06 through Ag 10.09 of the Wisconsin administrative code are renumbered Ag 10.05 through Ag 10.08, respectively.

SECTION 10. Section Ag 10.05 of the Wisconsin administrative code, as renumbered, is amended to read:

Ag 10.05 Sheep, import. (1) Except as provided in subsection (2) hereof, no person shall import sheep into this state unless they have been dipped, within 10 days before entry, in a solution approved by the department or federal bureau and are accompanied by a certificate evidencing such dipping and certifying the animals are free of contagious and infectious diseases, executed by a veterinarian, by an inspector of the federal bureau, or by a state livestock sanitary official.

(2) No dipping shall be required for the following:

(a) Sheep shipped for immediate slaughter to a slaughtering establishment.

(b) Sheep shipped to a public stockyards inspected by the federal bureau. Sheep shall be dipped prior to removal from a

public stockyards except sheep shipped to a slaughtering establishment for immediate slaughter.

(c) Sheep originating from a county in which no scabies infection has existed during the preceding 12 months.

SECTION 11. Section Ag 10.06 of the Wisconsin administrative code, as renumbered, is amended to read:

Ag 10.06 Goats, import. No person shall import goats into this state unless such goats are accompanied by an interstate health certificate including thereon a report of negative brucellosis and tuberculosis tests conducted within 30 days of entry, except that (1) no report of negative tuberculosis test shall be required for goats from a herd certified as free from tuberculosis, and (2) no report of negative brucellosis test shall be required for goats from a herd certified free from brucellosis. Such certifications shall be by an authorized agency of the state of origin of the shipment.

SECTION 12. Section Ag 10.07 of the Wisconsin administrative code, as renumbered, is amended to read:

Ag 10.07 Dogs, import. No person shall import any dog over 6 months of age into this state unless it is accompanied by an interstate health certificate including thereon a report of vaccination for rabies. Vaccination shall be conducted not more than 12 months prior to entry; provided, that when chick embryo vaccine is used vaccination shall be conducted not more than 36 months prior to entry.

SECTION 13. Section Ag 10.08 of the Wisconsin administrative

code, as renumbered, is amended to read:

Ag 10.08 Circus, rodeo and menagerie animals, import. No interstate health certificate shall be required to import circus, rodeo and menagerie animals into this state, provided a permit is secured from the department. Cattle requiring a brucellosis test for importation into this state shall have been negative to a brucellosis test conducted within 12 months of the date of entry. Animals shall be isolated from other cattle in this state and facilities and vehicles used shall be cleaned and disinfected prior to use for other cattle. Persons importing such animals shall furnish the department a list of places and dates of exhibition. Permits shall be issued for a calendar year.

SECTION 14. Section Ag 10.10⁽²⁾ of the Wisconsin administrative code is amended to read:

Ag 10.10 (2) No order of quarantine shall be effective until notice thereof has been given to each person directly affected thereby. Notice shall be in writing and shall prescribe all terms and conditions of the quarantine. It may be given personally, by mailing, or by posting a copy at two conspicuous places on the premises affected. Any quarantine of general application shall be adopted as a rule in accordance with chapter 227, Wis. Stats.

SECTION 15. Section Ag 10.11 (2) of the Wisconsin administrative code is amended to read:

Ag 10.11 (2) Each operator of a vehicle or car used to transport diseased animals shall thoroughly clean and disinfect the

code is amended to read:

Ag 10.14 Bovine tuberculosis quarantine. Every herd of bovine animals in which one or more tuberculosis reactors are found shall be quarantined by the department and notice thereof shall be given the herd owner. Such quarantine may be released as provided in section 95.495, Wis. Stats., or when the reactors have been removed for slaughter and all remaining animals in the herd have passed at least one negative test for tuberculosis, applied not less than 60 days after the first test.

SECTION 19. Section Ag 10.15 of the Wisconsin administrative code is amended to read:

Ag 10.15 Removal of bovine animals from stockyards; tuberculosis test required. No person shall remove any bovine animal from the stockyards of a slaughtering establishment or from a public stockyards inspected by the federal bureau unless it is accompanied by a report of negative tuberculosis test conducted not more than 30 days prior to such removal; provided, that this section shall not apply to animals removed to another such stockyards, or to calves under 8 months of age and steers.

SECTION 20. Section Ag 10.17 of the Wisconsin administrative code is amended to read:

Ag 10.17 Removal of swine from stockyards. No person shall remove any swine from a public stockyards or stockyards of a slaughtering establishment, except swine which are removed and shipped directly to another such stockyards.

SECTION 21. Section Ag 10.16 of the Wisconsin administrative code is repealed and recreated to read:

Ag 10.18 Brucellosis milk test procedure. The Abortus Brucella Ring Test (hereinafter referred to as the ABR test) required by section 95.26, Wis. Stats., shall be conducted on milk and cream specimens taken from composite samples kept by persons purchasing milk or cream from producers, pursuant to section 98.13, Wis. Stats. Upon application in writing signed by the operator of a dairy plant, a majority of the producers of any dairy plant or an organization representing a majority of the producers of any dairy plant, the department may approve the conduct of the ABR test only on composite samples which have previously been tested to determine butterfat content. In the event such approval is granted, composite samples shall be retained for a period of 14 days after the butterfat determination and such composite samples shall be held under refrigeration at all times at a temperature between 40 and 50 degrees Fahrenheit. No person shall interfere in any way with the conduct of the ABR test, or fail or refuse to retain composite samples in accordance with the foregoing. This section shall not apply when butterfat determinations on milk and cream received from producers are made on other than composite samples.

