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PART 62
Health Requirements
Governing Importation of
Sheep, Goats, Llamas
and Deer

Statutory Authority:
Agriculture and Markets Law
§§ 16, 18, 72, 74

DIVISION OF ANIMAL INDUSTRY
REVISED APRIL 2008

PART 62
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Goats, Llamas and Deer**

(Statutory Authority: Agriculture and Markets Law §§ 16, 18, 72, 74)

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Section 62.1. Definitions

For the purposes of this Part:

(a) *Accredited veterinarian* means a veterinarian duly approved by the Deputy Administrator of Veterinary Services, Animal and Plant Health Inspection Service, United States Department of Agriculture and accredited to perform functions of Federal and cooperative State-Federal programs.

(b) Repealed.

(c) *Area veterinarian in charge* is an official of the U.S.D.A. assigned to supervise and perform official animal health work in the State or other states concerned.

(d) *Brucellosis-monitored cervid herd* means a herd raised under range conditions in which sufficient numbers of sexually intact animals six months of age and older have been tested to provide a 95-percent probability of detecting a 2-percent brucellosis prevalence in the herd.

(e) *Certificate of veterinary inspection.*

(1) A certificate issued by an accredited veterinarian and approved and countersigned by the chief livestock health official of the state or country of origin. Approval and countersignature of the certificate shall signify that said official has caused the statements thereon to be verified and shall further signify that these statements qualify the animal for movement into New York State in accordance with the provisions of this Part.

(2) Such certificate shall identify each animal to be moved into this State. Individual identification shall include all eartags and tattoos carried by the animal, its species, breed, age, sex and its registration number, if any.

(3) Such certificate shall include the full name and address of both consignor and consignee, the date of issue, the dates and results of qualifying tests, the anticipated date of entry of the animal into New York State, and a statement that the animal has been inspected by an accredited veterinarian and is not showing signs of infectious, contagious or communicable disease (except where noted) and that the results of the tests are as indicated.

(4) Such certificate shall be valid for the purpose of this Part up to and including the 30th day following the date of inspection of the animal.

(f) *Certified brucellosis-free cervid herd* means a herd of cervidae that has qualified for and has been issued a certified brucellosis-free cervid herd certificate signed by both the area veterinarian in charge and the state animal health official.

(g) *Deer* means any member of the family cervidae.

(h) *Goat* means any member of the caprine species.

(i) *Herd of origin* means any herd of deer or any farm or other premises where the deer were born or where deer have been kept for four months or more before the date of shipping, provided deer from other premises have not been assembled on the farm or premises within four months before the date of shipment.

(j) *Immediate slaughter* means slaughter within six days (144 hours) after the time of entry into this State, except with respect to deer, such term shall mean slaughter within 10 days (240 hours) of entry into this State.

(k) *Llama* means any member of the genus Lama.

(l) *Official test* means test approved by the United States Department of Agriculture.

(m) *Recognized slaughtering establishment* means any abattoir at which inspection service is provided by the U.S.D.A.

(n) *Scrapie consistent state* means a state that the U.S.D.A. has determined either enforces the federal scrapie control program set forth in section 79.6 of title 9 of the Code of Federal Regulations or enforces a state program which the U.S.D.A. determines is at least as effective in controlling scrapie as the federal program.

(o) *Sheep* means any ruminant animal belonging to the genus Ovis.

(p) *Specifically approved stockyard* means an establishment where sheep or goats are handled under permit or license issued by the department and which has been approved by the department to handle out-of-state sheep or goats.

(q) *State* means the State of New York.

(r) *State animal health official* is the official of the State or other states or countries responsible for animal disease control and eradication programs.

(s) *Waybill* means a legible statement or certificate prepared by the owner or shipper and shall include:

- (1) the date the waybill is prepared;
- (2) the name and address of the owner or shipper;
- (3) the point from which the animals are moved interstate;
- (4) the name and address of the person or firm to whom consigned in New York State;
- (5) the number of each species covered by the waybill;
- (6) a statement that the animals are being brought into this State for immediate slaughter; and
- (7) the written and complete signature of the owner or shipper. A waybill shall be void eight days after date of preparation thereof.

Section 62.2. General

- (a) No sheep, goats, llamas or deer shall be brought into New York State except in compliance with this Part.
- (b) No sheep, goats, llamas or deer affected with any infectious, contagious or communicable disease shall be brought into New York State except with written permission of the New York Department State of Agriculture and Markets.

Section 62.3. Sheep and goats

- (a) Sheep and goats may be moved directly to a recognized slaughtering establishment or specifically approved stockyard in the State under the provisions of section 62.4 of this Part.
- (b) All other sheep and goats moving into the State shall be accompanied by an approved certificate of veterinary inspection.

Section 62.4. Importation of sheep and goats to a specifically approved stockyard or recognized slaughtering establishment

Sheep and goats may be moved to a specifically approved stockyard or recognized slaughtering establishment without a certificate of veterinary inspection under the following conditions:

- (a) The sheep or goats shall be accompanied by a waybill.
- (b) The sheep or goats shall be moved directly to the specifically approved stockyard or

recognized slaughtering establishment named as the destination or consignee on the waybill.

