



# HOUSE BILL No. 5049

September 28, 1993, Introduced by Reps. Gnodtke, Bobier, Dalman, Randall, Bender, Wetters, Rhead, Middaugh, Alley, Gernaat, McManus, Middleton, Goschka, Lowe, Shugars, Voorhees, London, McBryde, Harder, Curtis, Llewellyn, McNutt, Oxender, Hill, Gustafson, Galloway, Brackenridge, Bodem, Yokich, Gagliardi and DeLange and referred to the Committee on Agriculture and Forestry.

A bill to amend the title and sections 3, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 16, 19, 20, 22, 23, 24, 26, 27, 28, 29, 30, 31, 33, 35, 39, 40, 42, and 43 of Act No. 466 of the Public Acts of 1988, entitled

"Animal industry act of 1987,"

sections 6, 9, 12, 14, 23, 28, 31, 33, 40, and 42 as amended by Act No. 40 of the Public Acts of 1990, being sections 287.703, 287.704, 287.705, 287.706, 287.707, 287.708, 287.709, 287.711, 287.712, 287.713, 287.714, 287.716, 287.719, 287.720, 287.722, 287.723, 287.724, 287.726, 287.727, 287.728, 287.729, 287.730, 287.731, 287.733, 287.735, 287.739, 287.740, 287.742, and 287.743 of the Michigan Compiled Laws; to add sections 24a, 30a, and 30b; and to repeal certain parts of the act.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Section 1. The title and sections 3, 4, 5, 6, 7, 8, 9, 11,  
2 12, 13, 14, 16, 19, 20, 22, 23, 24, 26, 27, 28, 29, 30, 31, 33,  
3 35, 39, 40, 42, and 43 of Act No. 466 of the Public Acts of 1988,  
4 sections 6, 9, 12, 14, 23, 28, 31, 33, 40, and 42 as amended by  
5 Act No. 40 of the Public Acts of 1990, being sections 287.703,  
6 287.704, 287.705, 287.706, 287.707, 287.708, 287.709, 287.711,  
7 287.712, 287.713, 287.714, 287.716, 287.719, 287.720, 287.722,  
8 287.723, 287.724, 287.726, 287.727, 287.728, 287.729, 287.730,  
9 287.731, 287.733, 287.735, 287.739, 287.740, 287.742, and 287.743  
10 of the Michigan Compiled Laws, are amended and sections 24a, 30a,  
11 and 30b are added to read as follows:

**TITLE**

13       An act to authorize and require the appointment of a state  
14 veterinarian within the department of agriculture; to protect THE  
15 HUMAN FOOD CHAIN AND the livestock ~~industry~~ AND AQUACULTURE  
16 INDUSTRIES of the state through prevention, control, and eradica-  
17 tion of infectious, contagious, or toxicological diseases of  
18 livestock AND OTHER ANIMALS; TO PREVENT THE IMPORTATION OF CER-  
19 TAIN NONINDIGENOUS ANIMALS UNDER CERTAIN CIRCUMSTANCES; to safe-  
20 guard the human population from CERTAIN diseases that are commu-  
21 nicable between animals and humans; to prevent or control the  
22 contamination of livestock with CERTAIN toxic substances through  
23 CERTAIN livestock or livestock products; to provide for indemni-  
24 fication for livestock UNDER CERTAIN CIRCUMSTANCES; TO PROVIDE  
25 FOR CERTAIN POWERS AND DUTIES FOR CERTAIN STATE AGENCIES AND  
26 DEPARTMENTS; to provide for rules; to provide for REMEDIES AND

1 Penalties; ~~and~~ to repeal certain acts and parts of acts; AND TO  
2 REPEAL CERTAIN PARTS OF THE ACT.

3 Sec. 3. (1) "Accredited veterinarian" means a veterinarian  
4 approved by the United States department of agriculture to per-  
5 form specific functions required by cooperative state-federal  
6 disease control and eradication programs.

7 (2) "Animal" means ~~an animal~~ MOLLUSKS, CRUSTACEANS, AND  
8 VERTEBRATES other than ~~a human being~~ BEINGS.

9 (3) "AQUACULTURE PRODUCTS" MEANS AQUATIC ORGANISMS SUCH AS  
10 FISH, CRUSTACEANS, MOLLUSKS, REPTILES, AND AMPHIBIANS REARED OR  
11 CULTIVATED UNDER CONTROLLED CONDITIONS.

12 (4) ~~(3)~~ "Approved vaccine" means a ~~preparation~~  
13 VETERINARY BIOLOGICAL administered to livestock or other animals  
14 to induce immunity in the recipient. The use of the  
15 ~~preparation~~ APPROVED VACCINE in this state shall be approved by  
16 the state veterinarian.

17 ~~(4) "Boar" means any intact male swine.~~

18 (5) "Breeding swine" means swine intended for use as breed-  
19 ing stock AND ALL SWINE NOT INTENDED FOR SLAUGHTER OR FEEDING TO  
20 MARKET AGE AND WEIGHT FOR SLAUGHTER INCLUDING COMPANION ANIMALS  
21 AND RESEARCH ANIMALS REGARDLESS OF REPRODUCTIVE CAPACITY.  
22 BREEDING SWINE INCLUDES ALL BOARS AND SOWS.

23 (6) ~~"Brucellosis certificate of record of official calfhood~~  
24 ~~vaccination" or "AH 005" means a certificate issued by the direc-~~  
25 ~~tor that certifies that the individual animal identified meets~~  
26 ~~the requirements for an official calfhood vaccination.~~ "CAPTIVE  
27 CERVIDAE" MEANS MEMBERS OF THE CERVIDAE FAMILY INCLUDING, BUT NOT

1 LIMITED TO, DEER, ELK, MOOSE, AND CARIBOU LIVING UNDER THE  
2 HUSBANDRY OF HUMANS.

3 ~~(7) "Calves" means cattle under 6 months of age.~~

4 (7) ~~(8)~~ "Cattle" ~~includes bison~~ MEANS ALL BOVINE (GENUS  
5 BOS) ANIMALS, BOVINELIKE ANIMALS (GENUS BISON) ALSO COMMONLY  
6 REFERRED TO AS AMERICAN BUFFALO OR BISON and any cross of  
7 ~~cattle~~ THESE SPECIES unless otherwise specifically provided.

8 (8) "CATTLE IMPORTATION LOT" MEANS A PREMISES REGISTERED  
9 WITH THE DEPARTMENT AND USED ONLY TO FEED CATTLE IN PREPARATION  
10 FOR SLAUGHTER.

11 (9) ~~"Cattle feeder yard" means a yarding facility or col-~~  
12 ~~lection point where feeder cattle are assembled for redistribu-~~  
13 ~~tion to a feedlot.~~ "COMMINGLING" MEANS CONCURRENTLY OR SUBSE-  
14 QUENTLY SHARING OR SUBSEQUENT USE BY NATIVE LIVESTOCK OF THE SAME  
15 PEN OR SAME SECTION IN A FACILITY OR SAME SECTION IN A TRANSPOR-  
16 TATION UNIT WHERE THERE IS PHYSICAL CONTACT OR CONTACT WITH  
17 BODILY EXCREMENTS OR FLUIDS FROM OTHER LIVESTOCK.

18 (10) ~~"Cattle finishing facility" means a facility approved~~  
19 ~~by the director to be used only for cattle older than 19 months~~  
20 ~~at the time of their entry.~~ "CONSIGNEE" MEANS THE PERSON WITHIN  
21 THE STATE OF MICHIGAN RECEIVING THE ANIMALS AT THE POINT OF  
22 DESTINATION NAMED ON THE OFFICIAL INTERSTATE HEALTH CERTIFICATE,  
23 OFFICIAL INTERSTATE CERTIFICATE OF VETERINARY INSPECTION,  
24 OWNER-SHIPPER STATEMENT, OR SALES INVOICE.

25 (11) "CONTAGIOUS DISEASE" MEANS AN ILLNESS DUE TO A SPECIFIC  
26 INFECTIOUS AGENT OR SUSPECTED INFECTIOUS AGENT OR ITS TOXIC  
27 PRODUCTS WHICH ARISES THROUGH TRANSMISSION OF THAT AGENT OR ITS

1 PRODUCTS FROM AN INFECTED ANIMAL, OR INANIMATE RESERVOIR TO A  
 2 SUSCEPTIBLE HOST, EITHER DIRECTLY OR INDIRECTLY THROUGH AN INTER-  
 3 MEDIATE PLANT OR ANIMAL HOST, VECTOR, OR THE INANIMATE ENVIRON-  
 4 MENT, OR VIA AN AIRBORNE MECHANISM.

5 (12) ~~(+1+)~~ "Department" means the department of  
 6 agriculture.

7 (13) "DIRECT MOVEMENT" MEANS TRANSFER OF ANIMALS TO A DESTI-  
 8 NATION WITHOUT UNLOADING THE ANIMALS EN ROUTE AND WITHOUT EXPO-  
 9 SURE TO ANY OTHER ANIMALS.

10 (14) ~~(+12)~~ "Director" means the director of the department  
 11 of agriculture or his or her authorized representative.

12 (15) "DISEASE" MEANS ANY ANIMAL HEALTH ISSUE WITH ECONOMIC  
 13 IMPACTS IN TERMS OF RESTRICTED MOVEMENT OR MARKETS, WHETHER DUE  
 14 TO RESIDUES, METABOLIC PROBLEMS, PUBLIC HEALTH CONCERNS, MULTIPLE  
 15 CAUSES, OR FOOD SAFETY ISSUES.

16 (16) "DISTRIBUTE" MEANS TO DELIVER OTHER THAN BY ADMINISTER-  
 17 ING OR DISPENSING A VETERINARY BIOLOGICAL.

18 (17) ~~(+13)~~ "Domestic animal" means those species of animals  
 19 indigenous to North America which have ~~traditionally~~ lived  
 20 under the ~~dominion and control~~ HUSBANDRY of ~~man~~ HUMANS.

21 (18) ~~(+14)~~ "Equine" means all animals of the equine family  
 22 which includes horses, asses, jacks, jennies, hinnies, mules,  
 23 donkeys, burros, ponies, and zebras.

24 (19) "EXHIBITION OR EXPOSITION" MEANS A CONGREGATION, GATH-  
 25 ERING, OR COLLECTION OF LIVESTOCK THAT ARE PRESENTED OR EXPOSED  
 26 TO PUBLIC VIEW FOR SHOW, DISPLAY, SWAP, EXCHANGE, ENTERTAINMENT,  
 27 EDUCATIONAL EVENT, INSTRUCTION, ADVERTISING, OR COMPETITION.

1 EXHIBITION OR EXPOSITION DOES NOT INCLUDE LIVESTOCK FOR SALE AT  
2 PUBLIC STOCKYARDS, AUCTIONS, SALEYARDS, AND LIVESTOCK YARDS  
3 LICENSED UNDER THE PROVISIONS OF ACT NO. 284 OF THE PUBLIC ACTS  
4 OF 1937, BEING SECTIONS 287.121 TO 287.131 OF THE MICHIGAN  
5 COMPILED LAWS.

6 (20) "EXHIBITION FACILITY" MEANS ANY FACILITY USED OR  
7 INTENDED TO BE USED FOR PUBLIC DISPLAY, EDUCATIONAL EVENT, OR  
8 COMPETITION INVOLVING LIVESTOCK. EXHIBITION FACILITY EXCLUDES A  
9 PUBLIC STOCKYARD, AN AUCTION SALEYARD, AND A LIVESTOCK YARD.

10 (21) "EXHIBITOR" MEANS ANY PERSON WHO PRESENTS LIVESTOCK FOR  
11 PUBLIC DISPLAY, EXHIBITION, OR COMPETITION OR ENTERS LIVESTOCK IN  
12 A FAIR, SHOW, EXHIBITION, OR EXPOSITION.

