
TITLE 345 INDIANA STATE BOARD OF ANIMAL HEALTH

Notice of Public Comment Period for Rule Readoption

LSA Document #23-625

Readopts rules in anticipation of [IC 4-22-2.6](#), providing that an administrative rule adopted under [IC 4-22-2](#) expires January 1 of the fifth year after the year in which the rule takes effect unless the rule contains an earlier expiration date. Effective 30 days after filing with the Publisher.

STATUTORY AUTHORITY: [IC 15-17-3-21](#)

OVERVIEW

Rules to be readopted without changes are as follows:

[345 IAC 1-2.5](#) Animal Premises Identification
[345 IAC 1-5-2](#) Required rabies vaccination of dogs, cats, and ferrets
[345 IAC 1-5-3](#) Animal rabies control program
[345 IAC 2.5-1](#) Definitions
[345 IAC 2.5-2](#) General Provisions
[345 IAC 2.5-3-3](#) Intrastate movement of cattle and bison
[345 IAC 2.5-3-5](#) Classification of cattle and bison tested
[345 IAC 2.5-3-6](#) Reactor and exposed cattle and bison
[345 IAC 2.5-3-7](#) Tuberculosis affected herds
[345 IAC 2.5-3-8](#) Source herds and exposed animals
[345 IAC 2.5-3-9](#) Special retest of high risk herds
[345 IAC 2.5-4-1](#) Definitions
[345 IAC 2.5-4-2](#) Moving goats into Indiana
[345 IAC 2.5-4-3](#) Intrastate movement of goats
[345 IAC 2.5-4-5](#) Classification of goats tested
[345 IAC 2.5-4-6](#) Reactor, exposed, and high-risk animals
[345 IAC 2.5-5](#) Tuberculosis Control in Cervidae
[345 IAC 4-4-3](#) Cooperation and authority
[345 IAC 4-4-4](#) H5/H7 low pathogenic avian influenza eradication program
[345 IAC 6-2-1](#) Definitions and general provisions
[345 IAC 7-7-1.5](#) Definitions
[345 IAC 7-7-4](#) Transporting, unloading, and record keeping
[345 IAC 7-7-5](#) Exotic animal feeding
[345 IAC 7-7-7](#) Vehicle requirements
[345 IAC 7-7-10](#) Denial, suspension, or revocation of licenses
[345 IAC 8-2-1.5](#) "Grade A milk and milk products" defined
[345 IAC 8-2-1.8](#) "Whey products" defined
[345 IAC 14](#) LIVESTOCK AND POULTRY CARE

Rules to be repealed without changes are as follows:

None

SUMMARY OF FINDINGS UNDER [IC 4-22-2.6-4](#)

The Indiana State Board of Animal Health (BOAH) has general supervision over the prevention, detection, control, and eradication of diseases affecting the health of animals within and in transit through Indiana, and also has the duty to oversee the processing and distribution of products derived from animals to control health hazards that may threaten the public health and welfare of the citizens of Indiana. [IC 15-17-3-11](#). The BOAH is authorized to adopt rules under [IC 4-22](#) that are reasonable and necessary to discharge these duties. The rules to be readopted implement both [IC 15-17](#) and [IC 15-18](#).

A full review was conducted for each rule to be readopted to consider the continued need for the rule. This review resulted in a finding that each rule to be adopted met the standards in [IC 4-22-2-19.5](#) and (if applicable) the requirements for fees, fines, and civil penalties in [IC 4-22-2-19.6](#). The agency reexamined previous cost benefit, economic impact, and fiscal impact statements prepared by the agency for the rule under [IC 4-22-2-28](#) and [IC 4-22-2.1-5](#). This review resulted in a finding that there has not been any change in circumstances that affect the analysis. The BOAH evaluated alternative methods of achieving the purpose of each rule to be readopted and the additional factors that are required to be considered in the review pursuant to [IC 4-22-2.6-4\(b\)](#).

REQUEST FOR PUBLIC COMMENTS

At this time, the Indiana State Board of Animal Health solicits the following:

- (1) The submission of alternative ways to achieve the purpose of the rule.
- (2) The submission of suggestions for the development of draft rule language.

Comments may be submitted in one of the following ways:

- (1) By mail or common carrier to the following address:

LSA Document #23-625
Sarah A. Simpson
Indiana State Board of Animal Health
Discovery Hall, Suite 100
1202 East 38th Street
Indianapolis, IN 46205

- (2) By electronic mail to sasimpson@boah.in.gov. To confirm timely delivery of submitted comments, please request a document receipt when sending the electronic mail. **PLEASE NOTE: Electronic mail comments will NOT be considered part of the official written comment period unless they are sent to the address indicated in this notice.**

COMMENT PERIOD DEADLINE

All comments must be postmarked or time stamped not later than September 29, 2023.

Posted: 08/30/2023 by Legislative Services Agency

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