



## Notice of Intent to Adopt Rules

Revised October 2014

### 1. General Information

a. Agency/Board Name Livestock Board		
b. Agency/Board Address 1934 Wyott Drive	c. City Cheyenne	d. Zip Code 82002
e. Name of Contact Person Dr. Jim Logan, DVM, State Veterinarian		f. Contact Telephone Number 307-777-6443
g. Contact Email Address jim.logan@wyo.gov		
h. Date of Public Notice January 25, 2016		i. Comment Period Ends March 11, 2016
j. Program General Agency, Board or Commission Rules		

### 2. Rule Type and Information: For each chapter listed, indicate if the rule is New, Amended, or Repealed.

a. If "New," provide the Enrolled Act numbers and years enacted:

b. Provide the Chapter Number, Short Title, and Rule Type of Each Chapter being Created/Amended/Repealed

Please use the Additional Rule Information form for more than 10 chapters, and attach it to this certification.

Chapter Number:	Chapter Name:	<input type="checkbox"/> New	<input checked="" type="checkbox"/> Amended	<input type="checkbox"/> Repealed
13	Scrapie Prevention and Management			
15	Trichomoniasis			
		<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
		<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
		<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
		<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
		<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
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		<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed
		<input type="checkbox"/> New	<input type="checkbox"/> Amended	<input type="checkbox"/> Repealed

c. ☒ The Statement of Reasons is attached to this Notice and, in compliance with *Tri-State Generation and Transmission Association, Inc. v. Environmental Quality Council*, 590 P.2d 1324 (Wyo. 1979), includes a brief statement of the substance or terms of the rule and the basis and purpose of the rule.

Complete all that apply:

☐ The following chapters do not differ from the uniform rules identified in the Administrative Procedure Act, W.S. 16-3-103(j):

(Provide chapter numbers)

☐ These chapters differ from the uniform rules identified in the Administrative Procedure Act, W.S. 16-3-103(j) (see Statement of Reasons).

(Provide chapter numbers)

☒ N/A These rules are not impacted by the uniform rules identified in the Administrative Procedure Act, W.S. 16-3-103(j).

d. ☐ N/A ☐ In consultation with the Attorney General's Office, the Agency's Attorney General representative concurs that strike and underscore is not required as the proposed amendments are pervasive (Section 5 of the Rules on Rules).

e. A copy of the proposed rules\* may be obtained:

☒ By contacting the Agency at the physical and/or email address listed in Section 1 above.

☒ At the following URL: <http://wsb.state.wy.us/>

\* If item "d" above is not checked, the proposed rules shall be in strike and underscore format.

### 3. Public Comments and Hearing Information

a. A public hearing on the proposed rules has been scheduled. ☐ Yes ☒ No

If "Yes:"	Date:	Time:	City:	Location:

b. What is the manner in which interested persons may present their views on the rulemaking action?

- ☒ By submitting written comments to the Agency at the physical and/or email address listed in Section 1 above.  
☒ At the following URL: <http://wlsb.state.wy.us/>

A public hearing will be held if requested by 25 persons, a government subdivision, or by an association having not less than 25 members. Requests for a public hearing may be submitted:

- ☒ To the Agency at the physical and/or email address listed in Section 1 above.  
☒ At the following URL: <http://wlsb.state.wy.us/>

c. Any person may urge the Agency not to adopt the rules and request the Agency to state its reasons for overruling the consideration urged against adoption. Requests for an agency response must be made prior to, or within thirty (30) days after adoption, of the rule, addressed to the Agency and Contact Person listed in Section 1 above.