(c) At any time after entry of the sheep or goats into the State, an authorized representative of the commissioner may direct the person transporting the sheep or goats to a designated location for the following purposes: unloading, restraint, inspection, identification, tagging, testing, or quarantine.

(d) The sheep or goats transported to a recognized slaughtering establishment shall be slaughtered within 6 days (144 hours) after the time of entry into this State.

(e) The sheep or goats transported to a specifically approved stockyard may be moved without restriction provided that:

(1) the stockyard complies with the requirements of this section including but not limited to maintenance of a segregation facility; and adequate handling and restraining equipment to enable the reading of eartags and performance of physical examinations of the sheep and goats; and

(2) the sheep or goats originated in a state which is:

(i) bordering on New York State; and

(ii) recognized by the U.S.D.A. as a scrapie consistent state; and

(iii) has not been recognized by the Commissioner as having any other disease of sheep or goats which does not naturally occur in New York; and

(3) the federally assigned premises identification numbers of all premises of origin of the sheep or goats are included on the entry waybill. For purposes of this section, premises of origin shall be the farm or ranch where the animals originated and not a livestock market or dealer; and

(4) each sheep or goat entering the State has an individual, uniquely numbered eartag, approved for identification by the U.S.D.A. or country of origin, which eartag number is included on the entry waybill; and

(5) the sheep or goats which enter under this section are segregated by at least 30 feet from New York origin sheep or goats prior to the required veterinary inspection; and

(6) prior to release from the segregation pens, an accredited veterinarian shall physically examine all animals in the pen and shall prepare an approved certificate of veterinary inspection for those animals not going to immediate slaughter. If any animal shows any signs of infectious, contagious or communicable disease, that animal, and all animals exposed to that animal shall go for immediate slaughter, or, at the discretion of the commissioner may be returned to the premises of origin or quarantined and isolated from all other animals at the owner's expense until the commissioner determines that the animals are not a threat to New York livestock.

(f) The recognized slaughtering establishment or specifically approved stockyard shall maintain records including consignor, identification numbers, and the destination of all

sheep and goats handled under this section. These records shall be maintained for a period of 5 years and be made available for examination upon the request of a representative of the department or U.S.D.A.

Section 62.5. Scrapie in sheep and goats

(a) For purposes of the enforcement of article 5 of the Agriculture and Markets Law, and except where in conflict with the statutes of this State or with the rules and regulations promulgated by the commissioner, the commissioner hereby adopts the current Federal regulation as it appears in title 9 of the *Code of Federal Regulations*, part 79 (revised as of January 1, 2005; U.S. Government Printing Office, Washington, DC 20402), at pages 296- 318, entitled *Scrapie in Sheep and Goats*. In order to meet the requirements of scrapie consistent State status, official identification in the manner described in part 79 of title 9 of the *Code of Federal Regulations* shall be required for any sheep over 18 months of age and for any sheep and goats of any age upon change of ownership, unless such sheep and goats have been sold for slaughter.

(b) Copies of this regulation, as published in title 9 of the *Code of Federal Regulations*, are maintained in a file at the Department of Agriculture and Markets, Division of Animal Industry, 10-B Airline Drive, Albany, NY 12235, and are available for public inspection and copying during regular business hours.

Section 62.6. Llamas

Llamas moved into the State for any purpose shall be accompanied by an approved certificate of veterinary inspection.

Section 62.7. Deer importation

(a) In order to move deer into the State for any purpose other than immediate slaughter:

(1) the destination of the deer must be in compliance with the requirements of section 68 of this Part; and

(2) the deer to be moved meet the requirements of section 68 of this Part including having a prior permit for importation; and

(3) all deer must be accompanied by an approved certificate of veterinary inspection; and

(4) deer originating from USDA Certified Brucellosis-Free cervid herds do not require testing for interstate movement; all sexually intact deer 180 days of age or older from USDA Brucellosis-Monitored cervid herds must test negative for brucellosis within 90 days prior to interstate movement; all other sexually intact deer 180 days of age or older must be tested for brucellosis within 30 days prior to interstate movement; and

(b) For purposes of the enforcement of article 5 of the Agriculture and Markets Law, and except where in conflict with the statutes of this State or with the rules and regulations promulgated by the commissioner, the commissioner hereby adopts the current Federal

regulation as it appears in title 9 of the Code of Federal Regulations, subpart C of part 77 (revised as of January 1, 2007; U.S. Government Printing Office, Washington DC 20402), at pages 257-273, entitled Captive Cervids. Copies of this regulation, as published in title 9 of the Code of Federal Regulations, are maintained in a file at the Department of Agriculture and Markets, Division of Animal Industry, 10-B Airline Drive, Albany, New York 12235, and are available for public inspection and copying during regular business hours.

Eff.: March 5, 2008.