IDAPA 02 – IDAHO DEPARTMENT OF AGRICULTURE

Animals Division

02.04.03 – Rules Governing Animal Industry

Who does this rule apply to?

All owners of livestock and other animals.

What is the purpose of this rule?

In order to provide for disease control of livestock and other animals into, within and out of the state, this rule governs procedures for the prevention, control and eradication of diseases among the animals in the state of Idaho and the declaration of an animal health emergency.

What is the legal authority for the agency to promulgate this rule?

This rule implements the following statutes passed by the Idaho Legislature:

- 22-103 (20), Idaho Code Duties of Director for Department of Agriculture
- 25-203, Idaho Code Division of Animal Industries Rules and Regulations
- 25-207, Idaho Code Movement and Disease Control of Livestock and Other Animals Rules and Regulation
- 25-207B, Idaho Code Identification of Livestock, Poultry or Fish Rules for Disease Control
- 25-212, Idaho Code Reportable Diseases Which Constitute an Emergency Rules Duty of Veterinarians and Owners of Livestock and Other Animals Indemnity
- 25-804, Idaho Code Division of Animal Industries Powers and Duties
- 25-3704, Idaho Code Rules for Registering Premises and Disease Prevention

Who do I contact for more information on this rule?

Idaho State Department of Agriculture 2270 Old Penitentiary Rd.

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IAC Archive 2020 C2

Table of Contents

02.	.04.03 – Rules Governing Animal Industry	
	000. Legal Authority.	5
	001. Title And Scope.	5
	002 010. (Reserved)	5
	011. Abbreviations	5
	012 103. (Reserved)	5
	SUBCHAPTER A – ANIMAL INDUSTRY	
	104. Incorporation By Reference.	
	105 109. (Reserved)	
	110. Definitions.	
	111. Abbreviations.	
	112 113. (Reserved)	
	114. Samples For Official Regulatory Tests.	
	115. Quarantine.	
	116 119. (Reserved)	
	120. Disinfection Of Premises, Buildings And Vehicles.	
	121 124. (Reserved)	9
	125. Transit Inspection.	
	126 129. (Reserved)	
	130. Slaughtering Of Diseased Animals.	
	131 139. (Reserved)	
	140. Inspection Of Animals.	
	141 144. (Reserved)	
	145. Certificates Of Veterinary Inspection.	
	146 149. (Reserved)	
	150. State And Federal Seals.	
	151. Notification Of Broken Seals.	
	152. Livestock Identification Removal.	
	153 199. (Reserved)	
	200. Artificial Insemination.	
	201 209. (Reserved)	_
	210. Cancer Eye - Epithelioma.	
	211. Epithelioma Public Livestock Markets.	
	212 219. (Reserved)	
	220. Rabies	
	221 229. (Reserved)	
	230. Biologicals.	
	231 239. (Reserved)	
	240. Poultry And Ratites.	
	241. Record Requirements.	
	242. Inspections.	
	243 NPIP Certificates Of Participation	12

	249. (Reserved)	
	Equidae Equine Infectious Anemia.	
251.	EIA Is A Reportable Disease.	12
	EIA Infected Animals.	
253.	Disposition Of EIA Reactors.	12
254.	Isolation Of EIA Reactors.	13
	Identification Of EIA Reactors.	
256.	Exposed Equidae.	13
257.	Extended Validity Equine Certificates.	13
258.	299. (Reserved)	13
300.	Foreign Animal And Reportable Diseases.	13
301.	Foreign Animal And Reportable Diseases: Multiple Species	13
302.	Foreign Animal And Reportable Diseases: Avian Diseases	14
	Foreign Animal And Reportable Diseases: Bovine Diseases	
	Foreign Animal And Reportable Diseases: Cervidae Diseases	
	Foreign Animal And Reportable Diseases: Equine Diseases	
306.	Foreign Animal And Reportable Diseases: Fish Diseases.	15
307.	Foreign Animal And Reportable Diseases: Lagomorph Diseases	15
308.	Foreign Animal And Reportable Diseases: Sheep And Goat Diseases	15
309.	Foreign Animal And Reportable Diseases: Swine Diseases	15
310.	329. (Reserved)	16
330.	Notifiable Diseases.	16
331.	Notifiable Diseases: Mixed Species Diseases	16
	Notifiable Diseases: Avian Diseases.	
333.	Notifiable Diseases: Bovine Diseases	16
334.	Notifiable Diseases: Equine Diseases.	16
335.	Notifiable Diseases: Fish Diseases.	16
336.	Notifiable Diseases: Lagomorph Diseases.	16
337.	Notifiable Diseases: Sheep And Goat Diseases.	16
338.	Notifiable Diseases: Swine Diseases.	17
339.	359. (Reserved)	17
360.	Actinomycosis (Lump Jaw).	17
361.	399. (Reserved)	17
	Garbage Feeding.	
	Pseudorabies Procedures For Control And Eradication	
402.	Pseudorabies Vaccine.	18
403.	Vaccinated Swine.	18
404.	419. (Reserved)	18
420.	Eradication Methods	18
421.	429. (Reserved)	18
	Identification Of Infected Swine.	
431.	Identification Of Exposed Swine.	18
	449. (Reserved)	
	Qualified Pseudorabies-Negative Herds.	

	451 459. (Reserved)	18
	460. Cleaning And Disinfection.	18
	461 503. (Reserved)	18
S	UBCHAPTER B – ANIMAL HEALTH EMERGENCIES	
	504. Incorporation By Reference.	. 19
	505. – 509. (Reserved)	19
	510. Definitions.	19
	511 520. (Reserved)	. 20
	521. Circumstances Of An Animal Health Emergency.	. 20
	522. Declaration Of An Animal Health Emergency.	. 20
	523. Quarantine Authority.	. 20
	524. Utilization Of Vaccination In Animal Health Emergencies.	
	525 529. (Reserved)	
	530. Quarantine Procedures For An Animal Health Emergency.	. 20
	531. Quarantine Area.	. 20
	532. Quarantine Area Security.	. 21
	533. Quarantine Area Bio-Security.	. 21
	534. Animal Movement In Quarantine Area.	. 21
	535. Sale Of Diseased Or Exposed Animals Not Allowed	. 21
	536. Exposure Of Another's Animals Not Allowed.	21
	537. Movement Or Sale Of Animal Products.	. 21
	538 539. (Reserved)	. 21
	540. Restrictions On Animals From Areas Or States Affected By	
	Emergency Diseases.	. 21
	541. Animals In Transit At Time Of Declared Emergency.	
	542 549. (Reserved)	
	550. Condemnation Of Infected, Exposed, Or Susceptible Animals	
	551 559. (Reserved)	
	560. Depopulation Of Animals.	
	561. Method Of Depopulation.	22
	562. Time Limit For Depopulation.	
	563 569. (Reserved)	
	570. Compensation For Appraised Animals.	
	571. Compensation For Animals Destroyed.	
	572. Appraisal Procedure For Animals Depopulated.	
	573. Time Limit For Appraisal.	
	574 579. (Reserved)	
	580. Compensation For Labor Employed.	
	581. Compensation For Property Destroyed.	
	582 589. (Reserved)	. 23
	590. Cleaning And Disinfection Of Premises.	
	591. Cleaning And Disinfection Of Animal Conveyance.	
	592 999. (Reserved)	

02.04.03 - RULES GOVERNING ANIMAL INDUSTRY

000. LEGAL AUTHORITY.

This chapter is adopted under the legal authority of Sections 22-103(20), 25-203, 25-207, 25-207B, 25-212, and 25-804, 25-3704 Idaho Code. (7-1-21)T

001. TITLE AND SCOPE.

01. Title. The title of this chapter is "Rules Governing Animal Industry."

(7-1-21)T

O2. Scope. These rules govern procedures for the prevention, control and eradication of diseases among the animals in the state of Idaho and the declaration of an animal health emergency. (7-1-21)T

002. -- 010. (RESERVED)

011. ABBREVIATIONS.

01. APHIS. Animal and Plant Health Inspection Service.

(7-1-21)T

02. CFR. Code of Federal Regulations.

(7-1-21)T

03. USDA. United States Department of Agriculture.

(7-1-21)T

04. VS. Veterinary Services.

(7-1-21)T

012. -- 103. (RESERVED)

SUBCHAPTER A – ANIMAL INDUSTRY

104. INCORPORATION BY REFERENCE.

The following documents are incorporated by reference and apply only to Subchapter A, Sections 110-460:

