
TITLE 345 INDIANA STATE BOARD OF ANIMAL HEALTH**Notice of Public Comment Period for Rule Readoption**

LSA Document #23-759

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](#); [IC 15-18-1-8](#)

OVERVIEW

Rules to be readopted without changes are as follows:

345 IAC 1-7	Acquisition and Disposition of Animals and Objects
345 IAC 5-2	Definitions
345 IAC 5-3	General Provisions
345 IAC 5-4-3	Records required
345 IAC 5-6	Scrapie Affected Animals and Herds
345 IAC 5-7	Scrapie Flock Certification Program
345 IAC 6-2-2	Incorporation by reference
345 IAC 6-2-3	CEM quarantine facility
345 IAC 6-2-4	Movement into the state restricted
345 IAC 6-2-5	Approved CEM quarantine facility
345 IAC 6-2-6	CEM quarantine facility procedures
345 IAC 8-3-10	Grade A milk plants standards
345 IAC 8-4-1	Drug residues
345 IAC 9-1-3	Definitions
345 IAC 9-2-1	Establishments requiring inspection or a grant of exemption
345 IAC 9-2-2	Inspection of livestock and products; applicability
345 IAC 9-12	Official Marks, Devices, and Certificates
345 IAC 9-17-16	Custom prepared products; labels and containers
345 IAC 9-20	Cooperation with Federal Programs
345 IAC 10-14-18	Approval required for manufacture of label bearing official mark
345 IAC 10-18	Cooperation with Federal Programs

Rules to be repealed are as follows: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 in, and in transit through, Indiana. It 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 under [IC 15-17-3-11](#). The BOAH is authorized to adopt rules under [IC 4-22](#) reasonable and necessary to discharge these duties. The rules to be readopted implement both [IC 15-17](#), Animal Health and Animal Products, and [IC 15-18](#), Dairy Products.

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 readopted 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 affecting the analysis. The BOAH evaluated alternative methods of achieving the purpose of each rule to be readopted and the additional factors required to be considered in the review [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 #23-759

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 May 24, 2024.

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