13 (22) "EXOTIC ANIMAL" MEANS THOSE ANIMALS THAT ARE NOT DOMES-  
14 TIC OR ANY CROSS OF THOSE ANIMALS NOT DOMESTIC TO NORTH AMERICA.

15 (23) ~~-(15)-~~ "Fair" means ~~an exhibition or exposition spon-~~  
16 ~~sored by a fair association organized under the laws of this~~  
17 ~~state~~ A COMPETITION AND EDUCATIONAL EXHIBITION OF AGRICULTURAL  
18 COMMODITIES AND MANUFACTURED PRODUCTS FOR WHICH PREMIUMS MAY BE  
19 PAID AND WHICH IS CONDUCTED BY AN ASSOCIATION OR GOVERNMENTAL  
20 ENTITY.

21 (24) "FERAL SWINE" MEANS SWINE WHICH HAVE LIVED THEIR LIFE  
22 OR ANY PART OF THEIR LIFE AS FREE ROAMING OR NOT UNDER THE HUS-  
23 BANDRY OF HUMANS.

24 Sec. 4. ~~-(1)-~~ "Federally approved stockyard" means ~~a yarding~~  
25 ~~facility or collection point where livestock are assembled for~~  
26 ~~redistribution that meets specific requirements and is approved~~  
27 ~~by the United States department of agriculture for that purpose.~~

~~(2) "Feeder cattle" means steers, spayed heifers, and~~

~~nongravid heifers under 20 months of age. Feeder cattle does not~~

~~include postparturient heifers. (3) (1) "Feeder pigs" AND~~

"FEEDER SWINE" means swine weighing less than 120 pounds intended  
for feeding purposes.

~~(4) "Feedlot" means premises used only to feed livestock in  
preparation for slaughter.~~

(2) ~~(5)~~ "Flock" means all of the poultry on 1 premises  
~~except that at~~ OR, UPON the discretion of the department, a  
group of poultry that is segregated from ALL other poultry for at  
least 21 days. ~~may be considered a separate flock.~~

~~(6) "Fowl typhoid" means a disease of poultry caused by  
Salmonella gallinarum.~~

~~(7) "Gilt" means any female swine until first litter is  
weaned.~~

(3) ~~(8)~~ "Grade status" means an animal for which no proof  
of registration with an appropriate breed registry is provided.

(4) ~~(9)~~ "Hatchery" means incubators, hatchers, and auxil-  
iary equipment on 1 premises operated and controlled ~~by +~~  
~~person~~ for the PURPOSE OF hatching ~~of~~ poultry.

(5) ~~(10)~~ "Hatching POULTRY eggs" means eggs for use in a  
hatchery to produce young poultry or to produce embryonated  
eggs.

~~(11) "Imported feeder lambs" means lambs imported to this  
state for the purpose of being fed for slaughter.~~

(6) "HERD OR FLOCK OF ORIGIN" MEANS ANY HERD OR FLOCK IN  
WHICH ANIMALS ARE BORN AND REMAIN UNTIL MOVEMENT OR ANY HERD OR

1 FLOCK WHICH ANIMALS REMAIN FOR AT LEAST 30 DAYS IMMEDIATELY  
2 FOLLOWING DIRECT MOVEMENT INTO THE HERD OR FLOCK FROM ANOTHER  
3 HERD OR FLOCK.

4 (7) "INFECTIOUS DISEASE" MEANS AN INFECTION OR DISEASE DUE  
5 TO THE INVASION OF THE BODY BY PATHOGENIC ORGANISMS.

6 (8) "ISOLATED" MEANS THE PHYSICAL SEPARATION OF ANIMALS BY A  
7 PHYSICAL BARRIER IN SUCH A MANNER THAT OTHER ANIMALS DO NOT HAVE  
8 ACCESS TO THE ISOLATED ANIMALS' BODY, EXCREMENT, OR DISCHARGES,  
9 NOT ALLOWING THE ISOLATED ANIMALS TO SHARE A BUILDING WITH A  
10 COMMON VENTILATION SYSTEM WITH OTHER ANIMALS, AND NOT ALLOWING  
11 THE ISOLATED ANIMALS TO BE WITHIN 10 FEET OF OTHER ANIMALS IF NOT  
12 SHARING A BUILDING WITH A COMMON VENTILATION SYSTEM. ISOLATED  
13 ANIMALS HAVE A SEPARATE NONCOMMON FEED AND WATER SYSTEM FROM  
14 OTHER ANIMALS.

15 Sec. 5. (1) "Law enforcement agent" means an officer of the  
16 department of state police or of a law enforcement agency of a  
17 county, township, city, or village who is responsible for the  
18 prevention and detection of crime and enforcement of the criminal  
19 laws of this state.

20 (2) "Livestock" means THOSE SPECIES OF animals used for  
21 human food and fiber or THOSE SPECIES OF animals used for service  
22 to ~~man~~ HUMANS. Livestock includes, but ~~it~~ IS not limited  
23 to, cattle, ~~swine~~, sheep, ~~llamas~~, NEW WORLD CAMELIDS, goats,  
24 bison, CAPTIVE CERVIDAE, RATITES, SWINE, equine, poultry,  
25 AQUACULTURE PRODUCTS, and rabbits. Livestock does not include  
26 ~~companion animals such as~~ dogs and cats.



1 (3) "Livestock auction market" means a livestock market  
2 where livestock ~~are~~ IS accepted on consignment and the auction  
3 method is used in the marketing of consigned livestock as defined  
4 in Act No. 284 of the Public Acts of 1937, being sections 287.121  
5 to 287.131 of the Michigan Compiled Laws.

6 (4) "Mycoplasma gallisepticum" or "MG" means a disease of  
7 poultry caused by Mycoplasma gallisepticum.

8 (5) "Mycoplasma gallisepticum (MG) clean flock" means a  
9 flock that receives and maintains this status by fulfilling the  
10 requirements prescribed in the ~~NPIP~~ NATIONAL POULTRY IMPROVE-  
11 MENT PLAN.

12 (6) "Mycoplasma meleagridis" or "MM" means a disease of  
13 poultry caused by Mycoplasma meleagridis.

14 (7) "Mycoplasma meleagridis (MM) clean flock" means a flock  
15 that receives and maintains this status by fulfilling the  
16 requirements prescribed in the ~~NPIP~~ NATIONAL POULTRY IMPROVE-  
17 MENT PLAN.

18 (8) "Mycoplasma synoviae" or "MS" means a disease of poultry  
19 caused by Mycoplasma synoviae.

20 (9) "Mycoplasma synoviae (MS) clean flock" means a flock  
21 that receives and maintains this status by fulfilling the  
22 requirements prescribed in the ~~NPIP~~ NATIONAL POULTRY IMPROVE-  
23 MENT PLAN.

24 (10) "National poultry improvement plan" ~~or "NPIP"~~ means a  
25 plan for the control or eradication of certain poultry diseases  
26 which is published in title 9, chapter 1, subchapter F, parts  
27 145, 147, of the code of federal regulations.

1 (11) "Native" means born and raised in this state, or  
2 legally imported into the state and having completed the quaran-  
3 tine requirements prescribed by the director, and having been  
4 maintained in the state for at least 45 days.

5 (12) "Neutered" means sterilization by 1 of the following  
6 methods only:

- 7 (a) Chemical.  
8 (b) Castration.  
9 (c) Clamping.  
10 (d) Banding.  
11 (e) Spaying.

12 (13) "NEW WORLD CAMELIDS" MEANS ANIMALS BELONGING TO THE  
13 GENUS LLAMA AND VICUNA OF THE FAMILY CAMELIDAE OF THE ORDER  
14 ARTIODACTYLA INCLUDING, BUT NOT LIMITED TO, THE LLAMA, ALPACA,  
15 VICUNA, AND GUANACO.

16 Sec. 6. (1) "Official calfhood vaccinate" means female  
17 cattle that are vaccinated by an accredited veterinarian with a  
18 United States department of agriculture approved brucella abortus  
19 vaccine in accordance with procedures and at an age approved by  
20 the director.

21 (2) ~~"Official certificate of record for sale" or "AH 275"~~  
22 ~~means a certificate issued by the director that certifies that~~  
23 ~~the health status of the individual animal identified on the cer-~~  
24 ~~tificate meets the requirements of this act, and that the indi-~~  
25 ~~vidual animal may be moved or sold to another person in this~~  
26 ~~state. The certificate shall be valid for a period of time, as~~  
27 ~~determined by the director.~~ "OFFICIAL IDENTIFICATION" MEANS AN

1 IDENTIFICATION EAR TAG OR EAR TATTOO OR OTHER IDENTIFICATION  
2 APPROVED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE OR THE  
3 DEPARTMENT.

4 ~~(3) "Official ear tag" means an identification tag approved~~  
5 ~~by the United States department of agriculture or the~~  
6 ~~department.~~

7 (3) ~~(4)~~ "Official interstate health certificate" or  
8 "official interstate certificate of veterinary inspection" means  
9 a printed form adopted by any state that ~~records~~ DOCUMENTS the  
10 information required under section 20 and that is issued FOR ANI-  
11 MALS BEING IMPORTED TO OR EXPORTED FROM THIS STATE within 30 days  
12 before THE importation OR EXPORTATION of the ~~livestock~~ ANIMALS  
13 it describes. A photocopy of an official interstate health cer-  
14 tificate or an official interstate certificate of veterinary  
15 inspection is an official copy if certified as a true copy by the  
16 issuing veterinarian or a livestock health official of the state  
17 of origin.

18 (4) ~~(5)~~ "Official test" means a sample of specific mate-  
19 rial collected from an animal by an accredited veterinarian,  
20 EXCEPT UNDER SPECIAL PERMISSION OF THE DIRECTOR, and analyzed by  
21 a laboratory certified by the United States department of agri-  
22 culture or the department to conduct the test, or a diagnostic  
23 injection administered and analyzed by an accredited  
24 veterinarian. An official test shall be conducted only by an  
25 accredited veterinarian except under special permission by the  
26 director.

1 (5) ~~-(6)-~~ "Official vaccination" means a vaccination that  
2 the director has designated as reportable. An official  
3 vaccination shall be administered by an accredited veterinarian  
4 and ~~-reported-~~ DOCUMENTED on a form supplied by the department.

5 (6) "ORIGINATE" REFERS TO DIRECT MOVEMENT OF ANIMALS FROM A  
6 HERD OR FLOCK OF ORIGIN.

7 (7) "Over 19 months of age" means cattle that have the first  
8 pair of permanent incisor teeth visibly present unless the owner  
9 can document the exact age. Parturient or postparturient  
10 heifers, regardless of their age, ~~-shall be-~~ ARE considered over  
11 19 months of age.

12 (8) "Person" means an individual, partnership, corporation,  
13 cooperative, association, joint venture, or other legal entity,  
14 including, but not limited to, contractual relationships.

15 (9) "Poultry" means BUT IS NOT LIMITED TO chickens, guinea  
16 fowl, turkeys, waterfowl, pigeons, doves, PEA FOWL, and game birds  
17 that are propagated and maintained under the ~~-control of a~~  
18 ~~person-~~ HUSBANDRY OF HUMANS.

19 ~~-(10)- "Preapproved interstate health certificate" or~~  
20 ~~"preapproved interstate certificate of veterinary inspection"~~  
21 ~~means an official certificate attesting to the health of the~~  
22 ~~livestock that bears the endorsement of approval of the chief~~  
23 ~~animal health official of the state of origin prior to the ship-~~  
24 ~~ment of the livestock.-~~

25 (10) ~~-(11)-~~ "Prior entry permit" means a ~~-number-~~ CODE that  
26 is obtained from the department for specific species of livestock  
27 imported into the state that is recorded on the official

1 interstate health certificate or official interstate certificate  
2 of veterinary inspection.