(7-1-21)T

01. Incorporated Documents.

(7-1-21)T

- **a.** The USDA Pseudorabies Eradication State-Federal-Industry Program Standards, November 1, 2003, which can be viewed online at http://www.aphis.usda.gov/animal_health/animal_diseases/pseudorabies/downloads/program stds.pdf. (7-1-21)T
- **b.** National Poultry Improvement Plan and Auxiliary Provisions, February 12, 2008, which can be viewed online at http://edocket.access.gpo.gov/2009/E9-7240.htm. (7-1-21)T
- c. Title 9, Parts 145, 146, 147, and 161, CFR, January 1, 2008, which can be viewed online at https://www.govinfo.gov/content/pkg/CFR-2008-title9-vol1/pdf/CFR-2008-title9-vol1-chapI.pdf. (7-1-21)T
- **d.** The Compendium of Animal Rabies Prevention and Control, 2008, which can be viewed online at http://www.nasphv.org/Documents/NASPHVRabiesCompendium.pdf. (7-1-21)T
- e. Equine Viral Arteritis Uniform Methods and Rules, April 19, 2004, which can be viewed online at http://www.aphis.usda.gov/vs/nahss/equine/eva/eva-umr.pdf. (7-1-21)T

105. -- 109. (RESERVED)

110. **DEFINITIONS.**

In addition to the definitions found in Idaho Code Sections 25-239 and 25-802, the definitions in Section 110 apply in the interpretation and enforcement of Subchapter A only:

(7-1-21)T

- **01.** Accredited Veterinarian. A veterinarian approved by the Administrator and USDA/APHIS/VS, in accordance with the provisions of Title 9, Part 161, Code of Federal Regulations, to perform functions of State-Federal animal disease control programs. (7-1-21)T
 - **O2.** Animal. Any vertebrate member of the animal kingdom, except man.

(7-1-21)T

- **03. Approved Pseudorabies Vaccine.** Any pseudorabies vaccine produced under current USDA license and intended for immunizing swine against pseudorabies. (7-1-21)T
 - **04. Cachexia.** Weakness and emaciation caused by a serious disease such as tuberculosis or cancer.

(7-1-21)T

05. Epithelioma. Cancer or tumor.

(7-1-21)T

06. Equidae. Horses, ponies, mules, asses, and zebras.

(7-1-21)T

- **07. Exposed Livestock**. Any livestock that have been in contact with an animal infected with, or affected by, any contagious, infectious or communicable disease, including all livestock in a known infected herd. (7-1-21)T
- **08.** Gamebirds. Domesticated gallinaceous fowl such as pheasants, partridge, quail, grouse, and guineas. (7-1-21)T
- **09. Garbage**. Putrescible animal and vegetable waste containing animal parts resulting from the handling, preparation, processing, cooking or consumption of foods. (7-1-21)T
 - 10. Hatching Eggs. Fertilized eggs.

(7-1-21)T

- 11. Herd. A herd is any group of livestock maintained on common ground for any purpose, or two (2) or more groups of livestock under common ownership or supervision, geographically separated, but which have an interchange or movement of animals without regard to whether the animals are infected with or exposed to contagious, infectious, or communicable animal diseases. (7-1-21)T
- 12. Infected Livestock. Any livestock determined to be infected with a contagious infectious, of communicable disease by an official test or diagnostic procedure, or diagnosed by a veterinarian as infected.

(7-1-21)T

13. Interstate Movement. Movements of livestock and poultry from Idaho into any other state, territory or the District of Columbia or from any other state, territory or the District of Columbia into Idaho.

(7-1-21)T

- 14. Intrastate Movement. Movement of any animal from one location to another location within Idaho. (7-1-21)T
- **15. Known Infected Herd**. Any herd in which any livestock has been determined to be infected with contagious, infectious, or communicable diseases by an official test or diagnostic procedure, or diagnosed by a veterinarian as being infected. (7-1-21)T
- **16. Livestock**. Swine, cattle, sheep, goats, equidae, domestic bison, domestic cervidae, camelids, ratites, and other domestically raised animals. (7-1-21)T
 - 17. Necrosis. Death of tissue.

(7-1-21)T

- **18. Negative.** An animal that has been tested with official test procedures and is found to be negative. (7-1-21)T
- 19. **Neoplastic Tissue**. New growth or tissue associated with a tumor.

(7-1-21)T

- **20. Official Pseudorabies Test**. Any test for the diagnosis of pseudorabies that has been approved by USDA/APHIS and is conducted by a state/federal approved laboratory. (7-1-21)T
 - **21. Orbital Region**. The cavity containing the eye and surrounding bones. (7-1-21)T

Section 110 Page 6 IAC Archive 2020 C2

(7-1-21)T

- **22. Positive.** An animal that has been tested and found positive with official disease test procedures and is considered infected with any contagious, infectious, or communicable disease. (7-1-21)T
 - **23. Poultry.** Domesticated fowl, including chickens, turkeys, waterfowl, and gamebirds. (7-1-21)T
- **24. Pseudorabies**. The contagious, infectious, and communicable disease of livestock and other animals also known as Aujeszky's disease, mad itch or infectious paralysis. (7-1-21)T
- **Quarantine.** A written order, or a verbal order followed by a written order, executed by the Administrator, to confine or hold animals on a premise or any other location, and to prevent movement of animals from a premise or any other location when the Administrator has determined that the animals have been found or are suspected to be exposed to or infected with any contagious, infectious, or communicable disease, or the animals are not in compliance with the provisions of this chapter. (7-1-21)T
- **26. Quarantined Area**. The counties, areas, or districts, portions thereof, quarantined by the Division of Animal Industries for specific contagious, infectious, or communicable animal diseases. (7-1-21)T
- **27. Quarantined.** Isolation of all animals diseased or exposed thereto, from contact with healthy animals and exclusion of such healthy animals from enclosures or grounds where said diseased or exposed animals are, or have been kept. (7-1-21)T
- **28. Ratites.** Large, non-flying birds including, but not limited to ostriches, emus, cassowaries, and rheas. (7-1-21)T
- **29. Registered Veterinarians.** Veterinarians registered with, and approved by, the Division of Animal Industries to collect Trichomoniasis samples for official Trichomoniasis culture testing. (7-1-21)T
- **30. Restrain**. The confinement of livestock, or other animals, in a chute, or other device, for the purpose of efficiently, effectively, and safely inspecting, treating, vaccinating, or testing, as approved by the Administrator. (7-1-21)T
- **31. Stockyards.** A facility where trading in livestock is carried on, where yarding, feeding and watering places are provided by the stockyards or transportation companies, or where livestock associations or similar companies maintain corrals for feeding, shearing, dipping and separating animals. (7-1-21)T
 - **32. Suppuration**. The formation of pus.
- **33. Suspect**. An animal that has a response to an official test, but the response is not sufficient to determine the disease status of the animal tested. (7-1-21)T
 - **34. Swine**. All breeds of domestic porcine and all wild and exotic porcine. (7-1-21)T
- **35. Swine Feedlot**. Premises designed and used exclusively for the finish feeding of swine, from which the swine will be moved directly to slaughter. (7-1-21)T
 - **36.** Waterfowl. Domesticated fowl that normally swim such as ducks and geese. (7-1-21)T
 - **37. Wildfowl**. Wild gallinaceous fowl, turkeys, and waterfowl. (7-1-21)T

111. ABBREVIATIONS.

01. AGID. Agar gel immunodiffusion. (7-1-21)T

02. c-ELISA. Competitive Enzyme Linked Immunosorbent Assay. (7-1-21)T

03. EIA. Equine Infectious Anemia. (7-1-21)T

Section 111 Page 7 IAC Archive 2020 C2

04. NPIP. National Poultry Improvement Plan. (7-1-21)T

112. -- 113. (RESERVED)

114. SAMPLES FOR OFFICIAL REGULATORY TESTS.

No person shall collect samples, in Idaho, for official regulatory tests except:

(7-1-21)T

01. Accredited Veterinarians.

(7-1-21)T

02. State or Federal Animal Health Officials.

(7-1-21)T

03. Persons Approved by the Administrator.

(7-1-21)T

115. QUARANTINE.

The Administrator and all state and federal animal health officials are authorized to quarantine any animals affected or infected with, or exposed to any contagious, infectious, or communicable disease where such animals are found, or quarantine to a place designated by the Administrator. (7-1-21)T

- **01. Written Notice**. The owner or person in charge of the quarantined animals shall be given written notice of the quarantine. (7-1-21)T
- **02.** Acknowledgment of Quarantine. A quarantine is valid whether or not it is acknowledged by the signature of the owner or person in charge of the quarantined animals. (7-1-21)T
- **03. Disposition of Quarantined Animals**. No quarantined animals shall be moved, treated, or disposed of without the written approval of the Administrator. (7-1-21)T
- **04. Hold Order.** A hold order is a form of quarantine that may be used to restrict the movement of animals while the disease status of the animals is being investigated. (7-1-21)T

116. -- 119. (RESERVED)

120. DISINFECTION OF PREMISES, BUILDINGS AND VEHICLES.

The Administrator is authorized to order the cleaning and disinfecting of any barns, sheds, stockyards, railroad cars, ferryboats and other vehicles, feed yards, stable, pens, corrals, lanes and premises which have been used in confining, trailing or transporting any animals exposed to, affected by, or infected with any contagious, infectious or communicable diseases.

