

AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

Adopted and Filed Emergency

Pursuant to the authority of Iowa Code section 163.1, the Iowa Department of Agriculture and Land Stewardship amends Chapter 65, "Animal and Livestock Importation," Iowa Administrative Code.

The amendment removes the requirement that all Cervidae imported from outside Iowa be inspected by a department representative prior to release in the herd. This action is being taken in response to federal and state budget constraints.

Pursuant to Iowa Code section 17A.4(3), the Department finds that notice and public participation are unnecessary because the change has been approved by the Farm Deer Council and because the annual inventory inspection requirement will provide for the identification of the animals, verification of the chronic wasting disease (CWD) testing documentation, and review of the movement documents.

Pursuant to Iowa Code section 17A.5(2)"b"(2), the Department further finds that the normal effective date of this amendment, 35 days after publication, should be waived and the amendment be made effective April 2, 2009, because the amendment provides a benefit to the public by allowing for more effective budgeting.

This amendment is intended to implement Iowa Code section 163.1.

This amendment became effective April 2, 2009.

The following amendment is adopted.

Amend subrule 65.9(2) as follows:

65.9(2) ~~Requirements and limitations, general.~~ *Chronic wasting disease.*

~~a. — Cervidae permitted entry into the state shall be quarantined to the premises of destination and held in isolation until inspected by a department representative.~~

~~b. Chronic wasting disease.~~

~~(1) a.~~ Cervidae originating from an area considered to be endemic for chronic wasting disease shall not be allowed entry into Iowa. Cervidae that originate from a herd that has had animal introductions from an area endemic to chronic wasting disease during the preceding five years shall not be allowed entry into Iowa.

~~(2) b.~~ CWD susceptible Cervidae shall only be allowed into Iowa from herds which are currently enrolled in and have satisfactorily completed at least three years in an official recognized CWD monitoring program. The CWD herd number, anniversary date, expiration date, and herd status for each individual animal must be listed on the CVI.

~~(3) c.~~ One of the following statements must be accurate and listed on the CVI:

~~± (1)~~ For CWD susceptible Cervidae:

~~"All Cervidae on this certificate originate from a CWD monitored or certified herd in which these animals have been kept for at least one year or were natural additions. There has been no diagnosis, sign, or epidemiological evidence of CWD in this herd for the past five years. All cervids listed are quarantined to the destination and shall be held in isolation until inspected by a department representative."~~

~~2- (2)~~ For Cervidae other than CWD susceptible Cervidae:

~~"All Cervidae on this certificate have not spent any time within the past 36 months in a zoo, animal menagerie or like facility, and have not been on the same premises as a cervid herd which has been classified as a CWD infected herd, exposed herd or trace herd. All cervids listed are quarantined to the destination and shall be held in isolation until inspected by a department representative."~~

~~(4)~~ d. Each animal must have official individual identification, and all forms of identification must be listed on the certificate.

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 4/22/09.