3 ~~(12) "Pullorum" means a disease of poultry caused by salmo-~~  
4 ~~nella pullorum.~~

5 (11) "PULLORUM-TYPHOID" MEANS A DISEASE OF POULTRY CAUSED BY  
6 BOTH SALMONELLA PULLORUM AND SALMONELLA GALLINARUM.

7 (12) ~~(13)~~ "pullorum-typhoid clean flock" means a flock  
8 that receives and maintains this status by fulfilling the  
9 requirements prescribed in the ~~NPIP~~ NATIONAL POULTRY IMPROVE-  
10 MENT PLAN.

11 (13) "QUARANTINE" MEANS ENFORCED RESTRICTION OF A PREMISES  
12 OR ISOLATION AND RESTRICTION OF FREE MOVEMENT IMPOSED ON AN  
13 ANIMAL.

14 (14) "RATITE" MEANS FLIGHTLESS BIRDS HAVING A FLAT BREAST-  
15 BONE WITHOUT THE KEELLIKE PROMINENCE CHARACTERISTIC OF MOST  
16 FLYING BIRDS. RATITES INCLUDE, BUT ARE NOT LIMITED TO, CASSO-  
17 WARIES, KIWIS, OSTRICHES, EMUS, AND RHEAS.

18 (15) ~~(14)~~ "Reasonable assistance" means safely and com-  
19 fortably controlling an animal by corralling, stabling, kennel-  
20 ing, holding, tying, CHEMICALLY RESTRAINING, or confining by  
21 halter or leash or crowding the animal in a safe and sensible  
22 manner so an examination or testing procedure considered neces-  
23 sary by the director can be performed.

24 (16) ~~(15)~~ "Reportable disease" means ~~a~~ AN ANIMAL disease  
25 ~~in animals in this state~~ ON THE CURRENT REPORTABLE ANIMAL DIS-  
26 EASE LIST MAINTAINED BY THE STATE VETERINARIAN that poses a

1 serious threat to the livestock industry, public health, or human  
2 food chain.

3 ~~(16) "Slaughter swine" means swine consigned for slaughter~~  
4 ~~purposes only.~~

5 (17) "SLAUGHTER FACILITY PREMISES" MEANS ALL FACILITIES,  
6 BUILDINGS, STRUCTURES, INCLUDING ALL IMMEDIATE GROUNDS WHERE  
7 SLAUGHTERING OCCURS UNDER FEDERAL OR STATE INSPECTION, OR OTHER-  
8 WISE AUTHORIZED BY THE DIRECTOR.

9 (18) ~~(17)~~ "Sow" means any female swine that has ~~weaned~~  
10 FARROWED OR GIVEN BIRTH TO OR ABORTED 1 litter or more.

11 (19) ~~(18)~~ "State veterinarian" means the chief animal  
12 health official of the state as appointed by the director under  
13 section 7, OR HIS OR HER AUTHORIZED REPRESENTATIVE.

14 ~~(19) "Swine finishing facility" means a facility approved~~  
15 ~~by the director that is used only for swine weighing +20 pounds~~  
16 ~~or more at the time of their entry.~~

17 (20) "SWINE" MEANS ANY OF THE UNGULATE MAMMALS OF THE FAMILY  
18 SUIDAE.

19 (21) ~~(20)~~ "Toxic substance" means ~~any substance~~ A NATU-  
20 RAL OR SYNTHETIC CHEMICAL in concentrations which alone or in  
21 combination WITH OTHER NATURAL OR SYNTHETIC CHEMICALS presents a  
22 ~~significant~~ threat to the health, safety, or welfare to human  
23 or animal life or which has the capacity to produce injury or  
24 illness through ingestion, inhalation, or absorption through the  
25 body surface.

26 (22) "TOXICOLOGICAL DISEASE" MEANS ANY CONDITION CAUSED BY  
27 OR RELATED TO A TOXIC SUBSTANCE.

1 (23) ~~(21)~~ "U.S. registered shield" means a tattoo

2 authorized and approved by the United States department of agri-  
3 culture for use by an accredited veterinarian to designate cattle  
4 that have been vaccinated for brucellosis.

5 (24) ~~(22)~~ "Veterinarian" means a person licensed to prac-

6 tice veterinary medicine under article 15 of the public health  
7 code, Act No. 368 of the Public Acts of 1978, being sections  
8 333.16101 to 333.18838 of the Michigan Compiled Laws, or under a  
9 state or federal law applicable to that person.

10 (25) ~~(23)~~ "Veterinary biological" means ~~a product of bio-~~

11 ~~logical origin used in the diagnosis, prevention, or treatment of~~  
12 ~~animal disease, including, but not limited to, serums, vaccines,~~  
13 ~~antitoxins, bacterins, and antigens~~ ALL VIRUSES, SERUMS, TOXINS,  
14 AND ANALOGUOUS PRODUCTS OF NATURAL OR SYNTHETIC ORIGIN, OR PROD-  
15 UCTS PREPARED FROM ANY TYPE OF GENETIC ENGINEERING, SUCH AS DIAG-  
16 NOSTICS, ANTITOXINS, VACCINES, LIVE MICROORGANISMS, KILLED MICRO-  
17 ORGANISMS, AND THE ANTIGENIC OR IMMUNIZING COMPONENTS OF MICROOR-  
18 GANISMS INTENDED FOR USE IN THE DIAGNOSIS, TREATMENT, OR PREVEN-  
19 TION OF DISEASES IN ANIMALS.

20 (26) ~~(24)~~ "Wild animal" means ~~those animals that are not~~

21 ~~traditionally domestic to North America or any cross of those~~  
22 ~~animals not traditionally domestic to North America~~ ANY NONDO-  
23 MESTICATED ANIMAL OR ANY CROSS OF A NONDOMESTICATED ANIMAL.

24 Sec. 7. (1) The director shall appoint ~~a~~ AN INDIVIDUAL AS

25 state veterinarian who shall be the chief animal health official  
26 of the state. The appointment shall be made in accordance with  
27 the rules of the state civil service commission. The individual

1 appointed as state veterinarian shall maintain a current license  
2 to practice veterinary medicine in this state and be federally  
3 accredited in this state by the United States department of  
4 agriculture. The state veterinarian shall be skilled in the  
5 diagnosis, treatment, and control of infectious, contagious, and  
6 toxicological diseases of livestock. The state veterinarian  
7 shall also be knowledgeable of state and federal laws as they  
8 relate to the intrastate, interstate, and international movement  
9 of animals.

10 (2) Office facilities and laboratory services for the inves-  
11 tigation of infectious, contagious, or toxicological diseases of  
12 animals shall be made available for the state veterinarian's  
13 use.

14 Sec. 8. (1) Under the direction of the director, the state  
15 veterinarian shall do all of the following:

16 (a) Develop and enforce policy and supervise activities to  
17 carry out this act and other state and federal laws, rules, and  
18 regulations that pertain to the health and welfare of animals in  
19 this state.

20 (b) Promulgate rules under the administrative procedures act  
21 of 1969, Act No. 306 of the Public Acts of 1969, being sections  
22 24.201 to 24.328 of the Michigan Compiled Laws, for the use of  
23 ~~livestock and other animal vaccines and certain biologics~~  
24 VETERINARY BIOLOGICALS including diagnostic biological agents.  
25 The state veterinarian may require that the importation and use  
26 of ~~specific vaccines~~ VETERINARY BIOLOGICALS or biological  
27 agents be reported to the department.



(c) ~~The state veterinarian shall maintain~~ MAINTAIN a list of reportable ANIMAL diseases. The state veterinarian shall review and update the list annually and more often if necessary.

(D) MAINTAIN A LIST OF VETERINARY BIOLOGICALS WHOSE SALE, DISTRIBUTION, USE, OR ADMINISTRATION BY ANY PERSON SHALL BE REPORTED TO THE DIRECTOR WITHIN 5 WORKING DAYS OF THE SALE, DISTRIBUTION, USE, OR ADMINISTRATION. THE STATE VETERINARIAN SHALL REVIEW AND UPDATE THE LIST ANNUALLY AND MORE OFTEN IF NECESSARY.

(2) Unless otherwise prohibited by law, the state veterinarian may enter upon any premises to enforce this act.

Sec. 9. (1) A person who discovers, suspects, or has reason to believe that an animal is either affected ~~with~~ BY a reportable disease or contaminated with a toxic substance shall immediately report that fact, suspicion, or belief to the director. The director shall take appropriate action to investigate the report. A person possessing an animal affected ~~with~~ BY, or suspected of being affected ~~with~~ BY, a reportable disease or contaminated with a toxic substance shall allow the director to examine the animal or collect diagnostic specimens. The director may enter premises where ANIMALS, animal products, or animal feeds are suspected of being contaminated with an infectious ~~OR~~ contagious DISEASE, or a disease caused by a toxic substance and seize or impound the animal products or feed located on the premises. The director may withhold a certain amount for the purpose of controlled research and ~~experimentation~~ TESTING. A person who knowingly possesses OR HARBORS affected or suspected animals shall not expose other animals to the affected or

1 suspected animals or otherwise move the affected or suspected  
2 animals except with permission from the director.

3 (2) A person owning animals shall provide reasonable assist-  
4 ance to the director during the examination and necessary testing  
5 procedures.

6 (3) The director may call upon a law enforcement agency to  
7 assist in carrying out the director's orders.

8 (4) A person shall not remove or alter the identification of  
9 an animal for the purpose of misrepresentation of the animal's  
10 identity or the ownership of the animal. A person shall not make  
11 misrepresentations concerning the animal's health status to a  
12 potential buyer.

13 Sec. 11. If the director considers it a benefit to the  
14 health or condition of the livestock industry of this state, the  
15 director may enter into agreements with the secretary of agricul-  
16 ture of the United States department of agriculture, ~~or~~ the  
17 secretary's authorized representative, OR ANY OTHER PERSON to  
18 protect OR ENHANCE THE GROWTH OF the livestock industry or the  
19 human food chain of this state.

20 Sec. 12. (1) The director may declare a quarantine on ani-  
21 mals OR PREMISES in any district or region of this state for the  
22 purpose of controlling or preventing the spread of ~~an~~ A KNOWN  
23 OR SUSPECTED infectious, contagious, or toxicological disease.

24 (2) A person shall not move animals that are under quaran-  
25 tine without permission from the director.

26 (3) A person shall not allow animals under quarantine to  
27 mingle or have contact with animals not under quarantine without

1 permission by the director. ~~The director may prescribe~~  
 2 ~~procedures for the identification, inventory, separation, mode of~~  
 3 ~~handling, treatment, feeding, and caring for the quarantined ani-~~  
 4 ~~mals to prevent the quarantined animals from infecting nonquaran-~~  
 5 ~~tined animals.~~

6 (4) A person shall not import into this state an animal from  
 7 another state or jurisdiction if that animal is under quarantine  
 8 by the other state or jurisdiction unless that person obtains  
 9 prior permission from the director.

10 (5) THE DIRECTOR MAY PRESCRIBE PROCEDURES FOR THE IDENTIFI-  
 11 CATION, INVENTORY, SEPARATION, MODE OF HANDLING, TREATMENT, FEED-  
 12 ING, AND CARING FOR THE QUARANTINED ANIMALS TO PREVENT THE QUAR-  
 13 ANTINED ANIMALS FROM INFECTING OR EXPOSING NONQUARANTINED ANIMALS  
 14 TO INFECTIOUS, CONTAGIOUS, OR TOXICOLOGICAL DISEASES.

