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TITLE 345 INDIANA STATE BOARD OF ANIMAL HEALTH

Proposed Rule

LSA Document #02-126

DIGEST

Adds 345 IAC 7-5-2.1 to consolidate and clarify limits on exhibiting animals. Amends 345 IAC 7-5-2.5 to clarify requirements for certificates of veterinary inspection. Amends 345 IAC 7-5-15.1 to allow swine to be tested for Pseudorabies up to 90 days prior to exhibition. Amends 345 IAC 7-5-28 to require a Brucellosis test on cervidae prior to exhibition. Makes other substantive and technical changes in the laws governing exhibition of animals. Repeals 345 IAC 7-5-3, 345 IAC 7-5-4, 345 IAC 7-5-5, 345 IAC 7-5-16, 345 IAC 7-5-16.1, 345 IAC 7-5-21, 345 IAC 7-5-25.7, 345 IAC 7-5-26, and 345 IAC 7-5-27. Effective 30 days after filing with the secretary of state.

345 IAC 7-5-1	345 IAC 7-5-15.1
345 IAC 7-5-2.1	345 IAC 7-5-16
345 IAC 7-5-2.5	345 IAC 7-5-16.1
345 IAC 7-5-3	345 IAC 7-5-21
345 IAC 7-5-4	345 IAC 7-5-22
345 IAC 7-5-5	345 IAC 7-5-24
345 IAC 7-5-6	345 IAC 7-5-25.7
345 IAC 7-5-7	345 IAC 7-5-26
345 IAC 7-5-8	345 IAC 7-5-27
345 IAC 7-5-9	345 IAC 7-5-28
345 IAC 7-5-11	

SECTION 1. 345 IAC 7-5-1 IS AMENDED TO READ AS FOLLOWS:

345 IAC 7-5-1 Definitions

Authority: IC 15-2.1-3-19

Affected: IC 15-2.1-2; IC 15-2.1-3; IC 15-2.1-4; IC 15-2.1-15-14

- Sec. 1. The following definitions and the definitions in IC 15-2.1-2 apply throughout this rule:
- (1) "Accredited veterinarian" means a veterinarian that is accredited by the United States Department of Agriculture under 9 CFR, Subchapter J.
- (2) "Approved official health certificate" or "approved certificate of veterinary inspection" means an official health certificate or certificate of veterinary inspection which that bears the endorsement or approval of the chief livestock health official of the state of origin.
- (2) (3) "Board" means the Indiana state board of animal health appointed under IC 15-2.1-3.
- (4) "Certificate of veterinary inspection" means any prescribed or printed form adopted by a state to be used for the purpose of recording the identification, description, results of tests, vaccinations, and other data concerning the health status of animals listed thereon. Certificates of veterinary inspection must be issued and signed by a veterinarian who holds the following qualifications:
 - (A) The veterinarian is accredited by the United States Department of Agriculture under 9 CFR, Subchapter J.
 - (B) The veterinarian is licensed to practice veterinary medicine in the state in which the certificate is issued.
- (5) "Equine infectious anemia" or "EIA" means an acute or chronic disease of equidae, characterized by intermittent fever, depression, progressive weakness, loss of weight, edema, and progressive or transitory anemia.
- (3) (6) "Equine infectious anemia test" means has the official test for the detection of EIA shall be conducted

meaning set forth in a state-USDA approved laboratory and shall be one (1) of the following:

- (A) Agar Gel Immuno-Diffusion Test (AGID).
- (B) Any other recognized EIA test that is approved by the board.

Blood for all tests must be drawn by a licensed; accredited veterinarian. 345 IAC 6-1.1-1.

