

Document: Emergency Rule, **Register Page Number:** 26 IR 3363

Source: July 1, 2003, Indiana Register, Volume 26, Number 10

Disclaimer: This document was created from the files used to produce the official CD-ROM Indiana Register. However, this document is unofficial.

**TITLE 345 INDIANA STATE BOARD OF
ANIMAL HEALTH**

LSA Document #03-120(E)

DIGEST

Temporarily amends 345 IAC 1-3-30 by continuing provisions to prohibit the movement of cervids, cervid semen, and cervid embryos into Indiana. Authority: IC 15-2.1-18-21. Effective April 30, 2003.

SECTION 1. For the purpose of this document the following apply:

- (1) "Board" means the Indiana state board of animal health created under IC 15-2.1-3.**
- (2) "Chronic wasting disease" and "CWD" mean a transmissible spongiform encephalopathy of cervids.**
- (3) "State veterinarian" means the state veterinarian appointed under IC 15-2.1-4 and all authorized agents.**

SECTION 2. Chronic wasting disease (CWD) is not known to exist in the state. CWD has been diagnosed in captive and wild cervids in other states and Canadian provinces. CWD presents a health hazard to the animals of the state that could result in substantial damage to the domestic cervid industry in the state and the state's wild cervid population. Preventing the spread of CWD from cervids in other states is the best currently available method for addressing the CWD threat to animals in the state. The state veterinarian shall continue to evaluate the risks associated with CWD and the available methods for protecting animals in the state from CWD. The state veterinarian shall update the board on his findings. In the interim, because of the current CWD threat, the board temporarily adopts the following restrictions to protect the animals of the state from CWD:

- (1) Notwithstanding 345 IAC 1-3, a person may not move a cervid into the state. A person may not move cervid semen or cervid embryos into the state.**
- (2) Notwithstanding subdivision (1), the following apply:**
 - (A) A person may transport a cervid, cervid semen, and cervid embryos directly through the state without stopping and unloading the animal, semen, or embryos in the state.**
 - (B) Cervid semen and cervid embryos sent out of the state for processing and storage may be brought back into the state if the following conditions are met:**
 - (i) The person must first apply to the state veterinarian for a pre-entry permit to bring the cervid semen or embryos into the state. The state veterinarian may require from the applicant any information that is relevant to evaluating the disease risk associated with the movement. The state veterinarian may require that the application for a permit be in writing and be submitted not less than forty-eight (48) hours prior to the movement date.**
 - (ii) The cervid semen or embryos may not be moved into the state unless the state veterinarian issues a pre-entry permit for the movement.**
 - (iii) The state veterinarian may issue a pre-entry permit to move cervid semen and cervid embryos into the state if the epidemiology as it relates to CWD indicates that the proposed movement is consistent with reasonable animal health precautions.**
 - (C) The state veterinarian may permit the movement of any animal, semen, or embryo into the state for the purpose of research or to facilitate the diagnosis, treatment, prevention, or control of disease.**

SECTION 3. SECTIONS 1 and 2 of this document expire July 29, 2003.

LSA Document #03-120(E)

Filed with Secretary of State: April 30, 2003, 10:30 a.m.