(7-1-21)T

- **01. Supervision of Cleaning and Disinfection**. State or federal animal health officials supervise the cleaning and disinfecting of such premises or conveyances. (7-1-21)T
- **02. Owner Responsibility**. The owner of such premises or conveyances, is responsible for cleaning and disinfecting when directed to do so by the Administrator. (7-1-21)T
- **03. Moving Contaminated Vehicle**. Any conveyance that has contained cattle, swine or other livestock exposed to, or affected by, any contagious, infectious or communicable disease, may not be moved for any purpose unless the Administrator has approved the movement in writing, prior to the movement occurring. (7-1-21)T
- **94.** Yards and Other Premises. Yards and other premises which have contained cattle, swine or other livestock exposed to, or affected by, any contagious, infectious or communicable disease shall not be used in connection with the movement of healthy animals until the said yards and premises have been cleaned and disinfected, under state or federal supervision, as directed by the Administrator. (7-1-21)T
- **05. Disinfectants**. Only disinfectants approved by USDA or the Administrator may be used. (7-1-21)T

Section 114 Page 8 IAC Archive 2020 C2

121. -- 124. (RESERVED)

125. TRANSIT INSPECTION.

When deemed necessary, movements of animals will be stopped in transit for inspection. If the animals are suspected of being infected with or exposed to any contagious, infectious or communicable disease, all persons having control of the transportation or movement of the animals shall cease the movement of the animals upon receipt of an order from state or federal animal health officials.

(7-1-21)T

126. -- 129. (RESERVED)

130. SLAUGHTERING OF DISEASED ANIMALS.

- **01. Authorized by Law.** When, in order to prevent the spread of contagious, infectious or communicable disease, it becomes necessary to slaughter any diseased or exposed livestock, the purchase of such livestock by the state is authorized by law, and an appropriation is available therefore, the value of the livestock is ascertained and compensation made therefore in accordance with the rules hereinafter provided. (7-1-21)T
- **Not Authorized by Law**. When, in order to prevent the spread of or to eradicate any contagious, infectious or communicable disease among any animals of this state, it becomes necessary to slaughter or destroy any diseased or exposed animals, and the purchase of such animals by the state is not authorized, and an appropriation not available therefore, the said animals shall be slaughtered under federal meat inspections rules and regulations, or destroyed and disposed of in accordance with IDAPA 02.04.17, "Rules Governing Dead Animal Movement and Disposal."

131. -- 139. (RESERVED)

140. INSPECTION OF ANIMALS.

When animals are being inspected by a state or federal animal health official, proper facilities for restraining the animals, and assistance shall be provided by the owner in order that a careful inspection may be made, and state and federal animal health officials shall not be interfered with in any manner.

(7-1-21)T

141. -- 144. (RESERVED)

145. CERTIFICATES OF VETERINARY INSPECTION.

A copy of certificates issued by an accredited veterinarian, or a state or federal animal health official covering the movement of livestock shall accompany the livestock to destination, and be provided to the receiver of the livestock by the person who delivers the livestock. (7-1-21)T

- **01. Copies.** Legible copies of certificates of veterinary inspection shall be submitted to the Division of Animal Industries. (7-1-21)T
- **02. Idaho Certificates.** Accredited veterinarians in Idaho shall submit legible copies of all certificates that they issue to the Division of Animal Industries within five (5) business days of issuance. (7-1-21)T

146. -- 149. (RESERVED)

150. STATE AND FEDERAL SEALS.

No person may break, or in any way tamper with, a seal or other device applied to premises or conveyances by state or federal animal health officials, except: (7-1-21)T

01. State or Federal Animal Health Officials; or (7-1-21)T

02. Persons Designated by the Administrator. (7-1-21)T

151. NOTIFICATION OF BROKEN SEALS.

Any person who discovers a state or federal seal that has been broken, tampered with, or is missing shall immediately notify the Administrator. (7-1-21)T

Section 125 Page 9 IAC Archive 2020 C2

152. LIVESTOCK IDENTIFICATION REMOVAL.

No person, except persons authorized by the Administrator, may remove or tamper with any state or federal livestock identification, including but not limited to: (7-1-21)T

0	1.	Official Vaccination Tags.	(7-	1-2	21)	Т

02. Official Identification Tags. (7-1-21)T

03. Trichomoniasis Tags. (7-1-21)T

04. Identification Tattoos. (7-1-21)T

153. -- 199. (RESERVED)

200. ARTIFICIAL INSEMINATION.

- **01. License Application**. Any person desiring to practice artificial insemination of domestic animals may file an application for a license on an application form furnished by the Administrator and accompanied by a license fee of twenty-five (\$25) dollars. (7-1-21)T
- **02. Training.** Each applicant is required to take a course of training in artificial insemination at the place and time designated by the Administrator. (7-1-21)T
 - **O3. Examination**. Examinations are in writing and focused on the skill of artificial insemination. (7-1-21)T
- **04. Passing Examination**. To be granted a license to practice artificial insemination applicants must answer correctly seventy-five percent (75%) of all questions asked. (7-1-21)T
- **05. Temporary License.** Temporary license to practice artificial insemination under the direct supervision of a licensed inseminator or veterinarian may be granted by the administrator, until such time as the next insemination course and examination is given. (7-1-21)T
- **06. License Expiration**. Licenses expire on the 30th day of June of each year, and all persons holding a license shall renew their license on or before the 1st day of July of each year. (7-1-21)T
- **07. License Renewal**. Each license renewal is to be addressed to the Administrator and accompanied by a renewal license fee of five dollars (\$5). (7-1-21)T
- **08. Renewal Delinquency**. Licenses not renewed by the 1st day of October following the date of delinquency are canceled. (7-1-21)T
- **09. Issuance Denial**. The Administrator may refuse to issue or renew a license pursuant to Section 25-810, Idaho Code. (7-1-21)T

201. -- 209. (RESERVED)

210. CANCER EYE - EPITHELIOMA.

Any animal offered for sale and found to be affected with epithelioma of the eye or of the orbital region in which the eye has been destroyed or obscured by neoplastic tissue and which shows extensive infection, suppuration and necrosis, usually accompanied with foul odor, or any animal affected with epithelioma of the eye or the orbital region which, regardless of extent, is accompanied with cachexia shall not be sold for slaughter for human consumption. All such animals shall be humanely euthanized, or disposed of for immediate slaughter directly to:

(7-1-21)T

01. Animal Rendering Plants; or (7-1-21)T

Section 152 Page 10 IAC Archive 2020 C2

02. Fur Farms. Fur or mink farm or other establishment as approved by the Administrator. (7-1-21)T

211. EPITHELIOMA -- PUBLIC LIVESTOCK MARKETS.

Any animal entering a public livestock market that is affected, as described in Section 210 of this rule, shall be held only in the quarantine pen and sold only there from.

(7-1-21)T

212. -- 219. (RESERVED)

220. RABIES.

The Administrator is authorized to develop and implement a plan for rabies control in any portion of this state.

(7-1-21)T

- **01. Reporting.** It is hereby made the duty of all persons practicing veterinary medicine in this state, or owners or persons in charge of animals, to report to the Administrator, by telephone, facsimile, or electronic mail, all cases of rabies within forty-eight (48) hours. (7-1-21)T
 - **O2. Discharging Authority.** State and federal animal health officials are authorized and empowered to: (7-1-21)T
- **a.** Inspect, quarantine, treat, condemn, slaughter and dispose of any animals affected or infected with or exposed to rabies. (7-1-21)T
 - **b.** Quarantine, clean and disinfect all premises where such animals have been kept. (7-1-21)T
 - **c.** Call upon sheriffs, constables and other peace officers to assist them in the discharge of their duties. (7-1-21)T

221. -- 229. (RESERVED)

230. BIOLOGICALS.

Veterinary serums, vaccines, recombinant vaccines, bacterins, biologic remedies, diagnostic agents, immunoassay agents and diagnostic probes used in the treatment or diagnosis of disease of livestock, poultry, domestic animals, fish or fur bearing animals shall not be imported into or sold, distributed, or used within the state of Idaho unless such serum, vaccines, recombinant vaccines, bacterins, biologic remedies, diagnostic agents, immunoassay agents and diagnostic probes have been produced under a license by the United States Department of Agriculture and the manufacturers shall have a permit issued by the Idaho Department of Agriculture, Division of Animal Industries.