- (7) "Exhibition" means a fair, show, or competition of limited duration that congregates animals from multiple sources on a premises.
- (4) (8) "National Poultry Improvement Plan" or "NPIP" means the National Poultry Improvement Plan and Auxiliary Provisions adopted by the board in 345 IAC 4-4-1.
- (5) (9) "Official ear tag" means a metal an identification ear tag approved by the state veterinarian and conforming to the nine (9) character alpha-numeric, National Uniform Ear Tagging System security, and of appropriate color, for example, orange for vaccination. design requirements set by the state veterinarian.
- (6) "Official health certificate" or "certificate of veterinary inspection" means the printed form adopted by any of the various states and designed to record the identification, description, tests, vaccinations, and other data concerning the health status of domestic animals listed thereon issued and signed by a licensed, accredited veterinarian.
- (7)(10) "Quarantine" means an order restricting the movement of domestic animals into or out of, or both, a premises. (8) (11) "State 4-H department" means the branch of the Cooperative Extension Service of the United States Department of Agriculture (USDA) that is responsible for administering the state 4-H programs.
- (12) "State veterinarian" means the state veterinarian appointed under IC 15-2.1-4 and authorized agents. (Indiana State Board of Animal Health; Reg 77-2, Title I; filed Jul 21, 1978, 2:30 p.m.: 1 IR 567; filed May 2, 1983, 10:03 a.m.: 6 IR 1035; filed May 21, 1984, 3:20 p.m.: 7 IR 1714; filed Feb 15, 1985, 9:05 a.m.: 8 IR 790; filed Jan 8, 1986, 2:54 p.m.: 9 IR 997; filed Dec 2, 1994, 3:50 p.m.: 18 IR 859; filed Oct 11, 1996, 2:00 p.m.: 20 IR 750; errata filed Jan 2, 1997, 4:00 p.m.: 20 IR 1124; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895)

SECTION 2. 345 IAC 7-5-2.1 IS ADDED TO READ AS FOLLOWS:

345 IAC 7-5-2.1 Exhibition limitations

Authority: IC 15-2.1-3-19 Affected: IC 15-2.1-15-14

Sec. 2.1. (a) The following animals may not be exhibited in the state:

- (1) An animal that originates from a herd that is under an order of quarantine.
- (2) An animal that is a health hazard to persons or other animals. A determination that an animal is a health hazard may be based on any of the following:
 - (A) Tests.
 - (B) Clinical diagnoses.
 - (C) A determination that the animal is showing signs that suggest the animal may be infected with or afflicted with an infectious, contagious, or communicable disease or condition.
 - (D) Epidemiologic evidence.
- (3) An animal that does not meet the requirements in this rule.
- (4) An animal that is prohibited from exhibition under any law or order.
- (b) The state veterinarian is authorized to make the final determination as to an animal's eligibility for exhibition under this rule. The state veterinarian may order any animal that may not be exhibited removed from the exhibition grounds. (Indiana State Board of Animal Health; 345 IAC 7-5-2.1)

SECTION 3. 345 IAC 7-5-2.5 IS AMENDED TO READ AS FOLLOWS:

345 IAC 7-5-2.5 Health certificate required

Authority: IC 15-2.1-3-19

Affected: IC 15-2.1-3; IC 15-2.1-15-14

Sec. 2.5. (a) All out-of-state swine and eattle shall be accompanied by an approved official health certificate or official health certificate with A permit. A cattle permit may be obtained by calling (317) 232-1330. A swine permit may be obtained by calling (317) 232-1333. All Indiana swine shall be accompanied by an approved official health certificate unless otherwise exempted by person moving animals into the state for exhibition must comply with the

requirements in 345 IAC 1-3 and this rule.

