

Ag 10, 11

Filed Jan 2, 1962

STATE OF WISCONSIN
STATE DEPARTMENT OF AGRICULTURE } SS

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 adopting, repealing and amending rules relating to animal health (Wis. Adm. Code ch. Ag 10) and livestock dealers and markets (Wis. Adm. Code ch. Ag 11) was duly adopted by this department on January 2, 1962.

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 2nd day of
January, A. D. 1962.

D. N. McDowell
Director

Docket No. 626.

ORDER OF THE STATE DEPARTMENT OF AGRICULTURE
ADOPTING, REPEALING AND AMENDING 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 adopts, repeals and amends rules as follows:

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

Ag 10.01 (5) "Brucellosis test" means the blood serum agglutination test for brucellosis, applied in accordance with a technique approved by the department.

(6) "Brucellosis-free certified herd" is a herd of cattle or goats certified by the department as being free from brucellosis as provided in section Ag 10.24. 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. Section Ag 10.01 (7) of the Wisconsin administrative code is renumbered Ag 10.01 (8) and amended to read:

Ag 10.01 (8) "Modified certified brucellosis 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 3. Section Ag 10.01 (7) of the Wisconsin administrative code is adopted to read:

Ag 10.01 (7) "Validated brucellosis-free herd" is a herd of swine certified by the department as being free from brucellosis as provided in section 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 4. Section Ag 10.01 (8) of the Wisconsin administrative code is renumbered Ag 10.01 (10).

SECTION 5. Section Ag 10.01 (9) of the Wisconsin administrative code is renumbered Ag 10.01 (11) and amended to read:

Ag 10.01 (11) "Tuberculosis-free accredited herd" is a herd of cattle or goats 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.

SECTION 6. Section Ag 10.01 (9) of the Wisconsin administrative code is adopted to read:

Ag 10.01 (9) "Certified brucellosis-free area" is an area which is so designated by the federal bureau.

SECTION 7. Sections Ag 10.01 (10) to (13) of the Wisconsin administrative code are renumbered Ag 10.01 (12) to (15).

SECTION 8. Section Ag 10.01 (14) of the Wisconsin administrative code is renumbered Ag 10.01 (16) and amended to read:

Ag 10.01 (16) "Vaccination or vaccinated against hog cholera" means treatment of swine by a veterinarian with anti-hog cholera serum, modified live virus vaccine, crystal violet tissue vaccine, or Boynton tissue vaccine.

SECTION 9. Section Ag 10.01 (15) of the Wisconsin administrative code is renumbered Ag 10.01 (17).

SECTION 10. Section Ag 10.02 (1) (first paragraph) of the Wisconsin administrative code is 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. Brucellosis tests conducted pursuant to this section shall be by the tube test method. In addition, cattle originating in a non-modified certified brucellosis 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.

SECTION 11. Sections Ag 10.03 and Ag 10.04 (1) of the Wisconsin administrative code are amended to read:

Ag 10.03 Feeder cattle, import. Feeder cattle may be imported into the state under an annual permit secured from the de-

partment. Such permits shall expire on June 30 and shall designate the premises where the animals will be received. Each lot or load of such animals shall be accompanied by an interstate health certificate or other certificate conforming to federal brucellosis regulations (Title 9, section 78.12 of the Code of Federal Regulations). Permittees shall receive the animals at the designated premises. Unless the animals originate from a herd in a modified certified brucellosis area or certified brucellosis-free area, they shall be tested for brucellosis within 10 days after receipt. Prior to their shipment for slaughter, no feeder cattle shall be removed from the designated premises except in accordance with the brucellosis test requirements of section 95.49, Wis. Stats.

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 vaccination against hog cholera as required herein. The kind of treatment and date of vaccination shall be stated on the certificate. Vaccination with anti-hog cholera serum shall be not more than 14 days prior to entry. Treatment with any other vaccine shall be at least 14 days prior to entry. Swine which have been vaccinated with virulent virus 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.

SECTION 12. Section Ag 10.05 of the Wisconsin administrative code is amended to read:

Ag 10.05 Sheep, import. (1) (a) Sheep imported into this state for any purpose except for immediate slaughter shall be accompanied by an interstate health certificate which discloses that such sheep and their flock of origin were inspected within 10 days of the date of shipment and were free from all contagious and infectious diseases.