(7-1-21)T

231. -- 239. (RESERVED)

240. POULTRY AND RATITES.

Any person producing poultry or ratites for any of the following uses, is required to be in compliance with the NPIP program: (7-1-21)T

- **O1.** Sale of Live Birds or Hatching Eggs. The sale of live birds or hatching eggs; or (7-1-21)T
- **02. Release of Live Birds**. Release of live birds, such as hunting clubs, hunting preserves, or dog trials; or the release of live birds into the wild. (7-1-21)T

241. RECORD REQUIREMENTS.

In addition to meeting the record keeping requirements of the NPIP program, all NPIP participants shall forward a copy of their annual flock qualification test results to the Division of Animal Industries within fifteen (15) days of the completion of testing.

(7-1-21)T

242. INSPECTIONS.

The premises where participants in the NPIP program raise poultry or ratites shall be inspected at least once each calendar year by state or federal animal health officials. (7-1-21)T

Section 211 Page 11 IAC Archive 2020 C2

01. Scheduling of Inspections. State or federal animal health officials will attempt to notify the NPIP participant prior to any inspection and schedule the annual inspections in advance with the NPIP participant.

(7-1-21)T

02. Inspecting Records. During normal business hours, state or federal animal health officials are authorized to inspect, review, and copy any poultry or ratite records deemed necessary to ensure compliance with these rules. State or federal animal health officials will attempt to notify the owner or operator of the premises where records are kept prior to inspecting records. (7-1-21)T

243. NPIP CERTIFICATES OF PARTICIPATION.

The Division of Animal Industries will issue NPIP participation certificates annually to the owners of poultry and ratites that meet the following requirements: (7-1-21)T

- **01. Records**. Each NPIP participant must have on file records of their flock qualification testing; and (7-1-21)T
- **02. Inspection Forms**. Each NPIP participant shall have on file a copy of the annual inspection form from the previous year documenting compliance with the NPIP program. (7-1-21)T

244. -- 249. (RESERVED)

250. EQUIDAE -- EQUINE INFECTIOUS ANEMIA.

Official tests for EIA include the AGID test, the C-ELISA test, and other EIA tests approved by USDA or the Administrator. (7-1-21)T

- **O1. Blood Samples.** Equine blood samples collected for official EIA tests shall be collected by a state or federal animal health official or an accredited veterinarian who is licensed in the state in which the animal being tested is located. (7-1-21)T
- **02. Official Samples.** Official EIA test samples shall be accompanied to the testing laboratory by an official EIA test report on which is recorded the name and address of the owner or person in charge of the animal, the breed, sex, age and identification of the animal being tested. Identification includes identifying tattoos, brands, color and distinctive markings. The accredited veterinarian or animal health official collecting the EIA test samples shall record the date the samples were collected and affix his signature to the official EIA test report. (7-1-21)T
- **03. Official Tests.** Official EIA tests shall be conducted in a laboratory approved by USDA or the state of Idaho to conduct EIA tests. (7-1-21)T

251. EIA IS A REPORTABLE DISEASE.

All laboratories conducting EIA tests on Idaho origin equidae and all veterinarians who diagnose EIA in Idaho equidae shall report positive results of all EIA tests and diagnoses to the Administrator of Animal Industries within twenty-four (24) hours of such test or diagnosis. Negative test results shall be reported within forty-eight (48) hours.

(7-1-21)T

252. EIA INFECTED ANIMALS.

Any equidae which are positive to an official EIA test are to be declared infected with EIA and designated as an EIA reactor. The Administrator may require or recommend a re-test of EIA reactors in order to confirm infection or identification of the animal. In cases where a confirmatory test is conducted, the final determination of infection will be delayed until the results of the confirmatory test are available. The animal on which a confirmatory test is to be conducted will be placed under an official Hold Order until the results of the confirmatory test are available.

(7-1-21)T

253. DISPOSITION OF EIA REACTORS.

Equidae found to be infected with EIA shall:

(7-1-21)T

Quarantined. Be quarantined to the premises where the animal was found to be infected, the

Section 243 Page 12 IAC Archive 2020 C2

IDAHO ADMINISTRATIVE CODE Department of Agriculture

IDAPA 02.04.03 Rules Governing Animal Industry

owner	's premis	es, or another premises that is approved by the Administrator. (7-1-21)T	
	02.	Duration of Quarantine. Remain under quarantine until it is:	(7-1-21)T
	a.	Consigned to slaughter at a USDA approved equine slaughter establishment; or	(7-1-21)T
	b.	Euthanized and buried or incinerated; or	(7-1-21)T
	c.	Donated to a university or other research facility for use in EIA research projects.	(7-1-21)T

254. ISOLATION OF EIA REACTORS.

The quarantine premises or area for EIA reactors shall provide no less than two-hundred (200) yards separation from all other equidae. The quarantine area and quarantined animals therein may be monitored periodically by state or federal animal health officials to ensure that provisions of the quarantine are being met. (7-1-21)T

255. IDENTIFICATION OF EIA REACTORS.

All equidae found to be infected with EIA shall be identified with an "82 A", at least two (2) inches high, hot iron or freeze brand on the left neck or left shoulder of the animal. Identification as an EIA reactor shall be accomplished within fifteen (15) days of notification that the animal is infected with EIA. (7-1-21)T

256. EXPOSED EQUIDAE.

EIA exposed equidae may include all equidae that are held within two-hundred (200) yards of the location where an EIA reactor is or was maintained. (7-1-21)T

01. Hold Order. Exposed equidae shall be placed under a Hold Order until the animals have been tested negative to EIA at least sixty (60) days after the last reactor animal has been removed from the premises.

(7-1-21)T

02. Movement of Exposed Equids. Individual exposed equids, which have not had a negative sixty (60) day test, may be allowed to move under Hold Order for specific purposes if they have a negative EIA test prior to movement. Such movement shall not be for longer than fifteen (15) days. (7-1-21)T

257. EXTENDED VALIDITY EQUINE CERTIFICATES.

Provided there is a written agreement between the Administrator and the chief livestock sanitary official of the state of destination, Idaho origin equidae may be moved from Idaho for shows, rides or other equine events and return to Idaho on an extended validity equine certificate under a state system of equine certification acceptable to the Administrator and the state of destination. The Administrator may authorize the movement of equidae into or out of Idaho on extended validity equine certificates.

(7-1-21)T

258. -- 299. (RESERVED)

300. FOREIGN ANIMAL AND REPORTABLE DISEASES.

It is the duty of all persons in Idaho to report to the Administrator immediately, by telephone, facsimile, or electronic mail, any lesions or symptoms resembling any of the foreign animal and reportable diseases listed in Subchapter A, that they may find existing among the animals in Idaho. The Administrator may add a foreign animal and reportable disease by issuing an administrative order explaining in writing the reasons for requiring the disease to be reported.

(7-1-21)T

301. FOREIGN ANIMAL AND REPORTABLE DISEASES: MULTIPLE SPECIES.

01.	Anthrax.	(7-1-21)T
02.	Brucellosis.	(7-1-21)T
03.	Foot and Mouth Disease.	(7-1-21)T
04.	Heartwater.	(7-1-21)T

Section 254 Page 13 IAC Archive 2020 C2

IDAHO ADMINISTRATIVE CODE Department of Agriculture			IDAPA 02.04.03 Rules Governing Animal Industry		
			(7.1.21)T		
	05.	Leishmaniasis.	(7-1-21)T		
	06.	Plague (Yersinia pestis).	(7-1-21)T		
	07.	Pseudorabies.	(7-1-21)T		
	08.	Q Fever (Coxiella burnetti).	(7-1-21)T		
	09.	Rabies.	(7-1-21)T		
	10.	Rift Valley Fever.	(7-1-21)T		
	11.	Scabies.	(7-1-21)T		
	12.	Screw Worms.	(7-1-21)T		
	13.	Theileriosis.	(7-1-21)T		
	14.	Trypanosomiasis.	(7-1-21)T		
	15.	Tuberculosis.	(7-1-21)T		
	16.	Tularemia.	(7-1-21)T		
	17.	Vesicular Stomatitis.	(7-1-21)T		
302.	FOREIGN ANIMAL AND REPORTABLE DISEASES: AVIAN DISEASES.				
	01.	Avian Influenza.	(7-1-21)T		
	02.	Avian Chlamydiosis (Psittacosis).	(7-1-21)T		
	03.	Exotic Newcastle Disease.	(7-1-21)T		
303.	FOR	EIGN ANIMAL AND REPORTABLE DISEASES: BOVI	NE DISEASES.		
	01.	Babesiosis.	(7-1-21)T		
	02.	Bovine Brucellosis (B. abortus).	(7-1-21)T		
	03.	Bovine Spongiform Encephalopathy.	(7-1-21)T		
	04.	Bovine Tuberculosis.	(7-1-21)T		
	05.	Contagious Bovine Pleuropneumonia.	(7-1-21)T		
	06.	Crimean Congo Hemorrhagic Fever.	(7-1-21)T		
	07.	Lumpy Skin Disease.	(7-1-21)T		
	08.	Malignant Catarrhal Fever (Foreign Type).	(7-1-21)T		
	09.	Rinderpest.	(7-1-21)T		
	10.	Trichomoniasis.	(7-1-21)T		