15 (6) THE DIRECTOR MAY PRESCRIBE PROCEDURES REQUIRED BEFORE AN  
 16 ANIMAL AND PREMISES ARE RELEASED FROM QUARANTINE.

17 (7) ~~-(2)-~~ An animal found running at large in violation of  
 18 this quarantine may be killed by a law enforcement agent. The  
 19 director may ask for the cooperation of a law enforcement agency  
 20 to enforce the provisions of this quarantine. ~~An~~ A LAW  
 21 ENFORCEMENT agent killing an animal due to a quarantine under  
 22 this section is not subject to liability for the animal.

23 Sec. 13. The director may designate the status of certain  
 24 herds, ~~or~~ flocks, OR STOCKS as being CLEAN OR free of a spe-  
 25 cific disease when the herd, ~~or~~ flock, OR STOCK has met the  
 26 requirements for that status as approved by the director.

1       Sec. 14. (1) If it is determined by the director that the  
2 control or eradication of a disease or condition of livestock  
3 warrants the slaughter, destruction, or other disposition of the  
4 livestock, the director shall order the slaughter, destruction,  
5 or other disposition of the livestock. If the director has  
6 signed an order for the slaughter, destruction, or other disposi-  
7 tion of livestock, the director shall notify the attorney general  
8 of the order. The attorney general shall notify the house and  
9 senate appropriations committees and the department of management  
10 and budget on the issue of indemnity under this section. The  
11 director may approve facilities for the orderly disposal of ani-  
12 mals, animal products, and animal feeds for the purpose of con-  
13 trolling or preventing the spread of an infectious, contagious,  
14 or toxicological disease. The director may select a site OR  
15 METHOD for the disposal with the advice of the director of the  
16 department of natural resources.

17       (2) The director may, under rules promulgated by the depart-  
18 ment, allow indemnification for the slaughter, destruction, or  
19 other disposition of animals due to livestock diseases or toxico-  
20 logical contamination. If the director has signed an order for  
21 the slaughter, destruction, or other disposition of livestock,  
22 the owner may apply for indemnification. All animals shall be  
23 treated as grade status animals for purposes of indemnification.  
24 The director shall appraise and inventory the condemned  
25 livestock. The appraisals and inventories shall be on forms  
26 approved by the director. The director shall use state  
27 agricultural statistical service pricing information to determine

1 the value of condemned livestock. If state agricultural  
2 statistical service pricing information is not available, the  
3 director shall use agricultural pricing information from commer-  
4 cial livestock auction markets and other livestock market infor-  
5 mation as determined by the director to determine the value of  
6 condemned livestock. Indemnification shall be based upon 75% of  
7 the fair market value of that type of livestock on the date of  
8 the appraisal as if the livestock was grade status and marketable  
9 for the purpose for which the livestock was intended, not to  
10 exceed \$1,000.00 for each animal, less any compensation received,  
11 or to be received, from any other source including, but not  
12 limited to, indemnification by the United States department of  
13 agriculture, insurance, ~~or~~ salvage value, OR ANY MONETARY VALUE  
14 OBTAINED TO ENCOURAGE DISPOSAL OF INFECTED OR EXPOSED LIVESTOCK  
15 IN ACCORDANCE WITH A DISEASE CONTROL OR ERADICATION PROGRAM. The  
16 owner shall furnish to the department all records indicating  
17 other sources of indemnity. An affidavit signed by the owner  
18 attesting to the amount of compensation for the livestock  
19 received or to be received from any other source shall accompany  
20 the appraisal certificate prior to indemnification under this  
21 section.

22 (3) Indemnification pursuant to this section shall be  
23 subject to annual appropriations by the legislature and shall not  
24 be paid from department funds. Any agreement entered into  
25 between the department and an owner of livestock shall contain a  
26 provision indicating that, notwithstanding the terms of the

1 agreement, indemnification shall be subject to appropriations by  
2 the legislature.

3       (4) Acceptance of indemnification under this section does  
4 not enlarge or diminish the owner's civil remedy against a person  
5 responsible for the owner's loss except that acceptance of the  
6 indemnity constitutes a release of the claim of the owner against  
7 the state.

8       (5) The right to indemnity from the state for animals con-  
9 demned and ordered slaughtered, destroyed, or otherwise disposed  
10 of by the director applies only to native livestock.

11 INDEMNIFICATION SHALL NOT APPLY TO LIVESTOCK DETERMINED TO BE  
12 IMPORTED WITHOUT MEETING IMPORT REQUIREMENTS SUCH AS OFFICIAL  
13 INTERSTATE HEALTH CERTIFICATE OR OFFICIAL INTERSTATE CERTIFICATE  
14 OF VETERINARY INSPECTION, REQUIRED TESTING, AND REQUIRED  
15 VACCINATION. An owner is not entitled to indemnity from the state  
16 for an animal that comes into the possession of the owner with  
17 the owner's knowledge that the animal is diseased or is suspected  
18 of having been exposed to an infectious, contagious, or toxico-  
19 logical disease. In addition, the director shall not indemnify  
20 an owner for animals that have been exposed to an animal that  
21 comes in to the possession of the owner with the owner's knowl-  
22 edge that the animal is diseased or is suspected of having been  
23 exposed to an infectious, contagious, or toxicological disease.

24       (6) A premises that has been depopulated shall be cleaned  
25 and disinfected ~~if~~ AS prescribed by the director.

1 (7) Repopulation of the premises, except as approved by the  
2 director, shall not confer eligibility for future indemnity under  
3 this section.

4 (8) The department may cooperate and coordinate with the  
5 secretary of the United States department of agriculture or the  
6 secretary's authorized representative OR OTHER GOVERNMENTAL  
7 DEPARTMENTS OR AGENCIES regarding indemnification under this  
8 section.

9 Sec. 16. (1) ~~Cattle~~ LIVESTOCK ordered to be slaughtered,  
10 destroyed, or otherwise disposed of by the director because of  
11 tuberculosis shall be branded on the left jaw with a letter "T"  
12 not less than 2 inches high, and a tag designated as a reactor  
13 tag by the director shall be placed in the left ear. The direc-  
14 tor may refrain from the branding and identification if  
15 ~~complete~~ slaughter, destruction, or other disposition of the  
16 ENTIRE herd is under the director's direct control.

17 (2) ~~Cattle~~ LIVESTOCK ordered to be slaughtered, destroyed,  
18 or otherwise disposed of by the director because of brucellosis  
19 shall be branded on the left jaw with a letter "B" not less than  
20 2 inches high, and a tag designated as a reactor tag by the  
21 director shall be placed in the left ear. An exposed animal in a  
22 brucellosis infected or quarantined herd shall be branded on the  
23 left jaw with a letter "S" not less than 2 inches high before a  
24 permit ~~is~~ SHALL BE issued to slaughter, destroy, or otherwise  
25 dispose of the animal for slaughter. The director may refrain  
26 from the branding and identification if complete slaughter,

1 destruction, or other disposition of the herd is under the  
2 director's direct control.

3 (3) Livestock ordered slaughtered, destroyed, or otherwise  
4 disposed of for infectious, contagious, or toxicological diseases  
5 other than tuberculosis or brucellosis shall be identified and  
6 slaughtered, destroyed, or otherwise disposed of in a manner  
7 approved by the director.

8 Sec. 19. (1) Livestock, EXCEPT FOR AQUACULTURE PRODUCTS,  
9 imported into this state shall be accompanied by ~~an official~~  
10 ~~interstate health certificate, an official interstate certificate~~  
11 ~~of veterinary inspection, permission issued by the director or,~~  
12 ~~if consigned directly to slaughter or to a specifically approved~~  
13 ~~stockyard for receiving cattle and bison other than brucellosis~~  
14 ~~reactor, brucellosis suspect, and brucellosis exposed cattle or~~  
15 ~~bison pursuant to title 9 of the code of federal regulations, by~~  
16 ~~an owner shipper statement or sales invoice~~ 1 OF THE FOLLOWING:

17 (A) AN OFFICIAL INTERSTATE HEALTH CERTIFICATE.

18 (B) AN OFFICIAL INTERSTATE CERTIFICATE OF VETERINARY  
19 INSPECTION.

20 (C) AN OWNER-SHIPPER STATEMENT OR SALES INVOICE IF CONSIGNED  
21 DIRECTLY TO SLAUGHTER, OR IF NONNATIVE NEUTERED CATTLE IMPORTED  
22 DIRECTLY TO A CATTLE IMPORTATION LOT.

23 (D) A "REPORT OF SALES OF HATCHING EGGS, CHICKS, AND POULTS"  
24 (VS FORM 9-3) FOR PARTICIPANTS IN THE NATIONAL POULTRY IMPROVE-  
25 MENT PLAN.

26 (E) A "PERMIT FOR MOVEMENT OF RESTRICTED ANIMALS" (VS FORM  
27 1-27), IF PRIOR APPROVAL IS GRANTED BY THE DIRECTOR.



1 (F) PERMISSION ISSUED BY THE DIRECTOR.

2 (2) BRUCELLOSIS OR TUBERCULOSIS OFFICIALLY CLASSIFIED SUS-  
3 PECT OR REACTOR CATTLE SHALL NOT BE IMPORTED INTO THIS STATE.

4 (3) The director may require that a prior entry permit be  
5 obtained for certain classifications of livestock. ~~If the~~  
6 ~~director determines that a prior entry permit is required, the~~  
7 ~~person importing or transporting the livestock into the state~~  
8 ~~shall obtain the prior entry permit.~~ IT SHALL BE THE RESPONSI-  
9 BILITY OF THE CONSIGNEE OR DEALER LICENSED PURSUANT TO ACT

10 NO. 284 OF THE PUBLIC ACTS OF 1937, BEING SECTIONS 287.121 TO  
11 287.131 OF THE MICHIGAN COMPILED LAWS, TO ENSURE THE REQUIREMENTS  
12 FOR OFFICIAL INTERSTATE HEALTH CERTIFICATE, OFFICIAL INTERSTATE  
13 CERTIFICATE OF VETERINARY INSPECTION, OWNER-SHIPPER STATEMENT,  
14 SALES INVOICE, "REPORT OF SALES OF HATCHING EGGS, CHICKS, AND  
15 POULTS" (VS FORM 9-3), "PERMIT FOR MOVEMENT OF RESTRICTED  
16 ANIMALS" (VS FORM 1-27), OR PRIOR ENTRY PERMIT HAVE BEEN FUL-  
17 FILLED AND A TRUE COPY IS PROVIDED TO THE DIRECTOR UPON REQUEST.

18 (4) Livestock shall not be diverted to premises other than  
19 the destination site named on the official interstate health cer-  
20 tificate, OFFICIAL INTERSTATE CERTIFICATE OF VETERINARY  
21 INSPECTION, owner-shipper statement, ~~or~~ sale invoice, VS FORM  
22 9-3, OR VS FORM 1-27.

23 (5) OUT-OF-STATE LIVESTOCK FOR EXHIBITION SHALL MEET THE  
24 REQUIREMENTS PRESCRIBED BY THIS ACT FOR IMPORTATION OF BREEDING  
25 ANIMALS OF THAT SPECIES AND SHALL BE ACCOMPANIED BY A COPY OF AN  
26 OFFICIAL INTERSTATE HEALTH CERTIFICATE OR AN OFFICIAL INTERSTATE

1 CERTIFICATE OF VETERINARY INSPECTION ISSUED BY AN ACCREDITED  
2 VETERINARIAN FROM THE STATE OF ORIGIN.

3 (6) ~~(2)~~ The director may refuse entry into this state ~~to~~  
4 OF livestock that the director has reason to believe may pose a  
5 threat to the PUBLIC HEALTH OR health of ~~native~~ livestock.  
6 Livestock imported into this state shall not originate from a  
7 herd under quarantine unless accompanied by permission issued by  
8 the director. The director may waive specific requirements if it  
9 is determined that livestock imported from a certain area or  
10 state are not a threat to the PUBLIC HEALTH OR health of ~~native~~  
11 livestock.

