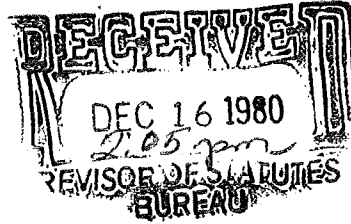


Ag 10, 11



STATE OF WISCONSIN)
DEPARTMENT OF AGRICULTURE,)
TRADE & CONSUMER PROTECTION)

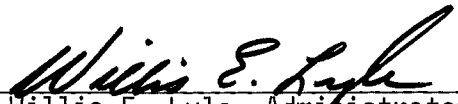
SUBPOENA DUCES TECUM

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Willis E. Lyle, Administrator, Animal Health Division, State of Wisconsin Department of Agriculture, Trade and Consumer Protection, and custodian of the official records of said Division, do hereby certify that the annexed order amending rules relating to bovine animal import, brucellosis test requirements, identification of slaughter swine, and livestock dealer and market operators' recordkeeping requirements, sections Ag 10.02, 10.15, 10.53, 11.03, and 11.06, Wis. Adm. Code, was duly approved and adopted by the Department on December 16, 1980.

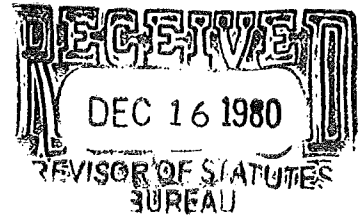
I further certify that said copy has been compared by me with the original on file in the Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at the Department offices in the city of Madison, this 16 day of December, 1980.



Willis E. Lyle, Administrator
Animal Health Division

2-1-81



ORDER
OF THE

WISCONSIN DEPARTMENT OF AGRICULTURE, TRADE AND
CONSUMER PROTECTION
ADOPTING, AMENDING OR REPEALING RULES

1 Relating to rules concerning bovine animal import, brucellosis
2 test requirements, identification of slaughter swine, and livestock
3 dealer and market operators' recordkeeping requirements.

Analysis Prepared by the Department of Agriculture,
Trade and Consumer Protection

The department's proposed changes in Chapters Ag 10 and 11 relate to bovine animal import, brucellosis test requirements, identification of slaughter swine, and livestock dealer and market operators' recordkeeping requirements. To reduce the possibility of brucellosis infected or exposed animals from entering the state, premovement authorization for entry of bovine animals is added as an import requirement to Ag 10.02(1). The brucellosis retest schedule required for imported bovine animals is also changed from the current 30 to 60 days after import, to retests conducted within 45 to 120 days after import.

Current rules require all slaughter swine to be tattooed to allow traceback to herds of origin of swine found to be diseased on slaughter. The proposed rule only retains the requirement for sows, boars and stags, and permits other approved means of identification of these swine. The change is made because the incidence of disease is lower in market hogs and disease surveillance programs are more productive when concentrated on breeding animals. A requirement is also added to Ag 11.03 that boars consigned to a livestock market must be sold for slaughter unless they are accompanied by a report of a negative brucellosis test conducted within 60 days prior to movement to the livestock market.

Livestock dealer and market operators' recordkeeping and identification requirements for bovine animals are also strengthened so that traceback of infected and exposed breeding cattle over 6 months of age can more nearly approach 100 per cent.

4 Pursuant to authority vested in the State of Wisconsin
5 Department of Agriculture, Trade and Consumer Protection by

1 sections 93.07(1) and (10), 95.26(6) and 95.70(3), Wis. Stats., the
2 State of Wisconsin Department of Agriculture, Trade and Consumer
3 Protection proposes to amend and adopt rules interpreting sections
4 93.07(10), 95.19, 95.20, 95.23(4), 95.26, and 95.70(3), Wis.
5 Stats., as follows:

6 1. Sections Ag 10.02(1) [intro] and (2) [intro] of the
7 Wisconsin Administrative Code are amended to read:

8 Ag 10.02 BOVINE ANIMALS, IMPORT. (1) PERMIT; INTERSTATE
9 HEALTH CERTIFICATE. No person shall import bovine animals into
10 this state unless premovement authorization for entry has been
11 granted by the department and they the animals are accompanied
12 by an interstate health certificate ~~including thereon~~ contain-
13 ing the premovement authorization permit number assigned by the
14 department, individual animal identification code or number, and a
15 report of negative brucellosis, tuberculosis and anaplasmosis ~~test~~
16 tests conducted within 30 days prior to entry. A copy of each
17 interstate health certificate, approved by the chief livestock
18 health official of the state of origin of the shipment, shall be
19 filed with the department. This section shall not apply to:

20 (2) BRUCELLOSIS TEST. The brucellosis test required under
21 this section shall be conducted at a state or federally approved
22 laboratory by the tube or card test method. All imported cattle
23 originating from states with areas not certified as brucellosis
24 free by the federal bureau shall be placed under quarantine by the
25 department and held separate and apart from all other livestock and
26 retested at owner's expense not less than ~~30-days~~ 45 nor more than
27 ~~60~~ 120 days after the date of import. The quarantine will be

1 released if no evidence of brucellosis is disclosed. The require-
2 ment for a negative brucellosis test under sub. (1) does not apply
3 to:

4 2. Sections Ag 10.15(1) [intro] and (2)(a) of the Wisconsin
5 Administrative Code are amended to read:

6 Ag 10.15 (1) CERTIFICATE REQUIRED. No person shall remove
7 any bovine animal from a specifically approved livestock market
8 unless it is accompanied by a certificate including individual
9 identification code or number and a report of a negative
10 brucellosis, tuberculosis and anaplasmosis test conducted not more
11 than 30 days prior to such removal. The brucellosis test required
12 under this section shall be conducted at a state or federally
13 approved laboratory by the tube or card method. Cattle originating
14 from states which contain areas not certified brucellosis free by
15 the federal bureau may be removed only if accompanied by a
16 quarantine issued by the department. The quarantine shall be
17 released if no brucellosis is disclosed on a retest conducted not
18 less than ~~30-days~~ 45 nor more than ~~60~~ 120 days after the date of
19 the initial test required under this section. Such retest shall
20 be conducted at the owner's expense. This section shall not apply
21 to:

22 (2)(a) Calves under 6 months of age or ~~under-500 animals~~
23 weighing less than 450 pounds on an individual weight basis, if the
24 age of the animal is not known or cannot be determined.

25 3. Section Ag 10.53 of the Wisconsin Administrative Code is
26 amended to read:

27 Ag 10.53 SLAUGHTER SWINE IDENTIFICATION. (1) All swine

1 sows, boars and stags originating from swine herds in this state and
2 ~~received-for-slaughter,-or-sale-or-shipment~~ sold or shipped directly
3 or through a livestock dealer or market to a slaughtering establish-
4 ment, shall be identified ~~behind-the-shoulder~~ with a tattoo bearing
5 ~~such-codes-designations-as-may-be-prescribed~~ or other means of
6 identification approved by the department for ~~the~~ traceback to herds
7 of origin of swine found to be diseased on slaughter. ~~The-depart-~~
8 ~~ment-may-approve-other-systems-of-identification-as-necessary-to~~
9 ~~accomplish-the-purposes-of-this-section-where-use-of-the-tattoo-may~~
10 ~~not-permit-positive-traceback.~~

11 (2) It ~~shall-be~~ is the duty of every livestock trucker,
12 dealer, livestock market operator, stockyards operator, and
13 slaughtering establishment purchasing or receiving swine sows, boars
14 and stags for slaughter, or sale or shipment to a slaughtering
15 establishment, to identify ~~all-such-swine~~ them in a manner pres-
16 cribed or approved by the department at the time of receiving
17 possession or control of ~~such~~ the animals and maintain a record of
18 codes applied in accordance with herds of origin. The first person
19 obtaining possession or control over the swine from the producer
20 ~~thereof~~ shall be responsible for ~~the~~ their identification ~~of-swine~~
21 and the recording of traceback data as required under sub. (3), but
22 this does not relieve other persons receiving ~~such-animals~~ sows,
23 boars and stags for slaughter, or sale or shipment to a slaughtering
24 establishment, from responsibility for ~~such~~ identification.
25 Truckers are exempted from this requirement with respect to delivery
26 of swine to livestock markets, stockyards or dealers agreeing to
27 accept responsibility for the tattoo or other identification, pro-

1 vided ~~such-swine~~ the sows, boars and stags are shipped directly from
 2 the farm where produced to ~~such~~ markets, stockyards or dealer
 3 premises with information as to the herd of origin. The department
 4 may exempt low-volume slaughter establishments purchasing swine
 5 directly from producers if identity of the herd of origin can be
 6 maintained at ~~such~~ the establishment without ~~the-application-of-a~~
 7 ~~tattoo~~ individual animal identification.