(b) The interstate health certificate accompanying such sheep which originate in a state or area which has been designated by the federal bureau as a scabies-free state or area shall also disclose that the area of origin is on the federal list of scabies-free areas published in the Code of Federal Regulations.

(c) The interstate health certificate accompanying any such sheep originating in states or areas not designated as scabies-free by the federal bureau shall also disclose that such sheep have been dipped, not more than 10 days prior to shipment, under the supervision of a veterinarian or inspector employed by the state or federal government, in a dip approved by the federal bureau.

(2) Sheep not known to be infected or exposed to scabies may be imported into this state for immediate slaughter if shipped directly to a slaughtering establishment or to a stockyards which is inspected by the federal bureau. Sheep originating in states or areas not designated as scabies-free by the federal bureau shall be accompanied by an interstate health certificate which discloses that such sheep were inspected within 10 days of the date of shipment and found free of contagious or infectious disease. Sheep imported pursuant to this subsection shall not be removed from a stockyards except to a slaughtering establishment for

immediate slaughter, unless they have been inspected and dipped in a dip approved by the federal bureau.

SECTION 13. Sections Ag 10.16 (1), (2) and (3) of the Wisconsin administrative code are amended to read:

Ag 10.16 Swine vaccination. (1) Official report. No person other than a veterinarian shall execute an official report of vaccination of swine against hog cholera; and no veterinarian shall execute such report unless the swine have been identified by attaching to the right ear a tag of a type approved by the department. Each such report shall disclose the date and place of vaccination, ear tag numbers and the type of vaccine used. Whenever any veterinarian shall issue such report a copy thereof shall be filed with the department within 10 days after issuance.

(2) Report to buyer. No person shall sell swine which are represented as vaccinated against hog cholera without furnishing to the buyer at the time of sale an official report of such vaccination. Swine treated with crystal violet tissue vaccine or Boynton tissue vaccine shall not be represented as vaccinated until 14 days after treatment, nor shall they be so represented more than 10 months after treatment. Swine treated with anti-hog cholera serum only shall not be represented as vaccinated more than 14 days after treatment.

(3) Movement restricted. No swine which have been vaccinated against hog cholera with modified live virus vaccine shall be removed from the premises where treated for a period of 14 days following vaccination without written authorization from the department.

SECTION 14. Section Ag 10.16 (4) of the Wisconsin administrative code is adopted to read:

Ag 10.16 (4) Exhibition. No person shall exhibit any swine at a fair or other livestock exhibition unless such swine have been vaccinated against hog cholera at least 14 days prior to exhibition; provided that swine vaccinated with anti-hog cholera serum only shall be vaccinated not more than 10 days prior to exhibition.

SECTION 15. Section Ag 10.19 of the Wisconsin administrative code is amended to read:

Ag 10.19 Blood samples. No person is permitted to take blood samples from cattle for the purpose of making blood tests for brucellosis except (1) approved veterinarians, (2) employees of the department or federal bureau, and (3) persons taking blood samples under the supervision of the department at slaughtering establishments.

SECTION 16. Section Ag 10.21 (1) of the Wisconsin administrative code is amended to read:

Ag 10.21 Identification of bovine animals. (1) Identification tag. Every veterinarian, in conjunction with the testing of any bovine animal for brucellosis or tuberculosis or the vaccination of any such animal, shall insert an identification tag, of a type approved by the department, in the right ear of each animal which is not so identified; provided, that in the case of an animal registered with a purebred association the registry or tattoo number assigned to the animal by such association may be used for identification in lieu of an identification tag. No person shall

insert any ear tag in the right ear of any bovine animal without authorization from the department. Back tags used by the department to identify animals shall not be removed without authorization from the department.

SECTION 17. Section Ag 10.25 (3) of the Wisconsin administrative code is renumbered Ag 10.25 (4).