### 4. Federal Law Requirements

a. These rules are created/amended/repealed to comply with federal law or regulatory requirements. ☐ Yes ☒ No

If "Yes:"	Applicable Federal Law or Regulation Citation:
	Indicate one (1): <input type="checkbox"/> The proposed rules meet, but do not exceed, minimum federal requirements. <input type="checkbox"/> The proposed rules exceed minimum federal requirements.
	Any person wishing to object to the accuracy of any information provided by the Agency under this item should submit their objections prior to final adoption to: <input type="checkbox"/> To the Agency at the physical and/or email address listed in Section 1 above. <input type="checkbox"/> At the following URL: _____

### 5. State Statutory Requirements

a. Indicate one (1):

- ☒ The proposed rule change *MEETS* minimum substantive statutory requirements.  
☐ The proposed rule change *EXCEEDS* minimum substantive statutory requirements. Please attach a statement explaining the reason that the rules exceed the requirements.

b. Indicate one (1):

- ☒ The Agency has complied with the requirements of W.S. 9-5-304. A copy of the assessment used to evaluate the proposed rules may be obtained:  
☒ By contacting the Agency at the physical and/or email address listed in Section 1 above.  
☒ At the following URL: <http://wlsb.state.wy.us/>  
☐ Not Applicable.

### 6. Authorization

a. I certify that the foregoing information is correct.

Printed Name of Authorized Individual	Renae Krakow
Title of Authorized Individual	Executive Assistant/ Rule Coordinator
Date of Authorization	January 21, 2016

#### Distribution List:

- Attorney General and LSO: Hard copy of Notice of Intent; Statement of Reasons; clean copy of the rules; and strike-through and underline version of rules (if applicable). Electronic copies (PDFs) of all items noted (in addition to hard copies) may be emailed to LSO at [Criss.Carson@wyoleg.gov](mailto:Criss.Carson@wyoleg.gov).
- Secretary of State: Electronic version of Notice of Intent sent to [Rules@wyo.gov](mailto:Rules@wyo.gov).

**Statement of Reasons**  
**Chapter 13 Scrapie Prevention and Management Rules**

The Wyoming Livestock Board seeks to revise the Chapter 13 Scrapie Prevention and Management Rules. This rule had recently undergone a public comment period which ended September 4, 2015. Due to comments received and a new proposed federal scrapie rule, the board has made a change to the version that was out for public comment that the AG deemed as a significant change.

Scrapie is a neurologic disease of sheep and goats caused by an abnormal protein which causes a transmissible spongiform neuropathy similar to Mad Cow Disease.

The proposed rule provides guidance to the sheep and goat industries in the prevention of scrapie, which includes procedures to prevent spread within and between flocks. The revisions update citation to federal regulations; add a penalty for violations; and clarify identification and record keeping requirements.

**Statement of Reasons**  
**Chapter 15 Trichomoniasis Rules**

The Wyoming Livestock Board seeks to revise the Chapter 15 Trichomoniasis rules to implement new testing strategies which will be financially beneficial for the cattle industry. This includes the use of a genetic test that identifies the DNA of the Tri-trichomonas fetus organism in single source samples, as well as pooled samples, and would decrease the number of required tests for change of ownership and movement. Revisions would further clarify certain testing requirements, movement restrictions for known infected herds and exposed herds, veterinarian certification requirements, and identification requirements.

Wyoming Livestock Board  
**Scrapie Prevention and Management Rules**

**CHAPTER 13**

Section 1.     **Authority to Create Rules.** Pursuant to the authority vested in the Wyoming Livestock Board by virtue of W. S. 11-18-103(a)(v), the following rules are hereby promulgated.

Section 2.     **Purpose of Rules.** These rules are adopted to establish Scrapie prevention and management protocol for the State of Wyoming.

Section 3.     **Severability.** If any portion of these rules is found to be invalid or unenforceable, the remainder of the rules shall continue in effect.