Section 302 Page 14 IAC Archive 2020 C2

IDAHO ADMINISTRATIVE CODE Department of Agriculture			IDAPA 02.04.0 Rules Governing Animal Industr		
304. Chronic	FOREIGN ANIMAL AND REPORTABLE DISEASES: CERVICE Wasting Disease is a reportable disease.			(7-1-21)T	
305.	FORE	IGN ANIMALAND REPORTABLE DISEASES: EQUINE DISEA	ASES.		
	01.	African Horse Sickness.		(7-1-21)T	
	02.	Contagious Equine Metritis.		(7-1-21)T	
	03.	Dourine.		(7-1-21)T	
	04.	Equine Encephalomyelitis (Eastern, Western, Venezuelan).		(7-1-21)T	
	05.	Equine Infectious Anemia.		(7-1-21)T	
	06.	Equine Piroplasmosis (Babesiosis).		(7-1-21)T	
	07.	Equine Viral Arteritis.		(7-1-21)T	
	08.	Glanders.		(7-1-21)T	
	09.	Hendra Virus.		(7-1-21)T	
	10.	Japanese Encephalitis.		(7-1-21)T	
	11.	Surra (Trypanosoma evansi).		(7-1-21)T	
306.	FORE	IGN ANIMALAND REPORTABLE DISEASES: FISH DISEASE	S.		
	01.	Asian Tapeworm of Carp.		(7-1-21)T	
	02.	Oncorhynchus Masou Virus Disease.		(7-1-21)T	
	03.	Spring Viremia of Carp.		(7-1-21)T	
	04.	Viral Hemorrhagic Septicemia.		(7-1-21)T	
307. Rabbit I		IGN ANIMAL AND REPORTABLE DISEASES: LAGOMORPH agic Disease is a reportable disease.		(7-1-21)T	
308.	FORE	IGN ANIMAL AND REPORTABLE DISEASES: SHEEP AND G	OAT DISEASES.		
	01.	Contagious Caprine Pleuropneumonia.		(7-1-21)T	
	02.	Nairobi Sheep Disease.		(7-1-21)T	
	03.	Ovine Brucellosis (B. melitensis).		(7-1-21)T	
	04.	Peste des Petits Ruminants.		(7-1-21)T	
	05.	Scrapie.		(7-1-21)T	
	06.	Sheep and Goat Pox.		(7-1-21)T	
309.	FORE	IGN ANIMAL AND REPORTABLE DISEASES: SWINE DISEAS	SES.		
	01.	African Swine Fever.		(7-1-21)T	

Section 304 Page 15 IAC Archive 2020 C2

		NISTRATIVE CODE of Agriculture	IDAPA 02.04.03 Rules Governing Animal Industry
	02.	Classical Swine Fever (Hog Cholera).	(7-1-21)T
	03.	Enterovirus Encephalitis (Teschen Disease).	(7-1-21)T
	04.	Nipah Virus Encephalitis.	(7-1-21)T
	05.	Porcine Brucellosis (B. suis).	(7-1-21)T
	06.	Swine Vesicular Disease.	(7-1-21)T
310	329.	(RESERVED)	
Admin	terinariar istrator.	FIABLE DISEASES. as licensed to practice in Idaho shall report any notifiable. The Administrator may add a notifiable disease by issuint ons for requiring the disease to be reported.	
331. West N		FIABLE DISEASES: MIXED SPECIES DISEASES.	(7-1-21)T
332.	NOTI	FIABLE DISEASES: AVIAN DISEASES.	(*)
	01.	Avian Mycoplasmosis (M. gallisepticum and M. synovi	ae). (7-1-21)T
	02.	Fowl Typhoid (Salmonella gallinarum).	(7-1-21)T
	03.	Pullorum Disease (Salmonella pullorum).	(7-1-21)T
333.	NOTI	FIABLE DISEASES: BOVINE DISEASES.	
	01.	Hemorrhagic Septicemia (Pasteurella multocida).	(7-1-21)T
	02.	Malignant Catarrhal Fever (Sheep Associated).	(7-1-21)T
334.	NOTI	FIABLE DISEASES: EQUINE DISEASES.	
	01.	Equine Herpesvirus Myeloencephalopathy.	(7-1-21)T
	02.	Equine Rhinopneumonitis.	(7-1-21)T
335.	NOTI	FIABLE DISEASES: FISH DISEASES.	
	01.	Epizootic Hematopoietic Necrosis.	(7-1-21)T
	02.	Infectious Hematopoietic Necrosis.	(7-1-21)T
	03.	Whirling Disease.	(7-1-21)T
336. Myxor		FIABLE DISEASES: LAGOMORPH DISEASES. a notifiable disease.	(7-1-21)T
337.	NOTI	FIABLE DISEASES: SHEEP AND GOAT DISEASES.	
	01.	Bluetongue.	(7-1-21)T
	02.	Caprine Arthritis/Encephalitis (CAE).	(7-1-21)T

Section 330 Page 16 IAC Archive 2020 C2

IDAHO ADMINISTRATIVE CODE Department of Agriculture

IDAPA 02.04.03 Rules Governing Animal Industry

	03.	Caseous Lymphadenitis.	(7-1-21)T
	04.	Contagious Agalactia (Mycoplasma spp.).	(7-1-21)T
	05.	Enzootic Abortion (Chlamydia psittici).	(7-1-21)T
	06.	Footrot.	(7-1-21)T
	07.	Haemonchus Contortus (drug-resistant).	(7-1-21)T
	08.	Johne's Disease.	(7-1-21)T
	09.	Maedi-Visna/Ovine Progressive Pneumonia (OPP).	(7-1-21)T
	10.	Ovine Epididymitis (Brucella ovis).	(7-1-21)T
	11.	Toxoplasma Gondii Abortion.	(7-1-21)T
	12.	Vibrionic Abortion (Campylobacter fetus).	(7-1-21)T
338.	NOT	TIFIABLE DISEASES: SWINE DISEASES.	
	01.	Porcine Reproductive and Respiratory Syndrome (PRRS).	(7-1-21)T
	02.	Transmissible Gastroenteritis.	(7-1-21)T
339	- 359.	(RESERVED)	
260	ACT	INOMVCOSIS (LUMD LAW)	

360. ACTINOMYCOSIS (LUMP JAW).

O1. Selling Diseased Animal. It is unlawful for any person to knowingly sell, offer for sale, or in any manner transfer ownership to another person any animal infected or affected with the disease known as actinomycosis or lump jaw if the disease shows well-marked clinical symptoms, or is in the advanced stage, except for immediate slaughter, and then only in accordance with the meat inspection rules and regulations of the USDA.

02. Public Livestock Markets. Animals showing well marked clinical symptoms or in the advanced stage of actinomycosis or lump jaw passing through public livestock markets shall be placed and sold only from quarantine pens. (7-1-21)T

361. -- 399. (RESERVED)

400. GARBAGE FEEDING.

No person shall feed garbage to swine.

(7-1-21)T

- **01. Household Wastes**. Private household wastes not removed from the premises where produced is not considered garbage. (7-1-21)T
- **02. Inspection and Investigation**. The Administrator is authorized to enter upon any private or public property for the purpose of inspecting and investigating conditions relating to the feeding of garbage to swine.