12 Sec. 20. (1) An official interstate health certificate or  
13 official interstate certificate of veterinary inspection shall be  
14 prepared and signed by an accredited veterinarian in the state of  
15 origin FOR ANIMALS REQUIRING SUCH A CERTIFICATE AND BEING  
16 IMPORTED INTO THIS STATE. ~~An approved copy of the official~~  
17 ~~interstate health certificate or official interstate certificate~~  
18 ~~of veterinary inspection shall be forwarded to the state veteri-~~  
19 ~~narian within 10 days after the date of issuance.~~ An official  
20 interstate health certificate or official INTERSTATE certificate  
21 of veterinary inspection FOR ANIMALS BEING IMPORTED TO OR  
22 EXPORTED FROM THIS STATE shall include all of the following:

23 (a) The complete names and addresses of the consignor and  
24 consignee and the destination address if different from the con-  
25 signee address.

26 (b) A description of the ~~livestock~~ ANIMALS by breed, sex,  
27 and age, and a signed certification by the consignor that the

1 animals in the shipment are those described on the certificate.  
 2 The director may require that certain classifications of  
 3 ~~livestock~~ ANIMALS be individually OFFICIALLY identified by ear  
 4 tag, tattoo, brand, or registration number.

5 (c) The date of examination of the ~~livestock~~ ANIMALS by  
 6 the accredited veterinarian preparing the certificate.

7 (d) The intended use of the livestock, including use for  
 8 dairy, breeding, feeding or grazing, or immediate slaughter.

9 (e) The health status of the ~~livestock~~ ANIMALS by record-  
 10 ing the results of the required tests, required vaccinations, and  
 11 any other data concerning the health of the ~~livestock~~ ANIMALS  
 12 including herd or state disease-free status. The accredited vet-  
 13 erinarian preparing the certificate shall certify that the  
 14 ~~livestock~~ ANIMALS are free from clinical signs of infectious,  
 15 contagious, or toxicological diseases.

16 (f) The ~~number of the~~ prior entry permit issued by the  
 17 director, if a prior entry permit is required.

18 (2) A COPY OF THE OFFICIAL INTERSTATE HEALTH CERTIFICATE OR  
 19 OFFICIAL INTERSTATE CERTIFICATE OF VETERINARY INSPECTION FOR  
 20 LIVESTOCK BEING EXPORTED FROM THIS STATE SHALL BE FORWARDED BY  
 21 THE ISSUING ACCREDITED VETERINARIAN TO THE STATE VETERINARIAN  
 22 WITHIN 10 WORKING DAYS AFTER THE DATE OF ISSUANCE.

23 (3) ~~(2)~~ Livestock ~~imported~~ DELIVERED directly to a  
 24 slaughter plant shall be slaughtered within 5 days except for  
 25 swine which ~~must~~ SHALL be slaughtered within 48 hours.  
 26 Livestock for slaughter imported to a livestock auction market as  
 27 defined in Act No. 284 of the Public Acts of 1937, being sections

1 287.121 to 287.131 of the Michigan Compiled Laws, shall be  
2 slaughtered within 10 days.

3       Sec. 22. (1) ~~If an animal is imported without required~~  
4 ~~tests, the director may require that the required tests be per-~~  
5 ~~formed or that the animal be returned to the state of origin~~  
6 ~~within 10 days. If the official test result or proof of shipment~~  
7 ~~of the animal back to the state of origin has not been received~~  
8 ~~within 15 days of notification, the director may order that the~~  
9 ~~required tests be performed by a department veterinarian, at the~~  
10 ~~importer's expense.~~ IF AN ANIMAL IS IMPORTED INTO THIS STATE  
11 WITHOUT THE REQUIRED OFFICIAL TESTS OR DOCUMENTS REQUIRED IN SEC-  
12 TION 19, THE DIRECTOR MAY DO ANY OR ALL OF THE FOLLOWING:

13       (A) QUARANTINE THE ANIMAL.

14       (B) REQUIRE THAT THE REQUIRED TESTS OR DOCUMENTS BE PER-  
15 FORMED OR OBTAINED AT THE OWNER'S EXPENSE.

16       (C) REQUIRE THE ANIMAL BE RETURNED TO THE STATE OF ORIGIN  
17 WITHIN 10 DAYS AFTER SUCH NOTIFICATION.

18       (2) IF THE OFFICIAL TEST RESULT OR PROOF OF SHIPMENT OF THE  
19 ANIMAL BACK TO THE STATE OF ORIGIN HAS NOT BEEN RECEIVED WITHIN  
20 15 DAYS AFTER NOTIFICATION, THE DIRECTOR MAY ORDER THAT THE  
21 REQUIRED TESTS BE PERFORMED BY A DEPARTMENT VETERINARIAN, AT THE  
22 OWNER'S OR IMPORTER'S EXPENSE.

23       Sec. 23. (1) Except as exempted in section 24, cattle  
24 entering ~~the~~ THIS state shall meet 1 or more of the following  
25 requirements:

26       (a) Originate directly from an accredited BOVINE  
27 tuberculosis-free state as defined in title 9 of the code of

1 federal regulations and the uniform methods and rules for bovine  
2 tuberculosis eradication approved by veterinary services of the  
3 animal and plant health inspection service of the United States  
4 department of agriculture which became effective on ~~March 31,~~  
5 ~~1988~~ FEBRUARY 3, 1989, and all amendments thereafter adopted  
6 pursuant to rules promulgated by the director.

7 (b) Originate directly from an accredited BOVINE  
8 tuberculosis-free herd as defined in title 9 of the code of fed-  
9 eral regulations and the uniform methods and rules for bovine  
10 tuberculosis eradication approved by veterinary services of the  
11 animal and plant health inspection service of the United States  
12 department of agriculture which became effective on ~~March 31,~~  
13 ~~1988~~ FEBRUARY 3, 1989, and all amendments thereafter adopted  
14 pursuant to rules promulgated by the director.

15 (c) Have a negative tuberculosis test within 60 days before  
16 importation.

17 (2) Female cattle over 19 months of age and bulls over 6  
18 months of age shall test negative to an official brucellosis test  
19 within 30 days before importation or originate directly from a  
20 certified brucellosis-free herd OR ORIGINATE DIRECTLY FROM A  
21 STATE WHICH HAS MAINTAINED, FOR THE PREVIOUS 6 CONSECUTIVE YEARS  
22 PRIOR TO IMPORTATION, CERTIFIED BRUCELLOSIS CLASS FREE STATE  
23 STATUS as defined in title 9 of the code of federal regulations  
24 and the uniform methods and rules for brucellosis eradication  
25 approved by veterinary services of the animal and plant health  
26 inspection service of the United States department of agriculture  
27 which became effective on July 1, 1986, and all amendments

1 thereafter adopted pursuant to rules promulgated by the  
2 director.

3 (3) Female cattle over 4 months of age shall be officially  
4 calf-hood vaccinated against brucellosis and the vaccination  
5 tattoo shall be visibly present UNLESS ORIGINATING DIRECTLY FROM  
6 A STATE WHICH HAS MAINTAINED, FOR THE PREVIOUS 6 CONSECUTIVE  
7 YEARS PRIOR TO IMPORTATION, CERTIFIED BRUCELLOSIS CLASS FREE  
8 STATE STATUS AS DEFINED IN TITLE 9 OF THE CODE OF FEDERAL REGULA-  
9 TIONS AND THE UNIFORM METHODS AND RULES FOR BRUCELLOSIS ERADICA-  
10 TION APPROVED BY VETERINARY SERVICES OF THE ANIMAL AND PLANT  
11 HEALTH INSPECTION SERVICE OF THE UNITED STATES DEPARTMENT OF  
12 AGRICULTURE WHICH BECAME EFFECTIVE ON JULY 1, 1986, AND ALL  
13 AMENDMENTS THEREAFTER ADOPTED PURSUANT TO RULES PROMULGATED BY  
14 THE DIRECTOR. The vaccination status and vaccination tattoo  
15 shall be recorded on the official interstate health certificate  
16 or official interstate certificate of veterinary inspection. The  
17 vaccination tattoo shall be observed by the accredited veterinar-  
18 ian preparing the certificate and shall be considered legible if  
19 the letter "V", surrounded by a U.S. registered shield, can be  
20 identified:

21 ~~(4) Except as provided in section 24, all cattle shall test~~  
22 ~~negative to an official bluetongue test within 30 days before~~  
23 ~~importation or permission shall be obtained from the director to~~  
24 ~~import the cattle without an official bluetongue test.~~

25 (4) ~~(5) Dairy or breeding~~ ALL cattle shall have a prior  
26 entry permit EXCEPT AS SPECIFICALLY EXEMPTED IN SECTION 24.  
27 Female dairy or breeding cattle over 19 months of age or bulls

1 over 6 months of age imported from states classified brucellosis  
 2 B and C by the United States department of agriculture shall be  
 3 quarantined at the destination. Unless otherwise provided for by  
 4 the director, female cattle over 19 months of age and bulls over  
 5 6 months of age imported from states classified brucellosis B and  
 6 C by the United States department of agriculture, shall test neg-  
 7 ative to an official brucellosis test not sooner than 45 days nor  
 8 more than 120 days after movement to the destination for release  
 9 from quarantine. The dairy or breeding cattle shall not be sold  
 10 or moved from the premises where they are quarantined, without  
 11 permission from the director.

12 Sec. 24. (1) ~~Feeder cattle~~ NONNATIVE CATTLE CAPABLE OF  
 13 REPRODUCTION IMPORTED INTO THIS STATE SHALL BE INDIVIDUALLY  
 14 UNIQUELY IDENTIFIED IN A MANNER APPROVED BY THE DIRECTOR AND  
 15 SHALL HAVE A PRIOR ENTRY PERMIT.

16 (2) NONNATIVE CATTLE CAPABLE OF REPRODUCTION AND NONNATIVE  
 17 NEUTERED CATTLE shall be exempt from the requirements of section  
 18 23 if they ~~are segregated from native dairy or breeding cattle~~  
 19 ~~until slaughtered~~ COMPLY WITH 1 OF THE FOLLOWING:

20 (A) ARE SENT DIRECTLY TO SLAUGHTER.

21 (B) ARE PLACED DIRECTLY IN A CATTLE IMPORTATION LOT.

22 (C) ARE SENT THROUGH A LIVESTOCK AUCTION MARKET DIRECTLY TO  
 23 A CATTLE IMPORTATION LOT WITHOUT COMMINGLING WITH OTHER LIVESTOCK  
 24 IN THE LIVESTOCK AUCTION MARKET.

25 (D) ARE SENT THROUGH A LIVESTOCK AUCTION MARKET DIRECTLY TO  
 26 SLAUGHTER WITHOUT COMMINGLING WITH OTHER LIVESTOCK IN THE  
 27 LIVESTOCK AUCTION MARKET.

1     ~~(2) Feeder heifers shall be identified in a manner approved~~  
2 ~~by the director and shall have a prior entry permit.~~

3     (3) NONNATIVE NEUTERED CATTLE IMPORTED FOR EXHIBITION PUR-  
4 POSES ARE EXEMPT FROM THE REQUIREMENTS OF SECTION 21 PROVIDED  
5 THEY ARE NOT PLACED INTO A CATTLE IMPORTATION LOT.

