

CR 83-189

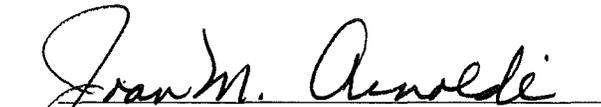
STATE OF WISCONSIN            )  
  ) SS  
DEPARTMENT OF AGRICULTURE, )  
TRADE & CONSUMER PROTECTION )

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Joan M. Arnoldi, Administrator, Animal Health Division, State of Wisconsin Department of Agriculture, Trade and Consumer Protection, and custodian of the official records of said Division, do hereby certify that the annexed order adopting rules relating to the certification or classification of cattle herds according to paratuberculosis (Johne's disease) status, s. Ag 10.37, Wis. Adm. Code, was duly approved and adopted by the Department on July 10, 1984.

I further certify that said copy has been compared by me with the original on file in the 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 Department offices in the city of Madison, this 10th day of July, 1984.

  
Joan M. Arnoldi, Administrator  
Animal Health Division

RECEIVED

JUL 12 1984

10:15 am

Advisor of Statutes  
Bureau

4-1-84

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ORDER OF THE  
STATE OF WISCONSIN

Revisor of Statutes  
Bureau

DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION

ADOPTING, AMENDING OR REPEALING RULES

1 To create section Ag 10.37 of the Wisconsin administrative  
2 code relating to the certification or classification of cattle  
3 herds according to paratuberculosis (Johne's disease) status.

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Analysis Prepared by the Department of  
Agriculture, Trade and Consumer Protection

S. Ag 10.37, Wis. Adm. Code, requires the department of agriculture, trade and consumer protection to designate herds of bovine cattle in one of 4 categories, depending on the paratuberculosis status of the herd. (Paratuberculosis is also known as Johne's disease.) The 4 alternative categories are (1) "documented paratuberculosis-free herd," (2) "paratuberculosis program herd," (3) "paratuberculosis known positive herd," and (4) "paratuberculosis status unknown herd."

A herd may be certified as a "documented paratuberculosis-free herd" if the herd is routinely tested and found negative for paratuberculosis. Three consecutive herd tests are required for initial certification. Certification extends for a period of one year, and may be annually renewed on the basis of a single herd test.

If paratuberculosis is detected in a herd, the herd owner or manager may enter into a herd management agreement with the department, providing for appropriate measures to minimize further spread of the disease. (Measures may include calfhood vaccination.) A herd covered by a management agreement may be classified as a "paratuberculosis program herd."

If paratuberculosis is detected in a herd, but the herd owner does not enter into a management agreement with the department, the herd is to be classified as a "paratuberculosis known positive herd."

If a herd falls into none of the other 3 categories, it is to be classified as a "paratuberculosis status unknown herd." By initiating a routine testing program, the owner or manager of a "paratuberculosis status unknown herd" has an opportunity to acquire a "documented paratuberculosis-free herd" certification.

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4 Pursuant to the authority vested in the state of Wisconsin  
5 department of agriculture, trade and consumer protection by

1 s. 93.07(1) and (10), Stats., the state of Wisconsin department of  
2 agriculture, trade and consumer protection hereby adopts rules  
3 interpreting sections 93.07(10), 95.16, 95.22 and 95.23, Stats.,  
4 as follows:

5 SECTION 1: Ag 10.37 is created to read:

6 Ag 10.37 PARATUBERCULOSIS; HERD CERTIFICATION OR CLASSIFI-  
7 CATION. (1) DEFINITIONS. In this section: (a) "Herd sample"  
8 means a collection of individual samples taken concurrently from  
9 all herd member animals which have attained the age of 20 months  
10 on or before the sample date.

11 (b) "Paratuberculosis" means the disease of cattle also  
12 known as Johne's disease, caused by mycobacterium  
13 paratuberculosis.

14 (c) "Sample" means a fecal sample or other procedure upon  
15 which a test is based.

16 (d) "Test" means a fecal culture or other test approved by  
17 the department for the diagnosis of paratuberculosis.