(7-1-21)T

401. PSEUDORABIES -- PROCEDURES FOR CONTROL AND ERADICATION.

01. Laboratories. Blood, serum, tissues, or other samples are to be tested only by state/federal-approved laboratories. (7-1-21)T

Section 338 Page 17 IAC Archive 2020 C2

- **O2. Supervision**. State or federal veterinarians will supervise pseudorabies control and eradication efforts. (7-1-21)T
- **03. Quarantines.** Any herd in which any livestock has been determined to be infected with pseudorabies by an official pseudorabies test or diagnosed by a veterinarian as having pseudorabies will be placed under official state quarantine for pseudorabies. (7-1-21)T
- **a.** All swine on pseudorabies-infected premises shall be sold for slaughter under permit within fifteen (15) days of diagnosis. (7-1-21)T
- **b.** Livestock, other than swine, on pseudorabies infected premises shall be confined to the premises for a period of ten (10) days after the swine herd is sold for slaughter. Livestock, other than swine can, under permit, be moved to a separate holding area and be released from quarantine after a period of ten (10) days, if no signs of pseudorabies occur in the animals. (7-1-21)T

402. PSEUDORABIES VACCINE.

No person shall import into Idaho, possess, use, keep, buy, sell, offer for sale, barter, exchange, give away, or otherwise dispose of any pseudorabies vaccine without written permission from the Administrator. (7-1-21)T

403. VACCINATED SWINE.

No person shall import into Idaho any swine that have been vaccinated for Pseudorabies.

(7-1-21)T

404. -- **419.** (RESERVED)

420. ERADICATION METHODS.

USDA Program Standards apply to elimination of pseudorabies from a herd.

(7-1-21)T

421. -- 429. (RESERVED)

430. IDENTIFICATION OF INFECTED SWINE.

All seropositive and infected swine are to be individually identified by placing a reactor ear tag in the left ear of the animal and recording the tag number on all movement documents. Identification shall be accomplished within five (5) days of the date the animals were reported as positive or infected. (7-1-21)T

431. IDENTIFICATION OF EXPOSED SWINE.

All exposed swine that are removed from the premises of origin shall be individually identified by placing a swine identification tag in the right ear of the animal. The identification number shall be recorded on movement documents. Individual identification may be waived for swine moving directly to slaughter, on a permit, in a sealed vehicle.

(7-1-21)T

432. -- 449. (RESERVED)

450. QUALIFIED PSEUDORABIES-NEGATIVE HERDS.

The qualifying method and development of a pseudorabies-negative herd shall be accomplished in accordance with the USDA Program Standards for pseudorabies. (7-1-21)T

451. -- 459. (RESERVED)

460. CLEANING AND DISINFECTION.

All pens, wherein swine are held prior to or after their sale, shall be thoroughly cleaned and disinfected within seventy-two (72) hours following completion of the sale or before the next sale, whichever occurs first. (7-1-21)T

461. -- 503. (RESERVED)

SUBCHAPTER B - ANIMAL HEALTH EMERGENCIES

Section 402 Page 18 IAC Archive 2020 C2

INCORPORATION BY REFERENCE.

The following documents are incorporated by reference and apply only to Subchapter B, Sections 510-591: 9 C.F.R. § 53.2, January 1, 2002, which can be viewed online at https://www.govinfo.gov/content/pkg/CFR-2002-title9-vol1/ pdf/CFR-2002-title9-vol1-sec53-2.pdf. (7-1-21)T

505. − **509.** (RESERVED)

DEFINITIONS.

The definitions in Section 510 apply in the interpretation and enforcement of Subchapter: B only: (7-1-21)T

01. Animals. All vertebrates, except humans.

- (7-1-21)T
- Conveyance. Any type of vehicle, carrier, kennel, or trailer of any kind used to move or hold animals. (7-1-21)T
 - 03. **Domestic Cervidae**. Elk, fallow deer, and reindeer owned by a person. (7-1-21)T
- Emergency Disease. A disease, agent or parasite that could have a devastating impact on people, (7-1-21)Tanimals, or the economy as determined by the Director.
- Epidemiology. The study of the distribution and determinants of health-related states or events in specified populations, and the application of this study to control of health problems. (7-1-21)T
- Exposed. Animals that have had contact with other animals, herds, or materials that have been determined to be infected with or affected by any infectious, contagious, or communicable disease. (7-1-21)T
- Federal Animal Health Official. An employee of USDA/APHIS/VS who is authorized to perform animal health activities. (7-1-21)T
- Foreign Animal Disease. A transmissible disease of animals, believed to not exist in the United States and its territories, as determined by USDA that has a potential significant health or economic impact.

- 09. Infected Zone. The geographic portion of a quarantine area, which contains all animals known to be infected with or exposed to an emergency disease as designated by the Administrator. (7-1-21)T
- Livestock. Cattle, swine, horses, mules, asses, sheep, goats, domestic cervidae, camelids, and ratites. (7-1-21)T
- 11. Operator. The person who has authority to manage or direct an animal premises or conveyance and the animals thereon.
- **Premises.** The ground area, buildings, corrals, and equipment utilized to keep, hold or maintain 12. animals. (7-1-21)T
- Quarantine. A written order, executed by the Administrator, to confine or hold animals on a premises or any other location, where found, and prevent movement of animals from a premises or any other location when the Administrator has determined that the animals are infected with or exposed to a disease, or are not in compliance with the provisions of this chapter. (7-1-21)T
- Quarantine Area. A geographic designation encompassing one (1) or more premises in one (1) or more counties, and consisting of an infected zone and a surveillance zone as determined by the Administrator.

(7-1-21)T

State Animal Health Official. The Administrator, or his designee, who is responsible for disease 15. control and eradication programs. (7-1-21)T

IAC Archive 2020 C2 Section 504 Page 19

16. Surveillance Zone. The geographic portion of the quarantine area surrounding the infected zone as designated by the Administrator. (7-1-21)T

511. -- 520. (RESERVED)

521. CIRCUMSTANCES OF AN ANIMAL HEALTH EMERGENCY.

The discovery of any emergency disease, which could have a devastating impact on the livestock, other animals, or people of this state, may constitute an animal health emergency requiring the implementation of prevention, management, control or eradication measures by state animal health officials. (7-1-21)T

522. DECLARATION OF AN ANIMAL HEALTH EMERGENCY.

The Director is authorized to declare an animal health emergency upon:

(7-1-21)T

- **01. Foreign Disease**. The discovery of any disease, parasite or agent which has been identified by the USDA/APHIS/VS as a "communicable foreign disease not known to exist in the United States"; or (7-1-21)T
- **02. Eradicated Diseases.** The discovery of any disease, parasite or agent which is not naturally occurring in or has been eradicated from Idaho, as determined by the Administrator, and which, if introduced into Idaho, would have a devastating impact on the livestock or other animals of the state; or (7-1-21)T
- **O3. Specific Diseases.** The exposure to or infection of foot and mouth disease, bovine spongiform encephalopathy, chronic wasting disease, other transmissible spongiform encephalopathies, brucellosis, tuberculosis, or any foreign, exotic or emerging disease, as determined by the Administrator. (7-1-21)T
- **04. Disease Presence**. The presence of any foreign, eradicated, or specific diseases in any state in the United States, any country contiguous to the United States, or any country from which the state of Idaho receives animals or animal products may constitute an emergency. (7-1-21)T

523. QUARANTINE AUTHORITY.

State or federal animal health officials are authorized to quarantine any animal infected with or exposed to an emergency disease, or any premises, county or area of the state to prevent ingress or egress of animals, people, or vehicles in the event of an emergency disease.

(7-1-21)T

524. UTILIZATION OF VACCINATION IN ANIMAL HEALTH EMERGENCIES.

The Administrator is authorized to order the strategic use of vaccinations, treatments or other remedies to reduce the risk or spread of emergency diseases. (7-1-21)T

525. -- 529. (RESERVED)

530. QUARANTINE PROCEDURES FOR AN ANIMAL HEALTH EMERGENCY.

State or federal animal health officials are authorized to place under quarantine any infected animals, exposed animals, and those animals exhibiting signs of an emergency disease. The quarantine may also include susceptible animals not yet exposed. (7-1-21)T

- **01. Written Notice**. Written notice of quarantine will be given to the owner of the animals, or the owner or operator of the premises or conveyance where the animals are found. (7-1-21)T
- **02. Validity of Quarantine**. The quarantine is valid whether or not it is acknowledged by signature of the owner or operator. (7-1-21)T
- **03. Quarantine Release**. The quarantine remains in place until a state or federal animal health official releases the quarantine in writing. (7-1-21)T

531. QUARANTINE AREA.

The Administrator may establish a quarantine area, which includes an infected zone encompassing the infected and exposed animals and premises, and a surveillance zone, based on the locations of said premises and the characteristics and epidemiology of the disease. The quarantine area may include one or more premises, all or part of a county, or all

Section 521 Page 20 IAC Archive 2020 C2

IDAHO ADMINISTRATIVE CODE Department of Agriculture

IDAPA 02.04.03 Rules Governing Animal Industry

or part of the state. (7-1-21)T

532. QUARANTINE AREA SECURITY.

The Administrator may limit access of people and vehicles to the quarantine area.