Section 4.     **Definitions Used in Rules.** The following definitions apply to these rules:

- (a)           “Board” means the Wyoming Livestock Board, State Board, whose current address is 1934 Wyott Drive, Cheyenne, WY 82002-0051, (307) 777-7515.
- (b)           “Caprine” means a ruminant mammal of the genus Capra.
- (c)           “Category II Accredited Veterinarian” means an individual who is licensed to practice veterinary medicine and is approved by the USDA/APHIS to perform Category II accredited duties on all livestock species and poultry in the specific state(s) where he or she practices.
- (d)           “Contemporary Birthing Group” means all Caprine or Ovine born during the same birthing season and in the same facility.
- (e)           “Commingling” means animals from different owners, distinct Herds, or Flocks that are grouped together and have physical contact.
- (f)           “DSE” means the designated Scrapie epidemiologist who is a state or federal veterinarian designated by USDA/APHIS to make decisions about the use and interpretation of diagnostic tests and field investigation data and the management of Scrapie-affected Flocks.
- (g)           “Epidemiology” means the investigation of the patterns, causes, and effects of health and disease conditions in and between defined populations.
- (h)           “Exposed” means any Caprine or Ovine that has been in the same Flock and on the same Premise at the same time or within the previous sixty (60) months as a Scrapie Positive Caprine or Ovine.
- (i)           “Flock” means all Caprine and/or Ovine maintained together on a single Premise or maintained together under common ownership on two or more Premises with

interchange between the Premises. Caprine or Ovine maintained temporarily on a Premise for activities such as shows and sales or while in marketing channels are not a Flock. More than one Flock may be maintained on a single Premise providing Commingling, as defined in the UMR, does not occur.

(j) “High Risk” means any Caprine or Ovine determined by epidemiologic investigation to face an increased probability of developing Scrapie because the Caprine or Ovine was genetically susceptible to Scrapie, and is either:

(A) A progeny of a Scrapie-positive dam; born in the same Contemporary Birthing Group as a Scrapie Positive Caprine or Ovine; or

(B) Born in the same Contemporary Birthing Group as progeny of a Scrapie Positive Caprine or Ovine dam.

(k) “Infected Flock” means any Flock in which a female Scrapie Positive Caprine or Ovine may have lambed, kidded or aborted as determined by a state or USDA/APHIS representative.

(l) “NVSL” means the USDA/APHIS National Veterinary Services Laboratory at Ames, Iowa.

(m) “Official Individual Identification” means any form of identification approved by USDA/APHIS in the UMR and that identifies the Caprine or Ovine to the Flock of birth or to the Flock in which the Caprine or Ovine most recently resided for breeding when the Flock of birth cannot be determined.

(n) “Ovine” means a ruminant mammal of the genus Ovis.

(o) “Owners Statement” means a written statement by the owner that includes the:

(i) Owner’s name;

(ii) Owner’s signature;

(iii) Owner’s address;

(iv) Owner’s telephone number;

(v) Date the Caprine and/or Ovine left the Flock of origin;

(vi) The identification number assigned to the Premise;

(vii) The number of animals; and

(viii) A statement that the animals were either born or used for breeding on the Premise.

(p) “PEMMP” means a post exposure management and monitoring plan which is a written agreement signed by the owner of a Flock, any Accredited Veterinarian employed by the owner, and a State or USDA/APHIS representative in which each participant agrees to undertake specified actions to reduce the risk of the occurrence of Scrapie and to monitor for the occurrence of Scrapie in the Flock for at least sixty (60) months after the last High Risk or Scrapie Positive Caprine or Ovine is removed from the Flock or after the last exposure of the Flock to a Scrapie Positive Caprine or Ovine unless the monitoring time is otherwise specified by a State or USDA/APHIS representative. The Flock owner must provide the facilities and personnel needed to carry out the required elements listed in the plan.

(q) “Premise” means the ground, area, building and equipment occupied by one or more Caprine or Ovine.

(r) “Quarantine” means a document issued by the Board which restricts movement of Caprine or Ovine.

(s) “Scrapie” means a nonfebrile, transmissible, insidious, degenerative disease affecting the central nervous system of an Ovine or Caprine that cause a spongiform encephalopathy.

(t) “Scrapie Positive Caprine or Ovine” means any Caprine or Ovine, that has tested positive on an official test for Scrapie at the WSVL or the NVSL.

