

## ARTICLE 4. POULTRY

### Rule 1. Pullorum Disease and Fowl Typhoid of Poultry (Repealed)

*(Repealed by Indiana State Board of Animal Health; filed Oct 11, 1996, 2:00 p.m.: 20 IR 752)*

### Rule 2. Infectious Laryngotracheitis in Chickens (Repealed)

*(Repealed by Indiana State Board of Animal Health; filed Oct 11, 1996, 2:00 p.m.: 20 IR 752)*

### Rule 3. Mycoplasma Gallisepticum in Turkeys (Repealed)

*(Repealed by Indiana State Board of Animal Health; filed Oct 11, 1996, 2:00 p.m.: 20 IR 752)*

### Rule 4. National Poultry Improvement Plan

#### 345 IAC 4-4-1 National Poultry Improvement Plan; adoption by reference

Authority: IC 15-17-3-21

Affected: IC 15-17-3-13; IC 15-17-10-15

Sec. 1. The board adopts and incorporates by reference as rules of the board the following United States Department of Agriculture National Poultry Improvement Plan regulations that are in effect on January 1, 2015:

(1) 9 CFR Part 145.

(2) 9 CFR Part 146.

(3) 9 CFR Part 147. But, 9 CFR Part 147, Subpart E is not incorporated by reference.

*(Indiana State Board of Animal Health; 345 IAC 4-4-1; filed Oct 11, 1996, 2:00 p.m.: 20 IR 750; filed Dec 10, 1997, 11:00 a.m.: 21 IR 1327; filed Dec 18, 2000, 9:57 a.m.: 24 IR 1341; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895; filed Dec 16, 2004, 1:30 p.m.: 28 IR 1473; readopted filed May 9, 2007, 3:16 p.m.: 20070516-IR-345070037RFA; filed Dec 14, 2010, 4:09 p.m.: 20110112-IR-345100332FRA; filed Nov 25, 2015, 2:56 p.m.: 20151223-IR-345150161FRA)*

#### 345 IAC 4-4-2 Definitions

Authority: IC 15-17-3-21

Affected: IC 15-17

Sec. 2. (a) The definitions in this section:

(1) apply throughout this article; and

(2) shall control over conflicting definitions in 9 CFR 145.1 and 9 CFR 146.1.

(b) "Board" means the Indiana state board of animal health appointed under IC 15-17-3 and its official agents.

(c) "Cooperating state agency" means the official state agency and the board.

(d) "Game birds" means domesticated fowl such as:

(1) pheasants;

(2) partridge;

(3) quail;

(4) grouse; and

(5) guineas;

but not doves and pigeons.

(e) "National Poultry Improvement Plan" and "NPIP" means the National Poultry Improvement Plan program adopted by reference in section 1 of this rule.

(f) "Official state agency" means the Indiana state poultry association appointed under IC 15-17-10-15.

(g) "Poultry" means domesticated fowl, including the following:

(1) Chickens.

(2) Turkeys.

(3) Ostriches.

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- (4) Emus.
- (5) Rheas.
- (6) Cassowaries.
- (7) Waterfowl.
- (8) Game birds.

The term does not include doves and pigeons.

- (h) "State animal disease control official" means the state veterinarian.
- (i) "State animal health authority" means the board.
- (j) "State veterinarian" means the Indiana state veterinarian appointed under IC 15-17-4.
- (k) "USDA" means the United States Department of Agriculture.

(l) "Waterfowl" means domesticated fowl that normally swim, such as ducks and geese. (*Indiana State Board of Animal Health; 345 IAC 4-4-2; filed Dec 18, 2000, 9:57 a.m.: 24 IR 1341; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895; readopted filed May 9, 2007, 3:16 p.m.: 20070516-IR-345070037RFA; errata filed Oct 3, 2008, 3:30 p.m.: 20081022-IR-345080767ACA; filed Dec 14, 2010, 4:09 p.m.: 20110112-IR-345100332FRA; filed Aug 22, 2014, 4:04 p.m.: 20140917-IR-345140057FRA*)