(7-1-21)T

533. QUARANTINE AREA BIO-SECURITY.

Bio-security of the quarantine area will be instituted and maintained.

(7-1-21)T

- **01. Personnel**. People entering or leaving the quarantine area will follow disinfection or decontamination guidelines and procedures established by state or federal animal health officials. (7-1-21)T
- **02. Vehicles and Equipment**. Vehicles and equipment moving into or out of the quarantine area will be cleaned and disinfected or decontaminated according to guidelines and procedures established by state or federal animal health officials. (7-1-21)T

534. ANIMAL MOVEMENT IN QUARANTINE AREA.

Animals shall not be moved into, out of, through, or within the quarantine area except by permit issued by the Administrator. (7-1-21)T

535. SALE OF DISEASED OR EXPOSED ANIMALS NOT ALLOWED.

Animals infected with, or susceptible animals exposed to, an emergency disease shall not be set free, sold, or in any way transferred to another person without written authorization from the Administrator. (7-1-21)T

536. EXPOSURE OF ANOTHER'S ANIMALS NOT ALLOWED.

Animals infected with or exposed to an emergency disease or any disease not known to exist in Idaho shall not be: (7-1-21)T

- **01. Housed**. Housed with, or adjacent to, another person's animals that have not been previously exposed or land used for raising such animals; or (7-1-21)T
- **02.** Turned Out. Turned out with, or adjacent to, another person's animals that have not been previously exposed or land used for raising such animals. (7-1-21)T

537. MOVEMENT OR SALE OF ANIMAL PRODUCTS.

The Administrator may prohibit the movement or sale of products from animals infected with or exposed to an emergency disease. (7-1-21)T

538. -- 539. (RESERVED)

540. RESTRICTIONS ON ANIMALS FROM AREAS OR STATES AFFECTED BY EMERGENCY DISEASES.

The Administrator may impose restrictions on animal movement into Idaho from areas or states affected by an emergency disease as provided in IDAPA 02.04.21, "Rules Governing the Importation of Animals." (7-1-21)T

541. ANIMALS IN TRANSIT AT TIME OF DECLARED EMERGENCY.

The Administrator will determine the disposition of animals in transit at the time of the declaration of an animal health emergency. (7-1-21)T

542. -- 549. (RESERVED)

550. CONDEMNATION OF INFECTED, EXPOSED, OR SUSCEPTIBLE ANIMALS.

The Administrator is authorized to condemn, and order the slaughter, destruction, or other disposition of animals, infected with, exposed to, or susceptible to an emergency disease. (7-1-21)T

551. -- 559. (RESERVED)

560. DEPOPULATION OF ANIMALS.

IDAHO ADMINISTRATIVE CODE Department of Agriculture

IDAPA 02.04.03 Rules Governing Animal Industry

Animals infected with, exposed to, or susceptible to an emergency disease may be depopulated to control and eradicate the disease. (7-1-21)T

- **01. Preventive Slaughter or Destruction**. Animals, located within the quarantine area, that are susceptible to an emergency disease may be depopulated to control or eradicate the emergency disease. (7-1-21)T
 - **O2.** Scope of Depopulation. The Administrator will determine the scope of depopulation. (7-1-21)T

561. METHOD OF DEPOPULATION.

The Administrator will determine the method for destruction of animals in quarantine areas.

(7-1-21)T

562. TIME LIMIT FOR DEPOPULATION.

The Administrator will determine the time limit for depopulation of condemned animals.

(7-1-21)T

563. -- 569. (RESERVED)

570. COMPENSATION FOR APPRAISED ANIMALS.

Owners of condemned animals will be compensated for animals ordered destroyed by the Administrator if the animals are appraised prior to depopulation, and the owner is in compliance with these rules. Compensation may be paid on animals that die or are depopulated before appraisal at the discretion of the Administrator. (7-1-21)T

571. COMPENSATION FOR ANIMALS DESTROYED.

State compensation is limited to appraised value less any federal indemnity and salvage value for animals condemned, and slaughtered or otherwise destroyed. (7-1-21)T

572. APPRAISAL PROCEDURE FOR ANIMALS DEPOPULATED.

- **01. Animal Appraisal**. Animals to be depopulated shall be appraised by a team of three (3) persons including: (7-1-21)T
 - **a.** A representative of the Division of Animal Industries;

(7-1-21)T

b. The owner; and

(7-1-21)T

c. A person with experience marketing the species of animal as determined by the Administrator.

(7-1-21)T

02. Dispute of Appraisal. When the appraisal price is in dispute, the Director may grant a hearing to any person, under such rules as the Department may prescribe which are in compliance with Title 67, Chapter 52, Idaho Code. (7-1-21)T

573. TIME LIMIT FOR APPRAISAL.

The Administrator will determine the time limit for completing the appraisal.

(7-1-21)T

574. -- 579. (RESERVED)

580. COMPENSATION FOR LABOR EMPLOYED.

- **01. Disposal of Animals**. The Department may pay actual costs for labor employed for disposal of animals depopulated at the direction of the Administrator. (7-1-21)T
- **02.** Cleaning and Disinfection. The Department may pay actual costs for labor employed in the cleaning and disinfection of premises where infected or exposed animals were kept. (7-1-21)T

581. COMPENSATION FOR PROPERTY DESTROYED.

The Department will compensate owners for property ordered destroyed by the Administrator.

(7-1-21)T

Section 561 Page 22 IAC Archive 2020 C2

- **01. Property Destroyed Otherwise**. The department may compensate owners for property otherwise destroyed as approved by the Administrator. (7-1-21)T
- **02. Actual Value.** The Department will pay actual value of property destroyed, as determined by the Administrator, if compensation is paid. (7-1-21)T

582. -- 589. (RESERVED)

590. CLEANING AND DISINFECTION OF PREMISES.

Any premises or area where animals infected with or exposed to an emergency disease were held or kept shall be cleaned, disinfected, or decontaminated under the supervision and at the direction of state or federal animal health officials within the time limit established by the Administrator. (7-1-21)T

591. CLEANING AND DISINFECTION OF ANIMAL CONVEYANCE.

Any conveyance used to hold or transport animals infected with or exposed to an emergency disease shall be cleaned, disinfected, or decontaminated under the supervision and at the direction of state or federal animal health officials within the time limit established by the Administrator. (7-1-21)T

592. -- 999. (**RESERVED**)

Section 590 Page 23 IAC Archive 2020 C2

Subject Index

A	Destroyed 22	Swine Feedlot 7
A	Destroyed 22 Compensation For Appraised	Waterfowl 7
Abbreviations 5	Animals 22	Wildfowl 7
APHIS, Animal & Plant Health		
Inspection Service 5	Compensation For Labor	Definitions, IDAPA 02.04.03,
CFR, Code of Federal	Employed 22	Subchapter B 19
Regulations 5	Cleaning & Disinfection 22	Animals 19
USDA, United States Department	Disposal of Animals 22	Conveyance 19
of Agriculture 5	Compensation For Property	Domestic Cervidae 19
VS, Veterinary Services 5	Destroyed 22	Emergency Disease 19
Abbreviations, Subchapter A 7	Actual Value 23	Epidemiology 19
AGID, Agar gel	Property Destroyed	Exposed 19
immunodiffusion 7	Otherwise 23	Federal Animal Health
c-ELISA, Competitive Enzyme	Condemnation Of Infected, Exposed, Or	Official 19
Linked Immunosorbent	Susceptible Animals 21	Foreign Animal Disease 19
Assay 7	D	Infected Zone 19
EIA, Equine Infectious Anemia 7	Declaration Of An Animal Health	Livestock 19
NPIP, National Poultry	Emergency 20	Operator 19
Improvement Plan 8	Disease Presence 20	Premises 19
Actinomycosis (Lump Jaw) 17	Eradicated Diseases 20	Quarantine 19
Public Livestock Markets 17	Specific Diseases 20	Quarantine Area 19
Selling Diseased Animal 17	Definitions, IDAPA 02.04.03,	State Animal Health Official 19
Animal Movement In Quarantine		Surveillance Zone 20
Area 21	Subchapter A 5	Depopulation Of Animals 21
Animals In Transit At Time Of Declared	Accredited Veterinarian 5 Animal 5	Preventive Slaughter or
Emergency 21		Destruction 22
Appraisal Procedure For Animals	Approved Pseudorabies Vaccine 6	Scope of Depopulation 22
Depopulated 22	Cachexia 6	Disinfection Of Premises, Buildings &
Animal Appraisal 22		Vehicles 8
Dispute of Appraisal 22	Epithelioma 6	Disinfectants 8
Artificial Insemination 10	Equidae 6	Moving Contaminated Vehicle 8
Examination 10	Exposed Livestock 6	Owner Responsibility 8
Issuance Denial 10	Gamebirds 6	Supervision of Cleaning &
License Application 10	Garbage 6	Disinfection 8
License Expiration 10	Hatching Eggs 6	Yards & Other Premises 8
License Renewal 10	Herd 6	Disposition Of EIA Reactors 12
Passing Examination 10	Infected Livestock 6	Duration of Quarantine 13
Renewal Delinquency 10	Interstate Movement 6	Quarantined 12
Temporary License 10	Intrastate Movement 6	E
Training 10	Known Infected Herd 6	
-	Livestock 6	EIA Is A Reportable Disease 12
В	Necrosis 6	EIA Test Positive Animals Declared To
Biologicals, Animal Industry 11	Negative 6	Be Infected 12
\mathbf{C}	Neoplastic Tissue 6	Epithelioma - Public Livestock
Compan Evra Emithaliama 10	Official Pseudorabies Test 6	Markets 11
Cancer Eye - Epithelioma 10	Orbital Region 6	Equidae Equine Infectious
Animal Rendering Plants 10	Positive 7	Anemia 12
Fur Farms 11	Poultry 7	Blood Samples 12
Certificates Of Veterinary	Pseudorabies 7	Official Samples 12
Inspection 9	Quarantine 7	Official Tests 12
Copies 9	Quarantined 7	Eradication Methods 18
Idaho Certificates 9	Quarantined Area 7	Exposed Equidae 13
Circumstances Of An Animal Health	Ratites 7	Hold Order 13
Emergency 20	Registered Veterinarians 7	Movement of Exposed Equids 13
Cleaning & Disinfection Of Animal	Restrain 7	Exposure Of Anothers Animals Not
Charina & Disinfection Of	Stockyards 7	Allowed 21
Cleaning & Disinfection Of	Suppuration 7	Housed 21
Premises 23	Suspect 7	Turned Out 21
Compensation For Animals	Swine 7	Extended Validity Equipe