6     (4) ~~(3)~~ A person importing ~~feeder cattle~~ NONNATIVE  
7 CATTLE CAPABLE OF REPRODUCTION AND NONNATIVE NEUTERED CATTLE  
8 DIRECTLY TO A LIVESTOCK AUCTION MARKET shall notify the director  
9 within 10 days after importation of the destination of any  
10 ~~feeder cattle~~ NONNATIVE CATTLE CAPABLE OF REPRODUCTION AND NEU-  
11 TERED CATTLE dispersed or sold. The notification shall include  
12 the complete name ~~—~~ AND address OF THE OWNER AND THE SPECIFIC  
13 LOCATION OF THE CATTLE IF NOT LOCATED AT THE OWNER'S ADDRESS, THE  
14 date, number of head, and type ~~—, including steers, spayed heif-~~  
15 ~~ers, and nongravid or unbred heifers, of feeder~~ OF cattle  
16 involved in each transaction AND FOR NONNATIVE CATTLE CAPABLE OF  
17 REPRODUCTION, THE UNIQUE INDIVIDUAL IDENTIFICATION APPROVED BY  
18 THE DIRECTOR.

19     SEC. 24A. NONNATIVE CATTLE CAPABLE OF REPRODUCTION IMPORTED  
20 INTO THIS STATE WHICH DO NOT MEET THE REQUIREMENTS FOR DAIRY OR  
21 BREEDING CATTLE SHALL BE PLACED IN A CATTLE IMPORTATION LOT.

22     Sec. 26. Equine shall test negative to an official test for  
23 equine infectious anemia ~~test~~ within 180 days before importa-  
24 tion AND BE ACCOMPANIED BY AN OFFICIAL INTERSTATE HEALTH CERTIFI-  
25 CATE OR OFFICIAL INTERSTATE CERTIFICATE OF VETERINARY  
26 INSPECTION.



1       Sec. 27. (1) Sheep, other than sheep consigned directly to  
2 a slaughterhouse or to an approved livestock market for sale as  
3 slaughter sheep, shall not be imported into this state without a  
4 prior entry permit from the director AND SHALL BE ACCOMPANIED BY  
5 AN OFFICIAL INTERSTATE HEALTH CERTIFICATE OR OFFICIAL INTERSTATE  
6 CERTIFICATE OF VETERINARY INSPECTION.

7       ~~(2) Sheep, other than imported feeder lambs or sheep con-~~  
8 ~~signed directly to a slaughterhouse or to an approved livestock~~  
9 ~~market for sale as slaughter sheep, shall test negative to an~~  
10 ~~official test for bluetongue within 30 days before importation~~  
11 ~~unless permission is obtained from the director to import without~~  
12 ~~an official bluetongue test.~~

13       (2) ~~(3)~~ Sheep shall originate from a flock free from clin-  
14 ical signs of foot rot.

15       Sec. 28. (1) Goats, other than goats consigned directly to  
16 a slaughterhouse or to an approved livestock market for sale as  
17 slaughter goats, shall not be imported into this state without a  
18 prior entry permit from the director AND SHALL BE ACCOMPANIED BY  
19 AN OFFICIAL INTERSTATE HEALTH CERTIFICATE OR OFFICIAL INTERSTATE  
20 CERTIFICATE OF VETERINARY INSPECTION.

21       (2) Goats shall test negative to an official tuberculosis  
22 test within 60 days before importation or originate directly from  
23 a herd that is accredited tuberculosis-free as defined in the  
24 uniform methods and rules for bovine tuberculosis eradication  
25 approved by veterinary services of the animal and plant health  
26 inspection service of the United States department of agriculture  
27 which became effective on ~~March 31, 1988~~ FEBRUARY 3, 1989, and

1 all amendments thereafter adopted pursuant to rules promulgated  
2 by the director.

3 (3) Goats, except wethers, shall test negative to an offi-  
4 cial test for brucellosis within 30 days before importation or  
5 originate directly from a herd that is certified brucellosis-free  
6 by the state of origin.

7 ~~(4) Goats shall test negative to an official bluetongue~~  
8 ~~test within 30 days before importation unless permission is~~  
9 ~~obtained from the director to import the goats without an offi-~~  
10 ~~cial bluetongue test.~~

11 Sec. 29. (1) ~~Llamas or alpacas~~ NEW WORLD CAMELIDS shall  
12 not be imported into this state without a prior entry permit from  
13 the director AND SHALL BE ACCOMPANIED BY AN OFFICIAL INTERSTATE  
14 HEALTH CERTIFICATE OR OFFICIAL INTERSTATE CERTIFICATE OF VETERI-  
15 NARY INSPECTION.

16 (2) ~~Llamas or alpacas~~ NEW WORLD CAMELIDS shall be individ-  
17 ually identified by an official ~~tattoo or other~~ identification.  
18 ~~approved by the director.~~ The OFFICIAL identification shall be  
19 listed on the official interstate health certificate or official  
20 interstate certificate of veterinary inspection.

21 (3) ~~Llamas or alpacas~~ NEW WORLD CAMELIDS shall test nega-  
22 tive to an official TEST FOR brucellosis ~~test~~ within 30 days  
23 before importation.

24 Sec. 30. All poultry and hatching POULTRY eggs imported  
25 into this state shall be accompanied by an official interstate  
26 health certificate or official interstate certificate of  
27 veterinary inspection OR A "REPORT OF SALES OF HATCHING EGGS,

1 CHICKS, AND POULTS" (VS FORM 9-3) FOR PARTICIPANTS IN THE  
2 NATIONAL POULTRY IMPROVEMENT PLAN as outlined in ~~section~~  
3 SECTIONS 19 AND 20, and shall meet all current requirements out-  
4 lined in the national poultry improvement plan.

5 SEC. 30A. (1) CAPTIVE CERVIDAE, EXCEPT THOSE CONSIGNED  
6 DIRECTLY TO A STATE OR FEDERALLY INSPECTED SLAUGHTER FACILITY  
7 PREMISES, SHALL NOT BE IMPORTED INTO THIS STATE WITHOUT A PRIOR  
8 ENTRY PERMIT FROM THE DIRECTOR AND SHALL BE ACCOMPANIED BY AN  
9 OFFICIAL INTERSTATE HEALTH CERTIFICATE OR OFFICIAL INTERSTATE  
10 CERTIFICATE OF VETERINARY INSPECTION.

11 (2) CAPTIVE CERVIDAE IMPORTED INTO THIS STATE SHALL BE INDI-  
12 VIDUALLY IDENTIFIED BY AN OFFICIAL IDENTIFICATION. THE OFFICIAL  
13 IDENTIFICATION SHALL BE LISTED ON THE OFFICIAL INTERSTATE HEALTH  
14 CERTIFICATE OR OFFICIAL INTERSTATE CERTIFICATE OF VETERINARY  
15 INSPECTION.

16 (3) CAPTIVE CERVIDAE 6 MONTHS OF AGE OR OLDER, EXCEPT THOSE  
17 CONSIGNED DIRECTLY TO A STATE OR FEDERALLY INSPECTED SLAUGHTER  
18 FACILITY PREMISES, IMPORTED INTO THIS STATE SHALL TEST NEGATIVE  
19 TO AN OFFICIAL TEST FOR BRUCELLOSIS WITHIN 30 DAYS BEFORE  
20 IMPORTATION.

21 (4) CAPTIVE CERVIDAE 6 MONTHS OF AGE OR OLDER, EXCEPT THOSE  
22 CONSIGNED DIRECTLY TO A STATE OR FEDERALLY INSPECTED SLAUGHTER  
23 FACILITY PREMISES, IMPORTED INTO THIS STATE SHALL MEET INTERSTATE  
24 TUBERCULOSIS TESTING REQUIREMENTS AS DEFINED IN TITLE 9 OF THE  
25 CODE OF FEDERAL REGULATIONS AND THE UNIFORM METHODS AND RULES FOR  
26 THE CONTROL AND ERADICATION OF BOVINE TUBERCULOSIS IN CERVIDAE  
27 APPROVED BY VETERINARY SERVICES OF THE ANIMAL AND PLANT HEALTH

1 INSPECTION SERVICE OF THE UNITED STATES DEPARTMENT OF AGRICULTURE  
2 AND ALL AMENDMENTS THEREAFTER ADOPTED PURSUANT TO RULES PROMUL-  
3 GATED BY THE DIRECTOR.

4 (5) CAPTIVE CERVIDAE WITH A RESPONSE OTHER THAN NEGATIVE TO  
5 ANY TUBERCULOSIS TEST OR BRUCELLOSIS TEST ARE NOT ELIGIBLE FOR  
6 INTERSTATE MOVEMENT INTO THIS STATE WITHOUT PERMISSION FROM THE  
7 DIRECTOR.

8 (6) CAPTIVE CERVIDAE KNOWN TO BE AFFECTED WITH OR EXPOSED TO  
9 TUBERCULOSIS OR BRUCELLOSIS ARE NOT ELIGIBLE FOR INTERSTATE MOVE-  
10 MENT INTO THIS STATE WITHOUT PERMISSION FROM THE DIRECTOR.

11 SEC. 30B. (1) ALL LIVE CAPTIVE CERVIDAE 6 MONTHS OF AGE OR  
12 OLDER MOVING FROM 1 PREMISES TO ANOTHER PREMISES WITHIN THIS  
13 STATE, EXCEPT THOSE CONSIGNED DIRECTLY TO A STATE OR FEDERALLY  
14 INSPECTED SLAUGHTER FACILITY PREMISES, SHALL BE ACCOMPANIED BY A  
15 COPY OF THE CURRENT OFFICIAL TEST FOR TUBERCULOSIS OR WRITTEN  
16 PERMISSION FROM THE DIRECTOR AND SHALL MEET 1 OF THE FOLLOWING:

17 (A) CAPTIVE CERVIDAE THAT ORIGINATE DIRECTLY FROM ACCREDITED  
18 HERDS AS DEFINED IN TITLE 9 OF THE CODE OF FEDERAL REGULATIONS  
19 AND THE UNIFORM METHODS AND RULES FOR THE CONTROL AND ERADICATION  
20 OF BOVINE TUBERCULOSIS IN CERVIDAE APPROVED BY VETERINARY SERV-  
21 ICES OF THE ANIMAL AND PLANT HEALTH INSPECTION SERVICE OF THE  
22 UNITED STATES DEPARTMENT OF AGRICULTURE AND ALL AMENDMENTS THERE-  
23 AFTER ADOPTED PURSUANT TO RULES PROMULGATED BY THE DIRECTOR MAY  
24 MOVE INTRASTATE WITHOUT FURTHER TUBERCULOSIS TESTING IF THEY ARE  
25 ACCOMPANIED BY A CERTIFICATE SIGNED BY AN ACCREDITED VETERINARIAN  
26 OR THE DIRECTOR STATING SUCH CAPTIVE CERVIDAE HAVE ORIGINATED  
27 DIRECTLY FROM AN ACCREDITED HERD.

1 (B) CAPTIVE CERVIDAE THAT ORIGINATE DIRECTLY FROM QUALIFIED  
2 HERDS AS DEFINED IN TITLE 9 OF THE CODE OF FEDERAL REGULATIONS  
3 AND THE UNIFORM METHODS AND RULES FOR THE CONTROL AND ERADICATION  
4 OF BOVINE TUBERCULOSIS IN CERVIDAE APPROVED BY VETERINARY SERV-  
5 ICES OF THE ANIMAL AND PLANT HEALTH INSPECTION SERVICE OF THE  
6 UNITED STATES DEPARTMENT OF AGRICULTURE AND ALL AMENDMENTS THERE-  
7 AFTER ADOPTED PURSUANT TO RULES PROMULGATED BY THE DIRECTOR MAY  
8 MOVE INTRASTATE WITHOUT FURTHER TUBERCULOSIS TESTING IF THEY ARE  
9 ACCOMPANIED BY A CERTIFICATE SIGNED BY AN ACCREDITED VETERINARIAN  
10 OR THE DIRECTOR STATING SUCH CAPTIVE CERVIDAE HAVE ORIGINATED  
11 DIRECTLY FROM A QUALIFIED HERD.