18 (2) CERTIFICATION OR CLASSIFICATION OF HERDS; REQUIREMENT.  
19 The department shall certify or classify every Wisconsin herd of  
20 cattle in one of 4 categories, based on the paratuberculosis  
21 status of the herd, as provided in sub. (3).

22 (3) HERD CATEGORIES. (a) Documented paratuberculosis-free  
23 herd. 1. A herd of cattle may be certified as a "documented  
24 paratuberculosis-free herd" if the herd owner or herd manager sub-  
25 mits documentation showing that the herd has been tested and found  
26 negative for paratuberculosis, based on 3 consecutive herd sam-  
27 ples. Each successive herd sample in the 3-sample series shall be

1 taken not less than 6 months nor more than one year after the pre-  
2 ceding herd sample. Certification shall commence retroactively on  
3 the most recent of the 3 herd sampling dates, and shall extend for  
4 a period of one year from that date.

5 2. Certification may be renewed upon submission of a single  
6 negative herd test, based on a herd sample taken no less than 8  
7 nor more than 14 months after the beginning of the most recent  
8 certification period. Renewal certification shall extend for a  
9 period of one year, beginning at the end of the most recent  
10 certification period. If a certification period expires before a  
11 renewal certificate is issued, the herd shall be classified during  
12 the interim as a "paratuberculosis status unknown herd" under  
13 par. (d). Upon issuance of the renewal certificate, the renewal  
14 certification period shall commence retroactively.

15 3. No person may claim or represent that an animal origi-  
16 nates from a "documented paratuberculosis-free herd" unless the  
17 animal has been a member of the herd for at least 60 days, and has  
18 been tested and found negative for paratuberculosis as part of the  
19 most recent herd sample and test, or was exempt from testing.

20 4. If testing of a herd certified as a "documented  
21 paratuberculosis-free herd" discloses any positive paratuberculo-  
22 sis reactors among the herd, the certification shall be summarily  
23 revoked and the herd classified as a "paratuberculosis known posi-  
24 tive reactor" herd under par. (c). If certification is revoked,  
25 the herd owner or manager may enter into a herd management agree-  
26 ment and qualify the herd for certification as a "paratuberculosis  
27 program herd" under par. (b).

1           (b) Paratuberculosis program herd. The owner or manager of  
2 a herd of cattle in which paratuberculosis has been diagnosed may  
3 enter into a written herd management agreement with the depart-  
4 ment. The herd management agreement shall include appropriate  
5 measures, including possible calfhood vaccination, to control  
6 paratuberculosis in the herd. The herd owner, the herd veterinar-  
7 ian, and the department shall be parties to the herd management  
8 agreement. Upon execution of a written herd management agreement,  
9 the herd may be certified as a "paratuberculosis program herd."  
10 The herd management agreement may be terminated by the department  
11 for cause, or by the herd owner or manager upon 60 days prior  
12 notice to the department. Termination of the herd management  
13 agreement terminates certification of the herd as a  
14 "paratuberculosis program herd."

15           (c) Paratuberculosis known positive herd. A herd of cattle  
16 shall be classified as a "paratuberculosis known positive herd"  
17 whenever any animal in the herd is tested and found positive for  
18 paratuberculosis and the herd owner or manager does not enter into  
19 a herd management agreement under par. (b).

20           (d) Paratuberculosis status unknown herd. A herd of cattle  
21 shall be classified as a "paratuberculosis status unknown herd" if  
22 the herd is not otherwise certified or classified under pars. (a)  
23 through (c).

24           SECTION 2: The rules contained in this order shall take  
25 effect on the first day of the month following their publication,  
26 as provided in s. 227.026(1) (intro.), Stats.

Dated this 10 day of July, 1984.

STATE OF WISCONSIN  
DEPARTMENT OF AGRICULTURE, TRADE  
AND CONSUMER PROTECTION

By Joan M. Arnoldi  
Joan M. Arnoldi, D.V.M.  
Administrator  
Animal Health Division

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