- (b) The following are required to have an official health animals must be accompanied by a certificate of veterinary inspection for the animal while on the exhibition premises:
 - (1) All sheep and goats, animals of the family Bovidae, including
 - (2) All Indiana cattle, sheep, goats, and buffalo.
 - (3) Out-of-state equine.
 - (2) All animals of the family Equidae if the animal originates from outside the state.
 - (3) All animals of the family Suidae, including domestic and feral swine.
 - (4) All animals of the family Cervidae, including deer and elk.
 - (5) All animals of the family Camelidae, including camels, llamas, and alpacas.
- (c) All animals subject to For the purposes of this section must show no symptoms of any infectious or contagious disease and be permanently and individually identified, and such identification must be clearly indicated on the accompanying health rule, a certificate of veterinary inspection is valid only if the certificate At the discretion of the state veterinarian was issued within the following time frames:
 - (1) If the health certificate may be waived in lieu of an inspection by personnel who have been approved for this purpose by animal originated from within the state veterinarian, and the certificate of veterinary inspection is an Indiana certificate, within the ninety (90) days immediately preceding the date the animal enters the exhibition grounds.
 - (2) If the animal originated from outside the state, within the thirty (30) days immediately preceding the date the animal enters the exhibition grounds.
- (d) No eattle may be exhibited that show warts or ringworm. The certificate of veterinary inspection must include the information required on the certificate, including the following:
 - (1) The official identification of each animal as required under section 9 of this rule.
 - (2) The age and sex of each animal.
 - (3) The results of any tests conducted on each animal.
 - (4) The name and address of the exhibitor.
- (e) Each person intending to exhibit an animal in the state or an agent for that person must mail or deliver a copy of the official certificate of veterinary inspection for the animal to the state veterinarian prior to the opening date of the exhibition. A person moving an animal out of state to exhibition must mail or deliver a copy of the official certificate of veterinary inspection to the state veterinarian within thirty (30) days of the date the certificate was completed.
- (f) The state veterinarian may refuse to allow an animal to be exhibited if the requirements in this section are not met. (Indiana State Board of Animal Health; 345 IAC 7-5-2.5; filed May 24, 1988, 9:45 a.m.: 11 IR 3537; filed Jun 18, 1990, 2:49 p.m.: 13 IR 1990; filed Dec 2, 1994, 3:50 p.m.: 18 IR 860; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895)

SECTION 4. 345 IAC 7-5-6 IS AMENDED TO READ AS FOLLOWS:

345 IAC 7-5-6 Suspect animals prohibited

Authority: IC 15-2.1-3-19 Affected: IC 15-2.1-15-14

Sec. 6. (a) Any animal classified as a Brucellosis suspect or a stabilized suspect **under 345 IAC 2-6** is not eligible for exhibition in Indiana.

(b) All Brucellosis tests must be conducted at the Animal Disease Diagnostic Laboratory at Purdue University, a state or federal laboratory where tests are conducted by a state or federal employee, or a laboratory approved by the state veterinarian. (Indiana State Board of Animal Health; Reg 77-2, Title II, Sec 5; filed Jul 21, 1978, 2:30 p.m.: 1 IR 567; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895)

SECTION 5. 345 IAC 7-5-7 IS AMENDED TO READ AS FOLLOWS:

345 IAC 7-5-7 Determination of eligibility of animal

Authority: IC 15-2.1-3-19 Affected: IC 15-2.1-15-14

- Sec. 7. (a) DETERMINATION OF ELIGIBILITY The determination as to whether any animal meets the requirements for eligibility for exhibition in Indiana shall this rule may be made by board personnel assigned to the exhibit by the state veterinarian. The An animal shall not be exhibited pending any appeal.
- (b) DISEASED ANIMAL REMOVED Any domestic animal that develops or shows signs of any infectious, contagious, or communicable disease or condition during exhibition must be removed from the premise premises and surrounding exhibition grounds. when determined by Personnel assigned to the exhibit by the state veterinarian may order any such animal removed.
- (c) Whenever the state veterinarian orders an animal not be exhibited under this rule, the person with custody of the animal at that time shall immediately remove the animal from the exhibition grounds. (Indiana State Board of Animal Health; Reg 77-2, Title II, Sec 6; filed Jul 21, 1978, 2:30 p.m.: 1 IR 567; filed Feb 13, 1987, 2:15 p.m.: 10 IR 1383; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895)

SECTION 6. 345 IAC 7-5-9 IS AMENDED TO READ AS FOLLOWS:

345 IAC 7-5-9 Identification and description

Authority: IC 15-2.1-3-19

Affected: IC 15-2.1-3-13; IC 15-2.1-7; IC 15-2.1-12-7.5; IC 15-2.1-15-14

- Sec. 9. (a) All domestic animals requiring Each animal for which a health certificate of veterinary inspection is required for exhibition under section 2.5 of this rule must meet be permanently, individually, and uniquely identified utilizing one (1) of the following requirements:
 - (1) methods of identification described in subsection (b). One (1) of the following methods of identification shall be permanently and individually identified by an acceptable method used for that species, such as: animals not specifically addressed in subsection (b):
 - (A) (1) An ear tag.
 - (B) (2) A tattoo.
 - (C) (3) A standard ear notch.
 - (D) (4) An individual brand. or
 - (E) (5) A breed registration number.
 - (2) Be described on the accompanying health certificate indicating the animal's age, sex, and breed.
- (b) The following methods of identification is required for domestic animal shall be used to identify animals of the respective listed species exhibited in Indiana: for exhibition:
- (1) **Domestic** swine must be identified with the utilizing a standard ear notch system approved by the state veterinarian, except the following:
 - (A) that swine that are to exhibited as part of an Indiana 4-H swine exhibition may use an all-flex or similar a plastic tag approved by the Indiana state 4-H department. The tag shall consist of two (2) parts, the male part imprinted with a permanent identification number and the female part imprinted with a coded number or letters that identify the county of the 4-H member's residence.
 - (B) Official ear tags may be used for feeder pigs only if they are to be exhibited in a feeder pig class. (See IC 15-2.1-7 and IC 15-2.1-12-7.5).
- (2) Cattle must be identified using one (1) of the following methods of identification:
 - (A) An official ear tag.
 - (B) A tattoo.
 - (C) An individual brand. or
 - (D) A registration number if accompanied by registration papers.

except that But, Indiana steers that do not require testing may use be identified using any type of individual ear tag, for example, including plastic tags.

- (3) Sheep must be identified using one (1) of the following methods of identification:
 - (A) A tattoo.
 - (B) A standard ear notch.
 - (C) An ear tag. or
 - (D) A breed association ear tag.
- (4) Goats must be identified using one (1) of the following methods of identification:
 - (A) A tattoo.
 - (B) A standard ear notch.
 - (C) An ear tag. or
 - (D) A breed association ear tag.
- (5) Horses and other equine must be identified using one (1) of the following methods of identification:
 - (A) A lip tattoo.
 - (B) An individual brand.
 - (C) A registration number if accompanied by registration papers. or
 - (D) A descriptive marking with the animal's name.
- (6) Cervidae must be identified using one (1) of the following methods of identification:
 - (A) An ear tag.
 - (B) A tattoo. or
 - (C) Other identification approved by the state veterinarian.
- (c) If additional more than one (1) identification is present one (1) additional on an animal, at least two (2) of the identification should also numbers or markings shall be listed on the health certificate of veterinary inspection. (Indiana State Board of Animal Health; Reg 77-2, Title II, Sec 8; filed Jul 21, 1978, 2:30 p.m.: 1 IR 567; filed May 2, 1983, 10:03 a.m.: 6 IR 1036; filed May 21, 1984, 3:20 p.m.: 7 IR 1714; filed Feb 15, 1985, 9:05 a.m.: 8 IR 792; filed Jan 8, 1986, 2:54 p.m.: 9 IR 998; filed Dec 2, 1994, 3:50 p.m.: 18 IR 860; filed Dec 23, 1998, 4:37 p.m.: 22 IR 1476; errata filed Mar 31, 1999, 9:37 a.m.: 22 IR 2534; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895)

SECTION 7. 345 IAC 7-5-11 IS AMENDED TO READ AS FOLLOWS:

345 IAC 7-5-11 Isolation of domestic animals from Pseudorabies premises

Authority: IC 15-2.1-3-19 Affected: IC 15-2.1-15-14

Sec. 11. Cattle, sheep, and goats existing housed on premises infected with quarantined because Pseudorabies has been diagnosed in an animal on or from the premises must be isolated not less than fourteen (14) days from infected swine and any other species showing symptoms of the disease previous quarantined animals for at least fourteen (14) days prior to exhibition. (Indiana State Board of Animal Health; Reg 77-2, Title II, Sec 10; filed Jul 21, 1978, 2:30 p.m.: 1 IR 567; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895)