12 (C) CAPTIVE CERVIDAE THAT ORIGINATE DIRECTLY FROM A MONI-  
13 TORED HERD AS DEFINED IN TITLE 9 OF THE CODE OF FEDERAL REGULA-  
14 TIONS AND THE UNIFORM METHODS AND RULES FOR THE CONTROL AND ERAD-  
15 ICATION OF BOVINE TUBERCULOSIS IN CERVIDAE APPROVED BY VETERINARY  
16 SERVICES OF THE ANIMAL AND PLANT HEALTH INSPECTION SERVICE OF THE  
17 UNITED STATES DEPARTMENT OF AGRICULTURE AND ALL AMENDMENTS THERE-  
18 AFTER ADOPTED PURSUANT TO RULES PROMULGATED BY THE DIRECTOR MAY  
19 MOVE INTRASTATE WITHOUT FURTHER TUBERCULOSIS TESTING IF THEY ARE  
20 ACCOMPANIED BY A CERTIFICATE SIGNED BY AN ACCREDITED VETERINARIAN  
21 OR THE DIRECTOR STATING SUCH CAPTIVE CERVIDAE HAVE ORIGINATED  
22 DIRECTLY FROM A MONITORED HERD.

23 (D) CAPTIVE CERVIDAE THAT ORIGINATE FROM ALL OTHER HERDS NOT  
24 KNOWN TO BE AFFECTED WITH OR EXPOSED TO TUBERCULOSIS MAY BE MOVED  
25 INTRASTATE IF THEY ARE ACCOMPANIED BY A CERTIFICATE SIGNED BY AN  
26 ACCREDITED VETERINARIAN STATING THAT SUCH CAPTIVE CERVIDAE HAVE

1 BEEN CLASSIFIED NEGATIVE TO AN OFFICIAL TUBERCULOSIS TEST WHICH  
2 WAS CONDUCTED WITHIN 90 DAYS PRIOR TO MOVEMENT.

3 (2) CAPTIVE CERVIDAE WITH A RESPONSE OTHER THAN NEGATIVE TO  
4 ANY TUBERCULOSIS TEST ARE NOT ELIGIBLE FOR INTRASTATE MOVEMENT  
5 WITHOUT PERMISSION FROM THE DIRECTOR.

6 (3) CAPTIVE CERVIDAE KNOWN TO BE AFFECTED WITH OR EXPOSED TO  
7 TUBERCULOSIS SHALL NOT BE MOVED INTRASTATE WITHOUT PERMISSION  
8 FROM THE DIRECTOR.

9 Sec. 31. (1) ~~A species quarantined by the director,~~  
10 ~~because the species is likely~~ ANY SPECIES HAVING THE POTENTIAL  
11 to spread serious diseases or parasites, TO CAUSE SERIOUS PHYSI-  
12 CAL HARM, or to otherwise endanger native wildlife, human life,  
13 livestock, domestic animals, or property, AS DETERMINED BY THE  
14 DIRECTOR, shall not be imported into this state.

15 (2) A PRIOR ENTRY PERMIT SHALL BE OBTAINED FROM THE DIRECTOR  
16 FOR A WILD ANIMAL OR EXOTIC ANIMAL SPECIES NOT REGULATED BY THE  
17 FISH AND WILDLIFE SERVICE OF THE UNITED STATES DEPARTMENT OF  
18 INTERIOR OR THE DEPARTMENT OF NATURAL RESOURCES OF THIS STATE.

19 (3) ~~(2) A~~ THE DIRECTOR MAY REQUIRE COMPLIANCE WITH ANY OR  
20 ALL OF THE FOLLOWING PRIOR TO THE IMPORTATION OF A wild animal  
21 ~~—~~ OR AN EXOTIC ANIMAL SPECIES not regulated by the fish and  
22 wildlife service of the United States department of interior or  
23 the ~~state~~ department of natural resources OF THIS STATE: ~~shall~~  
24 ~~be in compliance with all of the following:~~

25 ~~(a) A prior entry permit shall be obtained from the direc-~~  
26 ~~tor and an immediate examination, if considered necessary by the~~  
27 ~~director, shall be conducted to determine the health status,~~

~~proper housing, husbandry, and confinement of any animal permitted to enter this state. The director may require wild animals to test negative to specific official tests required by the director within a time frame before importation in this state as determined by the director. The director may require wild animals to be identified in a manner approved by the director.~~

(A) PHYSICAL EXAMINATION BY AN ACCREDITED VETERINARIAN BE CONDUCTED AFTER IMPORTATION TO DETERMINE THE HEALTH STATUS, PROPER HOUSING, HUSBANDRY, AND CONFINEMENT OF ANY ANIMAL PERMITTED TO ENTER THIS STATE.

(B) NEGATIVE TEST RESULTS TO SPECIFIC OFFICIAL TESTS REQUIRED BY THE DIRECTOR WITHIN A TIME FRAME BEFORE IMPORTATION INTO THIS STATE AS DETERMINED BY THE DIRECTOR.

(C) IDENTIFICATION PRIOR TO IMPORTATION IN A MANNER APPROVED BY THE DIRECTOR.

~~(4) (b) A wild animal permitted to enter this state shall be accompanied by an~~ AN official interstate health certificate or official interstate certificate of veterinary inspection signed by an accredited veterinarian from the state of origin SHALL ACCOMPANY ALL WILD ANIMAL OR EXOTIC ANIMAL SPECIES IMPORTED INTO THIS STATE. The official interstate health certificate or official interstate certificate of veterinary inspection shall comply with all the requirements of section 20(1)(a), (b), (c), (d), (e), and (f).

(5) ~~(c)~~ A wild animal OR EXOTIC ANIMAL SPECIES permitted to enter this state shall receive housing, feeding, restraining, and care that is approved by the director.

1       (6) ~~-(d)-~~ A person shall not import or release live feral  
2 swine or any crosses of feral swine in this state FOR ANY PURPOSE  
3 WITHOUT PERMISSION FROM THE DIRECTOR.

4       Sec. 33. ~~-(1)- Except upon permission from the director,~~  
5 ~~female dairy or breeding cattle, 4 months of age or older, or~~  
6 ~~bulls 6 months of age or older, within this state, shall not be~~  
7 ~~sold, leased, or moved to associate with cattle of another owner,~~  
8 ~~unless each animal is accompanied by either an official certifi-~~  
9 ~~cate of record for sale form or, if a vaccinated female under 20~~  
10 ~~months of age, a brucellosis certificate of record of official~~  
11 ~~calfhood vaccination form issued by the department. The certifi-~~  
12 ~~cate required by this section shall not be necessary in the case~~  
13 ~~of native cattle for exhibition not under quarantine and origi-~~  
14 ~~nating from a certified brucellosis free area of the state as~~  
15 ~~defined in title 9 of the code of federal regulations and the~~  
16 ~~uniform methods and rules for brucellosis eradication approved by~~  
17 ~~veterinary services of the animal and plant health inspection~~  
18 ~~service of the United States department of agriculture which~~  
19 ~~became effective on July 1, 1986, and all amendments thereafter~~  
20 ~~adopted pursuant to rules promulgated by the director.~~

21       ~~-(2)- An official certificate of record for sale form may be~~  
22 ~~obtained if 1 of the following occurs:~~

23       ~~-(a)- When cattle originate directly from a brucellosis~~  
24 ~~certified free herd as defined in title 9 of the code of federal~~  
25 ~~regulations and the uniform methods and rules for brucellosis~~  
26 ~~eradication approved by veterinary services of the animal and~~  
27 ~~plant health inspection service of the United States department~~



~~1 of agriculture which became effective on July 1, 1986, and all~~  
~~2 amendments thereafter adopted pursuant to rules promulgated by~~  
~~3 the director or a herd that has received a complete negative herd~~  
~~4 test within the last 12 months and, in the case of females over 4~~  
~~5 months of age, shall be official calfhood vaccinates. The vacci-~~  
~~6 nation tattoo shall be observed by the accredited veterinarian~~  
~~7 and shall be considered legible if the letter "V", surrounded by~~  
~~8 a U.S. registered shield, can be identified. Only cattle tested~~  
~~9 on the complete herd test, or a natural addition to the herd, can~~  
~~10 comply with this subdivision.~~

~~11 (b) When a vaccinated female over 19 months of age or a bull~~  
~~12 over 6 months of age that does not meet the requirements of sub-~~  
~~13 division (a) tests negative to an official brucellosis test~~  
~~14 within 90 days before movement and, in the case of females over 4~~  
~~15 months of age, is an official calfhood vaccinate with the vacci-~~  
~~16 nation tattoo visibly present. The tattoo shall be considered~~  
~~17 legible if the letter "V", surrounded by a U.S. registered~~  
~~18 shield, can be identified.~~

~~19 (3) Cattle shall be individually identified by an official~~  
~~20 ear tag. For individual identification other than the official~~  
~~21 ear tag, approval shall be obtained from the director prior to~~  
~~22 movement to associate with other cattle. The seller, seller's~~  
~~23 agent, or lessor has the responsibility for furnishing an AH 275~~  
~~24 or AH 005 form.~~

~~25 (4) Dairy or breeding cattle accompanied by an AH 275 form~~  
~~26 or, if under 20 months of age, an AH 005 form, may be sold at~~  
~~27 livestock auction market. Dairy or breeding cattle CATTLE SOLD~~

1 AT A LIVESTOCK AUCTION MARKET shall be handled and housed in  
2 facilities and pens in a manner approved by the director. The  
3 alleys and sale rings used for dairy or breeding cattle shall be  
4 cleaned and disinfected before each sale. ~~After cleaning and~~  
5 ~~disinfecting, they shall not be used by untested slaughter cattle~~  
6 ~~or reactor cattle before use by dairy or breeding cattle.~~ The  
7 pens, facilities, and the procedures for cleaning and disinfect-  
8 ing shall be approved by the director.

9       Sec. 35. ~~Female or breeding cattle intended for slaughter~~  
10 ~~shall be moved to market in either of the following manners: (a)~~  
11 ~~Directly from a premises to a slaughter establishment. (b)~~  
12 ~~Through a livestock auction or collection point licensed under~~  
13 ~~Act No. 284 of the Public Acts of 1937, being sections 287.121 to~~  
14 ~~287.131 of the Michigan Compiled Laws.~~ IF LIVESTOCK UNDERGOES  
15 PARTURITION WITHIN A SLAUGHTER FACILITY PREMISES, THE NEWBORN  
16 SHALL NOT LEAVE THE SLAUGHTER FACILITY PREMISES UNLESS PERMISSION  
17 IS GRANTED BY THE DIRECTOR TO MOVE THE NEWBORN TO AN ALTERNATE  
18 PREMISES.

19       Sec. 39. Unless otherwise approved by the director, the  
20 following shall apply to exhibition facilities:

21       (a) A facility for exhibition of livestock shall be con-  
22 structed to allow sufficient separation of each exhibitor's  
23 livestock. The facility shall be constructed of a material that  
24 can be adequately cleaned and disinfected.

25       (b) Except upon a waiver granted by the director, an exhibi-  
26 tion building or yarding facility shall be cleaned and  
27 disinfected ~~at least 7 days~~ WITH USDA-APPROVED DISINFECTANT

1 USED IN ACCORDANCE WITH LABEL INSTRUCTIONS before livestock are  
2 admitted by removing from the premises all manure, litter, hay,  
3 straw, and forage from pens, runways, and show rings, and thor-  
4 oughly disinfecting walls, partitions, floors, mangers, yarding  
5 facilities, and runways in a manner approved by the director.