SECTION 18. Section Ag 10.25 (3) of the Wisconsin administrative code is adopted to read:

Ag 10.25 (3) Status of individual animals. No animal shall be deemed to be from a tuberculosis-free accredited herd for purpose of exemption from any tuberculosis test requirement prior to sale or movement, unless it has been a member of such a herd for at least 90 days and was included in the last test of such herd; provided the tuberculosis 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 19. Sections Ag 10.55 (1), (2), (3) and (4) (a) of the Wisconsin administrative code are amended to read:

Ag 10.55 Swine, validated brucellosis-free herd. (1) Qualifying for certificate. To qualify a herd of swine as a "validated brucellosis-free herd" and for a certificate evidencing such status the herd owner shall file with the department proof that all swine over 6 months of age have passed two successive negative brucellosis tests conducted not less than 30 nor more than 90 days apart, and that physical inspection of the herd at

the time of such testing disclosed no clinical evidence of brucellosis infection. Such tests and inspections shall be conducted by a veterinarian.

(2) Expiration of certificate. Certificates for validated brucellosis-free swine herds shall be valid for a period of one year unless revoked as provided in subsection (3).

(3) Revocation of certificate. (a) Reactors. When any brucellosis test of a validated brucellosis-free swine herd discloses any reactors the certificate shall thereupon be automatically revoked and be void.

(b) Additions to the herd. When any swine are added to a validated brucellosis-free herd the certificate shall be revoked by the department unless such swine:

1. Are from another herd so certified.
2. Have passed two successive negative brucellosis tests not less than 30 days apart, conducted by a veterinarian during a period of 90 days immediately preceding addition to the herd.
3. Were part of another herd in which all swine over 6 months of age were negative to a brucellosis test conducted not more than 30 days prior to such addition.

(4) Recertification. (a) Annual. The department will recertify the status of any validated brucellosis-free swine herd, provided all swine in the herd over 6 months of age pass a negative brucellosis test conducted by a veterinarian not more than 30 days after the expiration of said certificate. Recertification shall be for additional periods of one year from the date of the last test.

SECTION 20. Section Ag 10.56 of the Wisconsin administrative code is adopted to read:

Ag 10.56 Brucellosis testing of bears. (1) Prohibition.

No person shall sell any bear over 5 months of age or weighing more than 150 pounds unless it is negative to a brucellosis test conducted within 60 days of the date of the sale. The seller shall furnish the buyer with a copy of such test report. This subsection shall not apply to the following:

(a) Bears originating from a validated brucellosis-free herd.

(b) Bears moved directly to a slaughtering establishment for immediate slaughter.

(c) Bears sold to a livestock dealer or livestock market operator; provided any subsequent sale by such livestock dealer or livestock market operator shall comply with the brucellosis test requirement of this section.

(d) Bears which are not moved from premises which are owned or operated by the seller at the time of sale.

(2) Submission of blood samples. Blood samples for testing pursuant to this section shall be taken by veterinarians and shall be submitted to the Animal Disease Diagnostic Laboratory of the department.

(3) Identification. (a) Bears which have been tested shall be identified by inserting an identification tag in the right ear of each such animal which is not so identified; provided that in the case of animals registered with a purebred association the registry number or identification assigned to the animal may be used in lieu of an identification tag.

(b) Owners of boars which are classified as reactors to the test shall cause them to be identified by a reactor tag inserted in the left ear and branded on the left shoulder with the letter "B" not less than 3 inches in height. Such boars shall be quarantined to the premises unless shipped to slaughter in accordance with a permit issued by the department.

SECTION 21. Section Ag 11.03 (2) of the Wisconsin administrative code is amended to read:

Ag 11.03 (2) Swine vaccination. No person shall sell any swine at a livestock market premises or remove any swine from such premises unless such swine have been vaccinated by a veterinarian against hog cholera. Each seller shall furnish a copy of the official vaccination report to the purchaser or the person removing such swine. Such vaccination shall not be required for swine which are sold for slaughter and are removed directly to a slaughtering establishment for immediate slaughter, or for swine which are not unloaded from the truck or other vehicle used to transport them to the premises or are unloaded from such vehicle directly onto another vehicle.

SECTION 22. Section Ag 11.03 (3) of the Wisconsin administrative code is repealed.

The rules contained herein shall take effect on February 1, 1961.

Dated: January 2, 1962.

STATE DEPARTMENT OF AGRICULTURE

By /s/ D. N. McDowell
Director