SECTION 8. 345 IAC 7-5-15.1 IS AMENDED TO READ AS FOLLOWS:

345 IAC 7-5-15.1 Pseudorabies tests for swine

Authority: IC 15-2.1-3-19 Affected: IC 15-2.1-15-14

- Sec. 15.1. (a) Before a person may exhibit swine in Indiana, the state, each swine to be exhibited must test negative for Pseudorabies using an official Pseudorabies serological test approved by the board: state veterinarian.
 - (b) The test required in subsection (a) must occur
 - (1) within sixty (60) ninety (90) days if the swine are coming from Indiana, within the state, or thirty (30) days if the swine are coming from out of state, prior to the opening date of exhibition. however
 - (2) if swine are to be offered for sale at exhibition, the test must occur:
 - (A) within thirty (30) days prior to the sale; or

- (B) within sixty (60) days prior to the opening date of exhibition if the swine is coming from Indiana and will be offered for sale for slaughter only.
- (c) The following are exempt from the requirements of subsections (a) and (b):
- (1) Swine that originate from a herd that is located in outside the state from an area that the United States Department of Agriculture has designated as Stage IV or Stage V under the national Pseudorabies eradication program, and if the swine originate from a herd that meets animal has been in the requirements for a qualified Pseudorabies-negative herd or qualified-negative gene-altered virus-vaccinated herd under the Program Standards defined in 345 IAC 3-5.1; state for ninety (90) days or less.
- (2) Swine that originate from a herd that is located in an area that the United States Department of Agriculture has designated as Stage III under the national Pseudorabies eradication program and the swine originate from a herd that meets the requirements for a qualified Pseudorabies-negative herd or qualified-negative gene-altered virus-vaccinated herd, utilizing monthly testing, under the Program Standards defined in 345 IAC 3-5.1.
- (3) Swine exempted by the state veterinarian.
- (4) Suckling pigs accompanying a dam that has met the testing requirements of subsections (a) and (b).
- (d) Retest requirements for breeding swine established in 345 IAC 1-3-13 apply to swine transported into Indiana the state that are sold at exhibition.
- (e) Swine vaccinated with Pseudorabies vaccine shall not be exhibited or sold unless specifically allowed by this rule. (Indiana State Board of Animal Health; 345 IAC 7-5-15.1; filed Oct 11, 1996, 2:00 p.m.: 20 IR 751, eff Jan 1, 1997; filed Dec 10, 1997, 11:00 a.m.: 21 IR 1327; errata filed Dec 10, 1997, 3:50 p.m.: 21 IR 1350; errata filed Mar 9, 1998, 9:30 a.m.: 21 IR 2393; filed Sep 1, 2000, 2:03 p.m.: 24 IR 13; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895)

SECTION 9. 345 IAC 7-5-22 IS AMENDED TO READ AS FOLLOWS:

345 IAC 7-5-22 Vaccinations and tests required for dogs and cats

Authority: IC 15-2.1-3-19

Affected: IC 15-2.1-6; IC 15-2.1-15-14

- Sec. 22. (a) Before a dog or cat may be exhibited in Indiana, the state, a licensed and accredited veterinarian must administer the following vaccinations to the animal within the three hundred sixty-five (365) days immediately preceding the date of exhibition:
 - (1) Each dog must be vaccinated for distemper, hepatitis, leptospirosis, bordetella (kennel cough), and parvovirus. A dog three (3) months of age or older must be vaccinated for rabies.
 - (2) Each cat must be vaccinated for feline panleukopenia, feline rhinotracheitis, and calcivirus. A cat three (3) months of age or older must be vaccinated for rabies.
 - (3) The board recommends that each exhibitor consult with his or her veterinarian about vaccination for feline leukemia and feline immunodeficiency virus (FIV) prior to exhibition.
- (b) Dogs and cats three (3) months of age or older must have a current vaccination for rabies as defined in 345 IAC 1-5 at the time they are exhibited.
- (b) (c) Before a cat may be exhibited in Indiana, the state, a licensed and accredited veterinarian must test the cat for feline leukemia virus (FeLV) within the one hundred eighty (180) days immediately preceding the date of exhibition. Cats that test positive for feline leukemia may not be exhibited.
- (c) (d) A person exhibiting a dog or cat must have with the animal a certificate or other statement from the veterinarian performing the vaccinations and tests required by this section certifying that the vaccinations and tests have been completed and the date each was completed. The statement must be signed by the veterinarian. (Indiana State Board of Animal Health; Reg 77-2, Title VII, Sec 3; filed Jul 21, 1978, 2:30 p.m.: 1 IR 569; filed Feb 15, 1985, 9:05 a.m.: 8 IR 793; filed Dec 2, 1994, 3:50 p.m.: 18 IR 861; filed Mar 23, 2000, 4:24 p.m.: 23 IR 1914; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895)