8 (3) Every person required to identify swine in accordance
 9 with this section shall maintain records for 120 days of the:

10 (a) Tattoo legends or other identification applied to ~~swine~~
 11 sows, boars and stags in accordance with herds of origin.

12 (b) Date of application of tattoo or other identification.

13 (c) Name, and address, of the owner and ~~county~~ location of-the
 14 ~~owner~~ of the herd of origin.

15 (d) Class of swine received.

16 (4) Coding or identification systems adopted by the department
 17 shall be based on systems adopted nationally for the identification
 18 of slaughter swine, except for deviations which may be authorized
 19 by the department for individual slaughter establishments. All
 20 ~~slaughter-swine~~ sows, boars and stags to be shipped in interstate
 21 commerce shall be identified in accordance with national systems
 22 approved by United States department of agriculture.

23 (5) A series of code designations shall be assigned by the
 24 department to each person responsible for ~~swine~~ the identification
 25 of sows, boars and stags under this section. ~~Tattoo~~ Identification
 26 legends and devices may be procured from the department or purchased
 27 from other approved sources.

1 4. Section Ag 11.03(3) of the Wisconsin Administrative Code is
2 adopted to read:

3 Ag 11.03(3) BOAR MOVEMENT OR SALE. Boars over 5 months of age
4 or weighing more than 150 pounds, which are consigned to a livestock
5 market for movement or sale other than direct movement to a
6 slaughtering establishment for immediate slaughter, shall be
7 accompanied by a report of a negative brucellosis test conducted
8 within 60 days prior to movement to the livestock market.

9 5. Section Ag 11.06 [title] and (1) of the Wisconsin
10 Administrative Code are amended to read:

11 Ag 11.06 BOVINE ANIMAL IDENTIFICATION AND RECORDS. (1) Each
12 dealer and market operator shall maintain a daily record of all
13 bovine animals purchased, received, sold, or exchanged. The daily
14 record shall include the following information, except that
15 individual identification is not required for steers, calves under 6
16 months of age, or feeder cattle as defined in s. Ag 10.01(17), Wis.
17 Adm. Code:

18 (a) The name and address of each person from whom bovine
19 animals were purchased or received, the number, and breed, and
20 individual identification of animals purchased or received, and the
21 date and place the animals were received.

22 (b) The name and address of each person to whom bovine animals
23 were sold or delivered, the number, and breed, and individual
24 identification of animals sold or delivered, and the date and place
25 the animals were sold or delivered.

26 6. Section Ag 11.06(2) of the Wisconsin Administrative Code is
27 renumbered Ag 11.06(3) and as renumbered is amended to read:

1 (3) Records required to be maintained under ~~subsection~~ sub.
2 (1), shall be retained for a period of 2 years and be available to
3 the department for inspection upon request.

4 7. Section Ag 11.06(2) of the Wisconsin Administrative Code is
5 adopted to read:

6 Ag 11.06(2) Each dealer or market operator shall record the ear
7 tag number or back tag number of bovine animals at the time the ani-
8 mals are purchased or received. Bovine animals which are not identi-
9 fied with an official ear tag or back tag at that time shall be
10 tagged by the dealer, market operator or a licensed veterinarian with
11 serially numbered tags provided by the department for the exclusive
12 use of the dealer or market operator in identifying animals under
13 this section. No dealer or market operator shall use official tags
14 which have not been furnished to them by the department.

15 The rules and amendments contained in this order shall take
16 effect on the first day of the month following publication in the
17 Wisconsin administrative register, as provided in s. 227.026(1),
18 Stats.

19 Date: December 16, 1980.

20 STATE OF WISCONSIN
21 DEPARTMENT OF AGRICULTURE,
22 TRADE AND CONSUMER PROTECTION

23 By

Willis E. Lyle
24 Willis E. Lyle, D.V.M.
25 Administrator
26 Animal Health Division

26 CK/T1/AG10
27 10/23/80/6