6 Sec. 40. (1) A fair shall have an accredited veterinarian  
7 on call whenever there are animals on the premises during the  
8 fair.

9 (2) A fair, exhibition, EXPOSITION, or show authority shall  
10 do both of the following:

11 (a) Notify exhibitors of health tests and certificates  
12 required for importation and exhibition in this state.

13 (b) Examine and approve required health certificates and  
14 show papers prior to the livestock being unloaded.

15 (3) ~~(2)~~ Livestock with clinical signs of infectious, con-  
16 tagious, or toxicological disease shall be removed from the fair,  
17 EXHIBITION, OR EXPOSITION.

18 (4) IT IS THE RESPONSIBILITY OF THE EXHIBITOR TO ENSURE THAT  
19 ALL REQUIREMENTS FOR TESTING, IDENTIFICATION, AND OFFICIAL INTER-  
20 STATE HEALTH CERTIFICATE OR OFFICIAL INTERSTATE CERTIFICATE OF  
21 VETERINARY INSPECTION ARE FULFILLED PRIOR TO IMPORTATION AND THAT  
22 PROOF OF FULFILLING THESE REQUIREMENTS IS PROVIDED TO THE DIREC-  
23 TOR, FAIR, EXHIBITION, EXPOSITION, OR SHOW AUTHORITY UPON  
24 REQUEST.

25 (5) ANIMALS FOR EXHIBITION WITHIN THIS STATE SHALL COMPLY  
26 WITH THE FOLLOWING:

1 (A) ~~(3)~~ Swine shall be individually identified by ~~an~~  
 2 official IDENTIFICATION. ~~ear tag or, only for registered swine~~  
 3 ~~accompanied by registration papers, by ear notches.~~

4 (B) ~~(4)~~ Swine for exhibition in this state shall be accom-  
 5 panied by 1 or more of the following unless the swine originate  
 6 from a Michigan county determined by the director to have been  
 7 free of pseudorabies for a minimum of 1 year prior to an exhibi-  
 8 tion where all ~~animals~~ SWINE are auctioned for slaughter:

9 (i) PROOF THAT ALL SWINE TO BE EXHIBITED ORIGINATE FROM A  
 10 STAGE IV AREA OR REGION OR OTHER LOW PREVALENCE AREA AS RECOG-  
 11 NIZED BY THE DIRECTOR.

12 (ii) ~~(a)~~ Proof that the swine originate directly from a  
 13 pseudorabies qualified-negative herd as defined in title 9 of the  
 14 code of federal regulations, which proof may consist of a copy of  
 15 a valid certificate issued by the department stating that the  
 16 herd meets the requirements for a pseudorabies qualified-negative  
 17 herd.

18 (iii) ~~(b)~~ Unless the swine are piglets nursing a pseudora-  
 19 bies negative sow, an official swine test report that indicates  
 20 the swine have been tested for pseudorabies within 45 days before  
 21 exhibition and have tested negative.

22 (6) ~~(5)~~ Upon request, a person who exhibits ~~swine~~  
 23 LIVESTOCK shall present for inspection ~~the~~ ALL reports, TEST  
 24 CHARTS, AND APPROPRIATE HEALTH CERTIFICATES required by this  
 25 ~~section~~ ACT to accompany the ~~swine~~ LIVESTOCK.

26 Sec. 42. (1) Whenever an official test is conducted or an  
 27 official vaccination is administered, livestock shall, unless

exempted by the director, be ~~permanently identified in a manner approved by the director~~ BY AN OFFICIAL IDENTIFICATION.

(2) The result of an official test shall be reported on a form supplied by the department. If a tissue sample is submitted for analysis, a properly completed sample submission form supplied by the department shall accompany the sample. ~~A~~ THE OFFICIAL TEST tissue sample shall be obtained and submitted only by ~~a licensed,~~ AN accredited veterinarian EXCEPT UNDER SPECIAL PERMISSION OF THE DIRECTOR. ~~A~~ THE form used to ~~report~~ DOCUMENT the results of an official test, sample submission, or official vaccination shall be properly prepared and completed. ~~by the veterinarian as designated by the director.~~

(3) An official brucellosis calfhood vaccination shall be performed by an accredited veterinarian in compliance with the method outlined in title 9 of the code of federal regulations and the uniform methods and rules for brucellosis eradication approved by veterinary services of the animal and plant health inspection service of the United States department of agriculture which became effective on July 1, 1986, and all amendments thereafter published by the United States department of agriculture and adopted pursuant to rules promulgated by the director.

(4) Except upon special permission from the director, official brucellosis calfhood vaccination shall be performed only on female cattle between the ages of 4 and 8 months.

(5) A person shall not tattoo any animal with the official brucellosis vaccination tattoo unless the animal is an official brucellosis calfhood vaccinate.

1 (6) Testing and surveillance for brucellosis and  
2 tuberculosis shall be as follows:

3 (a) A brucellosis ring test shall be conducted on each herd  
4 shipping milk to a dairy plant in this state. The test shall be  
5 conducted as outlined in title 9 of the code of federal regula-  
6 tions and the uniform methods and rules for brucellosis eradica-  
7 tion approved by veterinary services of the animal and plant  
8 health inspection service of the United States department of  
9 agriculture which became effective on July 1, 1986, and all  
10 amendments thereafter published by the United States department  
11 of agriculture and adopted pursuant to rules promulgated by the  
12 director.

13 (b) Disease surveillance for tuberculosis and brucellosis  
14 shall be conducted through the market cattle identification pro-  
15 gram as set forth in title 9 of the code of federal regulations  
16 and the uniform methods and rules for brucellosis eradication  
17 approved by veterinary services of the animal and plant health  
18 inspection service of the United States department of agriculture  
19 which became effective on July 1, 1986, and all amendments there-  
20 after adopted pursuant to rules promulgated by the director and  
21 the uniform methods and rules for bovine tuberculosis eradication  
22 approved by veterinary services of the animal and plant health  
23 inspection service of the United States department of agriculture  
24 which became effective on ~~March 31, 1988~~ FEBRUARY 3, 1989, and  
25 all amendments thereafter published by the United States depart-  
26 ment of agriculture and adopted pursuant to rules promulgated by  
27 the director.

1 (7) The department may participate in the programs described  
 2 in subsection (6) and may test for brucellosis and tuberculosis  
 3 in any sample of ~~cattle~~ LIVESTOCK blood or tissue collected at  
 4 a United States department or department approved slaughter  
 5 facility, any livestock collection or market facility, or any  
 6 sample of ~~cattle~~ LIVESTOCK blood or tissue submitted for diag-  
 7 nostic purposes to a United States department of agriculture  
 8 officially approved laboratory. The slaughter facility, live-  
 9 stock collection or market facility, or laboratory shall provide  
 10 adequate room, time, and safe conditions for the collection of  
 11 blood or tissue samples.

12 Sec. 43. (1) A ~~veterinary biological~~ COMPANY, MANUFACTUR-  
 13 ER, FIRM, MAIL OR TELEPHONE ORDER COMPANY, ESTABLISHMENT, OUTLET,  
 14 OR MOBILE DISTRIBUTOR IN ANOTHER STATE shall not ~~be distributed~~  
 15 ~~in~~ EXPORT ANY VETERINARY BIOLOGICALS FOR DISTRIBUTION OR SALE  
 16 INTO this state unless PRIOR permission is obtained from the  
 17 director and any stipulations set forth IN OR PURSUANT TO TITLE 9  
 18 OF THE CODE OF FEDERAL REGULATIONS UNDER "LICENSES FOR BIOLOGICAL  
 19 PRODUCTS" AND ALL AMENDMENTS THEREAFTER ADOPTED PURSUANT TO RULES  
 20 PROMULGATED BY THE DIRECTOR are met.

21 (2) ~~A person shall not import any veterinary biological~~  
 22 ~~into this state unless permission is obtained from the director.~~  
 23 ~~These products~~ A COMPANY OR MANUFACTURER MANUFACTURING A VETERI-  
 24 NARY BIOLOGICAL WITHIN THIS STATE SHALL NOT DISTRIBUTE OR SELL  
 25 ANY VETERINARY BIOLOGICAL WITHIN THIS STATE UNLESS PRIOR PERMIS-  
 26 SION IS OBTAINED FROM THE DIRECTOR AND ANY STIPULATIONS SET FORTH  
 27 IN OR PURSUANT TO TITLE 9 OF THE CODE OF FEDERAL REGULATIONS

1 UNDER "LICENSES FOR BIOLOGICAL PRODUCTS" AND ALL AMENDMENTS  
2 THEREAFTER ADOPTED PURSUANT TO RULES PROMULGATED BY THE  
3 DIRECTOR.

4 (3) THE DIRECTOR SHALL PURSUE RESTRICTIONS ON THE DISTRIBU-  
5 TION AND USE OF VETERINARY BIOLOGICALS WHEN THE DIRECTOR DETER-  
6 MINES THAT SUCH RESTRICTIONS ARE NECESSARY FOR THE PROTECTION OF  
7 DOMESTIC ANIMALS OR THE PUBLIC HEALTH, INTEREST, OR SAFETY, OR  
8 BOTH, AS SET FORTH IN TITLE 9 OF THE CODE OF FEDERAL REGULATIONS  
9 UNDER "LICENSES FOR BIOLOGICAL PRODUCTS" AND ALL AMENDMENTS  
10 THEREAFTER ADOPTED PURSUANT TO RULES PROMULGATED BY THE DIRECTOR.

11 (4) VETERINARY BIOLOGICALS shall be administered only by a  
12 licensed veterinarian or under the supervision of a licensed vet-  
13 erinarian unless used in compliance with section 18814 of the  
14 public health code, Act No. 368 of the Public Acts of 1978, being  
15 section 333.18814 of the Michigan Compiled Laws.

16 ~~(3) The director may restrict the sale of a specific veter-~~  
17 ~~inary biological in this state to licensed or accredited veteri-~~  
18 ~~narians or to a distributor who limits the sale of that specific~~  
19 ~~veterinary biological to licensed or accredited veterinarians.~~

20 (5) A VETERINARY BIOLOGICAL THAT IS REQUIRED BY LAW AS SET  
21 FORTH IN TITLE 9 OF THE CODE OF FEDERAL REGULATIONS UNDER  
22 "LICENSES FOR BIOLOGICAL PRODUCTS" AND ALL AMENDMENTS THEREAFTER  
23 ADOPTED PURSUANT TO RULES PROMULGATED BY THE DIRECTOR TO BE  
24 ADMINISTERED BY, ON THE ORDER OF, OR UNDER THE SUPERVISION OF A  
25 VETERINARIAN SHALL BE DISTRIBUTED ONLY TO VETERINARIANS, DISTRIB-  
26 UTORS WHO DISTRIBUTE THE VETERINARY BIOLOGICAL ONLY TO



1 VETERINARIANS, OR PHARMACIES AND OTHER APPROPRIATE RETAIL OUTLETS  
2 TO BE SOLD ONLY ON THE PRESCRIPTION OR ORDER OF A VETERINARIAN.

3 (6) ~~(4)~~ The director may require that ~~the use of~~ ANY  
4 PERSON WHO SELLS, USES, DISTRIBUTES, OR ADMINISTERS a veterinary  
5 biological or diagnostic test ~~shall be reported~~ REPORT THE  
6 SALE, USE, DISTRIBUTION, OR ADMINISTRATION to the department  
7 within 5 WORKING days ~~of its use~~ and the director shall deter-  
8 mine the information required in the report.

9 Section 2. Sections 21 and 34 of Act No. 466 of the Public  
10 Acts of 1989, being sections 287.721 and 287.734 of the Michigan  
11 Compiled Laws, are repealed.