SECTION 10. 345 IAC 7-5-24 IS AMENDED TO READ AS FOLLOWS:

345 IAC 7-5-24 Poultry exhibition rules

Authority: IC 15-2.1-3-19 Affected: IC 15-2.1-15-14

- Sec. 24. (a) All poultry for exhibition shall be accompanied by an official health certificate or appropriate NPIP certificate.
- (b) All poultry for exhibition shall have passed a negative test for pullorum-typhoid within ninety (90) days prior to the date of their exhibition or originate from NPIP-approved flocks, hatched from eggs originating from NPIP-approved flocks, or the entire flock must be certified NPIP pullorum-typhoid clean.
 - (c) No poultry may be exhibited showing signs of infectious or communicable disease.
- (d) No poultry may be exhibited showing excessive signs of external parasite infestation. (Indiana State Board of Animal Health; Reg 77-2, Title VIII, Sec 1; filed Jul 21, 1978, 2:30 p.m.: 1 IR 569; filed May 2, 1983, 10:03 a.m.: 6 IR 1038; filed Feb 15, 1985, 9:05 a.m.: 8 IR 793; filed Feb 13, 1987, 2:15 p.m.: 10 IR 1384; filed May 24, 1988, 9:45 a.m.: 11 IR 3538; filed Dec 2, 1994, 3:50 p.m.: 18 IR 861; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895)

SECTION 11. 345 IAC 7-5-28 IS AMENDED TO READ AS FOLLOWS:

345 IAC 7-5-28 Cervidae exhibition

Authority: IC 15-2.1-3-19

Affected: IC 15-2.1-3-13; IC 15-2.1-15-14

- Sec. 28. If cervidae are to be exhibited at a show or 4-H fair, the cervidae must meet one (1) of the following requirements or they may not enter the exhibition grounds:
 - (1) A cervidae The animal must meet one (1) of the following requirements:
 - (A) Test negative for tuberculosis within ninety (90) days prior to the date of exhibition.
 - (2) A cervidae must
 - **(B)** Originate from a herd that is accredited under requirements that are at least equal to those in 345 IAC 2-4.5-3.
- (2) The animal must test negative for Brucellosis within ninety (90) days prior to the date of exhibition. (Indiana State Board of Animal Health; 345 IAC 7-5-28; filed Dec 23, 1998, 4:37 p.m.: 22 IR 1477; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895)

SECTION 12. THE FOLLOWING ARE REPEALED: 345 IAC 7-5-3; 345 IAC 7-5-4; 345 IAC 7-5-5; 345 IAC 7-5-8; 345 IAC 7-5-16; 345 IAC 7-5-16.1; 345 IAC 7-5-21; 345 IAC 7-5-25.7; 345 IAC 7-5-26; 345 IAC 7-5-27.

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on October 10, 2002 at 9:45 a.m., at the Indiana State Board of Animal Health, 805 Beachway Drive, Suite 50, Indianapolis, Indiana the Indiana State Board of Animal Health will hold a public hearing on proposed amendments to rules concerning health requirements for exhibiting animals. Copies of these rules are now on file at the Indiana State Board of Animal Health, 805 Beachway Drive, Suite 50 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Bret D. Marsh, D.V.M. Indiana State Veterinarian Indiana State Board of Animal Health