### **345 IAC 4-4-3 Cooperation and authority**

Authority: IC 15-17-3-21  
Affected: IC 15-17-3-13; IC 15-17-10-15

Sec. 3. The state veterinarian shall cooperate with the official state agency and the USDA in administering the provisions of the National Poultry Improvement Plan. The state veterinarian may initiate proceedings to enforce the provisions of the National Poultry Improvement Plan upon request of the official state agency. (*Indiana State Board of Animal Health; 345 IAC 4-4-3; filed Dec 18, 2000, 9:57 a.m.: 24 IR 1342; readopted filed May 2, 2001, 1:45 p.m.: 24 IR 2895; readopted filed May 9, 2007, 3:16 p.m.: 20070516-IR-345070037RFA; filed Dec 14, 2010, 4:09 p.m.: 20110112-IR-345100332FRA; readopted filed Jul 17, 2017, 9:06 a.m.: 20170816-IR-345170165RFA*)

### **345 IAC 4-4-4 H5/H7 low pathogenic avian influenza eradication program**

Authority: IC 15-17-3-21  
Affected: IC 15-17-3-13; IC 15-17-10-15

Sec. 4. The cooperating state agency will cooperate with the USDA to administer the H5/H7 low pathogenic avian influenza eradication program in Indiana as prescribed in 9 CFR Part 56. The cooperating state agency's activities will include all aspects of the H5/H7 low pathogenic avian influenza eradication program, such as the following:

- (1) Entering into cooperative agreements for surveillance, monitoring, and vaccine distribution and administration (9 CFR 56.2).
- (2) Creating an approved initial state response and containment plan (9 CFR 56.10).
- (3) Deciding if and when to request federal assistance in the event of an outbreak of H5/H7 low pathogenic avian influenza (9 CFR 56.2(c)).
- (4) Condemning infected or exposed poultry and articles, disposing of infected and exposed carcasses and articles, and cleaning and disinfecting exposed premises and materials (9 CFR 56.5).
- (5) Activities needed to obtain indemnity from the USDA as provided for in 9 CFR Part 56 and that may become available under any other law.

(*Indiana State Board of Animal Health; 345 IAC 4-4-4; filed Dec 14, 2010, 4:09 p.m.: 20110112-IR-345100332FRA; readopted filed Jul 17, 2017, 9:06 a.m.: 20170816-IR-345170165RFA*)

### **345 IAC 4-4-5 Pullorum-typhoid and Mycoplasma gallisepticum requirement for poultry entering Indiana**

Authority: IC 15-17-3-21  
Affected: IC 15-17-3; IC 15-17-18-6

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Sec. 5. Poultry or hatching eggs entering Indiana must meet one (1) of the following requirements for the eradication of pullorum-typhoid and *Mycoplasma gallisepticum*:

(1) The flock or hatchery of origin is:

(A) a participant in the NPIP for the eradication of:

(i) pullorum-typhoid; and

(ii) *Mycoplasma gallisepticum* in turkeys; or

(B) following a program similar to that described in clause (A) that has been officially approved by the board.

(2) The individual birds have passed a negative test for pullorum-typhoid and, in turkeys, a negative test for *Mycoplasma gallisepticum* within thirty (30) days prior to the date of importation.

*(Indiana State Board of Animal Health; 345 IAC 4-4-5; filed Aug 22, 2014, 4:04 p.m.: 20140917-IR-345140057FRA)*

**345 IAC 4-4-6 Pullorum-typhoid testing for poultry moving to exhibition**

Authority: IC 15-17-3-21

Affected: IC 15-17-15-9

Sec. 6. All poultry for exhibition except waterfowl shall test negative for pullorum-typhoid within ninety (90) days prior to the date of their exhibition, originate from a NPIP U.S. Pullorum-Typhoid Clean flock within the past year, hatched from eggs originating from a NPIP U.S. Pullorum-Typhoid Clean flock within the past year, or the entire flock must be NPIP U.S. Pullorum-Typhoid Clean. The test results must be presented to a representative of the board upon request on an approved laboratory form, certificate of veterinary inspection, NPIP document, or another form of documentation approved by the board. *(Indiana State Board of Animal Health; 345 IAC 4-4-6; filed Aug 22, 2014, 4:04 p.m.: 20140917-IR-345140057FRA)*

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