SECTION 22. Sections Ag 10.21 (2) (a) and (3) of the Wisconsin administrative code are amended to read:

Ag 10.21 (2) (a) The letter "V" to designate vaccination.

(3) Reactor identification. (a) Tuberculosis. When any bovine animal has been tested for tuberculosis and such test has disclosed a reaction which classifies such animal as a tuberculous animal, it shall be identified by a reactor tag placed in

the left ear and be branded on the left jaw with the letter "P" not less than 3 nor more than 4 inches in height.

(b) Brucellosis. Bovine brucellosis reactors shall be identified by a reactor tag placed in the left ear and be branded on the left jaw with the letter "P" not less than 3 nor more than 4 inches in height.

(c) Duty of veterinarian. The veterinarian who applied the tuberculosis test shall identify tuberculosis reactors in the manner prescribed in paragraph (a) of this subsection at the time such reactors are disclosed. Brucellosis reactors shall be identified by the veterinarian who conducted the test as required in paragraph (b) of this subsection within 14 days of the date of the test.

SECTION 23. Sections Ag 10.22 (2) and (4) of the Wisconsin administrative code are amended to read:

Ag 10.22 (2) Such veterinarian shall execute and deliver to the owner a test report for all animals tested, except in cases of brucellosis tests conducted by the department.

(4) On each report to the department the veterinarian shall clearly designate each identification tag which he inserted at the time of applying the test by the letters "N.T." when investigation indicates that the animal had not been tagged before, and by the letters "R.T." when investigation discloses that the animal has been previously identified by a different tag. The veterinarian shall also designate vaccinated animals by the abbreviation "Vacc" for official vaccinates and record tattoo identification.

SECTION 24. Section Ag 10.23 (3) of the Wisconsin administrative code is amended to read:

Ag 10.23 (3) Unless the claim is accompanied by a report of slaughter certified by a veterinarian of the department or federal bureau. Certification of the slaughter of brucellosis reactors may also be made by a veterinarian retained by the slaughterer as provided in section Ag 10.13 (1).

SECTION 25. Section Ag 10.24 (1) of the Wisconsin administrative code is amended to read:

Ag 10.24 Brucellosis-free certified herd. (1) Qualifying for certificate. (a) To qualify a herd of bovine animals as a "brucellosis-free certified herd" and for a certificate evidencing such status, the herd owner shall file with the department proof that all animals, except steers, spayed heifers, calves under 8 months of age and official vaccinates under 30 months of age, have passed two successive brucellosis tests without evidence of infection, such tests being conducted not less than 6 months nor more than 15 months apart; or three successive negative milk (ABR) tests conducted at intervals of not less than 3 months nor more than 12 months, and one negative brucellosis test, conducted not less than 3 nor more than 6 months following the last milk (ABR) test.

(b) To qualify a herd of goats as a "brucellosis-free certified herd" and for a certificate evidencing such status, the herd owner shall file with the department proof that all animals have passed two successive brucellosis tests without evidence of

infection, such tests being conducted not less than 6 months nor more than 15 months apart.

SECTION 26. Section Ag 10.24 (4) (b) 3 of the Wisconsin administrative code is repealed.

SECTION 27. Sections Ag 10.24 (2), (3), (4) and (5) of the Wisconsin administrative code are renumbered Ag 10.24 (3), (4), (5) and (6), respectively, and the reference to "subsection (3)" in section Ag 10.24 (3), as renumbered, is changed to be "subsection (4)".

SECTION 28. Section Ag 10.24 (2) of the Wisconsin administrative code is adopted to read:

Ag 10.24 (2) All brucellosis tests for the purpose of certification shall be made at the laboratory of the department.

SECTION 29. Sections Ag 10.24 (5) (a) and (6) of the Wisconsin administrative code, as renumbered, are amended to read:

Ag 10.24 (5) Recertification. (a) Annual. The department may recertify the status of any brucellosis-free certified herd for additional periods of one year, provided the herd passes a negative brucellosis test conducted not more than 90 days after the expiration date of any certificate. Proof of such test shall be filed as provided in subsection (1).

(6) Status of individual animals. No animal shall be deemed to be from a brucellosis-free certified herd for the purpose of exemption from any brucellosis test required prior to sale or movement unless it has been a member of such a herd for at least 90 days and was included in and was negative to the last test of

such herd; provided the brucellosis test requirement of this subsection shall not apply to animals born in the herd subsequent to the last complete herd test or to animals not required to be tested by law.

SECTION 30. Section Ag 10.25 of the Wisconsin administrative code is amended to read:

Ag 10.25 Tuberculosis-free accredited herd. (1) Qualifying for certificate. To qualify a herd as a "tuberculosis-free accredited herd" and for a certificate evidencing such status, the herd owner shall file with the department proof that all animals in the herd have passed two successive tuberculosis tests without evidence of infection, such tests being conducted not less than 12 months nor more than 14 months apart.

(2) Expiration of certificate; recertification. Certificates for tuberculosis-free accredited herds shall be valid for a period of one year unless revoked as provided in subsection

(3). The department may recertify the status of any such herd for additional periods of one year, provided the herd passes a negative tuberculosis test conducted not more than 90 days after the expiration date of any certificate. Proof of such test shall be filed with the department.

(3) Revocation of certificate. When any tuberculosis test of a tuberculosis-free accredited herd discloses any infection the certificate shall thereupon be automatically revoked.

The rules and repeals contained herein shall take effect

on July 1, 1959.

Dated: May 26, 1959.

STATE DEPARTMENT OF AGRICULTURE

By D. N. McDowell
Director