Certificates 13	Heartwater 13	Livestock Identification Removal 10
F	Leishmaniasis 14	M
Foreign Animal & Reportable	Plague (Yersinia pestis) 14	Method Of Depopulation 22
Diseases 13	Pseudorabies 14	Movement Or Sale Of Animal
Avian Diseases 14	Q Fever (Coxiella	Products 21
Avian Chlamydiosis	burnetti) 14 Rabies 14	
(Psittacosis) 14		\mathbf{N}
Avian Influenza 14	Rift Valley Fever 14 Scabies 14	Notifiable Diseases 16
Exotic Newcastle	Screw Worms 14	Avian Diseases 16
Disease 14	Theileriosis 14	Avian Mycoplasmosis (M.
Bovine Diseases 14		gallisepticum and M.
Babesiosis 14	Trypanosomiasis 14 Tuberculosis 14	synoviae) 16
Bovine Brucellosis (B.	Tularemia 14	Fowl Typhoid (Salmonella
abortus) 14	Vesicular Stomatitis 14	gallinarum) 16
Bovine Spongiform	Sheep & Goat Diseases 15	Pullorum Disease
Encephalopathy 14		(Salmonella
Bovine Tuberculosis 14	Contagious Caprine	pullorum) 16
Contagious Bovine	Pleuropneumonia 15	Bovine Diseases 16
Pleuropneumonia 14	Nairobi Sheep Disease 15	Hemorrhagic Septicemia
Crimean Congo Hemorrhagic	Ovine Brucellosis (B.	(Pasteurella
Fever 14	melitensis) 15 Peste des Petits	multocida) 16
Lumpy Skin Disease 14		Malignant Catarrhal Fever
Malignant Catarrhal Fever	Ruminants 15	(Sheep Associated) 16
(Foreign Type) 14	Scrapie 15 Sheep & Goat Pox 15	Equine Diseases 16
Rinderpest 14	Swine Diseases 15	Equine Herpesvirus
Trichomoniasis 14	African Swine Fever 15	Myeloencephalopathy 16
Cervidae Diseases 15	Classical Swine Fever (Hog	Equine
Equine Diseases 15	Cholera) 16	Rhinopneumonitis 16
African Horse Sickness 15	Enterovirus Encephalitis	Fish Diseases 16
Contagious Equine	(Teschen Disease) 16	Epizootic Hematopoietic
Metritis 15	Nipah Virus Encephalitis 16	Necrosis 16
Dourine 15	Porcine Brucellosis (B.	Infectious Hematopoietic
Equine Encephalomyelitis	suis) 16	Necrosis 16
(Eastern, Western,	Swine Vesicular Disease 16	Whirling Disease 16
Venezuelan) 15		Lagomorph Diseases 16
Equine Infectious	\mathbf{G}	Mixed Species Diseases 16
Anemia 15	Garbage Feeding 17	Sheep & Goat Diseases 16
Equine Piroplasmosis	Household Wastes 17	Bluetongue 16
(Babesiosis) 15	Inspection & Investigation 17	Caprine Arthritis/Encephalitis
Equine Viral Arteritis 15		(CAE) 16
Glanders 15	<u>1</u>	Caseous Lymphadenitis 17
Hendra Virus 15	Identification Of EIA Reactors 13	Contagious Agalactia
Japanese Encephalitis 15	Identification Of Exposed Swine 18	(Mycoplasma spp.) 17
Surra (Trypanosoma	Identification Of Infected Swine 18	Enzootic Abortion
evansi) 15	Incorporation By Reference, Subchapter	(Chlamydia psittici) 17
Fish Diseases 15	A 5	Footrot 17
Asian Tapeworm of Carp 15	Incorporation By Reference, Subchapter	Haemonchus Contortus
Oncorhynchus Masou Virus	B 19	(drug-resistant) 17
Disease 15	Inspection Of Animals 9	Johnes Disease 17
Spring Viremia of Carp 15	Inspections 11	Maedi-Visna/Ovine
Viral Hemorrhagic	Inspecting Records 12	Progressive Pneumonia
Septicemia 15	Scheduling of Inspections 12	(OPP) 17
Lagomorph Diseases 15	Isolation Of EIA Reactors in	Ovine Epididymitis (Brucella
Multiple Species 13	Quarantine 13	ovis) 17
Anthrax 13	L	Toxoplasma Gondii
Brucellosis 13	Legal Authority 5	Abortion 17
Foot & Mouth Disease 13	Logar rumorry 5	Vibrionic Abortion

(Campylobacter fetus) 17 Swine Diseases 17 Porcine Reproductive and	Reporting 11 Record Requirements, Poultry & Ratites 11
Respiratory Syndrome (PRRS) 17 Transmissible	Restrictions On Animals From Areas Or States Affected By Emergency Diseases 21
Gastroenteritis 17 Notification Of Broken Seals 9	S
NPIP Certificates Of Participation 12	Sale Of Diseased Or Exposed Animals Not Allowed 21
Inspection Forms 12 Records 12	Samples For Official Regulatory Tests 8
0	Accredited Veterinarians 8
Official Livestock Identification Identification Tattoos 10	Persons Approved by the Administrator 8
Official Identification Tags 10	State or Federal Animal Health
Official Vaccination Tags 10	Officials 8
Trichomoniasis Tags 10 P	Slaughtering Of Diseased Animals 9 Authorized by Law 9
Poultry & Ratites 11	Not Authorized by Law 9
Release of Live Birds 11	State & Federal Seals 9 Persons Designated by the
Sale of Live Birds or Hatching	Administrator 9
Eggs 11	State or Federal Animal Health
Pseudorabies F. C. 1.18	Officials 9
Procedures For Control & Eradication	Swine Cleaning & Disinfection 18
17	T
Laboratories 17	Time Limit For Appraisal 22
Quarantines 18	Time Limit For Depopulation 22
Supervision 18	Title & Scope 5
Pseudorabies Vaccine 18	Transit Inspection, Animal Industry 9
Q	U
Qualified Pseudorabies-Negative Herds 18	Utilization Of Vaccination In Animal Health Emergencies 20
Quarantine Area 20	V
Quarantine Area Bio-Security 21 Personnel 21	Vaccinated Swine 18
Vehicles & Equipment 21	
Quarantine Area Security 21	
Quarantine Authority 20	
Quarantine Procedures For An Animal	
Health Emergency 20	
Quarantine Release 20	
Validity of Quarantine 20 Written Notice 20	
Quarantine, Subchapter A 8	
Acknowledgment of	
Quarantine 8	
Disposition of Quarantined	
Animals 8 Hold Order 8	
Written Notice 8	
R	
Rabies 11 Discharging Authority 11	
· · · · · · · · · · · · · · · · · · ·	