(u) “Suspect” means a Caprine or Ovine:

(i) Determined to be suspicious for Scrapie by an Accredited Veterinarian or a State or USDA/APHIS representative and exhibiting any of the following clinical signs of Scrapie:

- (A) Weight loss despite retention of appetite;
- (B) Behavioral abnormalities;
- (C) Pruritus (itching);
- (D) Wool pulling;
- (E) Biting at legs or side;
- (F) Lip smacking;
- (G) Motor abnormalities such as incoordination, high stepping gait of forelimbs, bunny-hop movement of rear legs, or swaying of back end;
- (H) Increased sensitivity to noise and sudden movement; tremor, star gazing, head pressing, recumbency, or other signs of neurological disease; or

(I) Chronic wasting; or

(ii) Testing positive for Scrapie or for the protease-resistant protein associated with Scrapie on an unofficial test or a screening test.

(v) “UMR” means the Scrapie Eradication Uniform Methods and Rules as issued and amended as of June 2013, which are cooperative procedures and standards adopted by USDA/APHIS/VS and participating states for controlling and eradicating Scrapie. These Rules do not include any later amendments of the UMR past June, 2013.

(w) “USDA/APHIS/VS” means the United States Department of Agriculture, Animal and Plant Health Inspection Service, Veterinary Services.

(x) “USDA/APHIS/VS/AD” means the USDA/APHIS/VS Assistant District Director who is the veterinary official of USDA/APHIS/VS assigned to supervise and perform the official animal health work of USDA/APHIS/VS in Wyoming.

(y) “WSVL” means the Wyoming State Veterinary Laboratory.

(z) “Wyoming State Veterinarian” means a Wyoming Accredited Veterinarian, employed by the Board, who serves as the State Veterinarian for the State of Wyoming as outlined in W.S. 11-19-101.

## **Section 5. Incorporation of Federal Regulations Used in Rules.**

(a) The Code of Federal Regulations (CFR). The following Code of Federal Regulations provisions, being too long and cumbersome to incorporate the full text, shall be incorporated by reference in these rules: 9 CFR 54.8 (1-1-14 Edition) Pages 187-189; 54.10, pages 189-190; 54.20; 54.21; and 54.22, pages 190-191; and 9 CFR 79.1, 79.2, 79.3, 79.4, 79.5, 79.6 and 79.7 (1-1-14 Edition), pages 317-340 shall be adopted by the Board in so far as those procedures are not inconsistent with the rules, regulations and laws of the State of Wyoming. These rules do not include any later amendments of the adopted CFRs past January 1, 2016. This document is available to the public at the office of the Board and online at: [http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title09/9cfr2\\_main\\_02.tpl](http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title09/9cfr2_main_02.tpl).

(b) The United States Department of Agriculture, Animal and Plant Health Inspection Service’s Scrapie Eradication Uniform Methods and Rules as issued and amended June 2013, being too long and cumbersome to incorporate the full text, shall be incorporated by reference in these rules. These rules do not include any later amendments of the UMR past June 2013. Copies of the UMR are available to the public at the office of the Board and online at: [https://www.aphis.usda.gov/animal\\_health/animal\\_diseases/scrapie/downloads/umr\\_scrapie.pdf](https://www.aphis.usda.gov/animal_health/animal_diseases/scrapie/downloads/umr_scrapie.pdf)



**Section 6. Identification Requirements of Caprine and Ovine.**

(a) The owner of Caprine or Ovine required to be individually identified (listed in subsection b below) shall apply Official Individual Identification to each Caprine or Ovine not already officially identified prior to change of ownership and prior to Commingling with another producer's Caprine or Ovine.

(b) Caprine and Ovine required to have Official Individual Identification:

- (i) All breeding Caprine and Ovine;
- (ii) All Caprine and Ovine for exhibition;
- (iii) All sexually intact Caprine and Ovine upon change of ownership; and
- (iv) All Caprine and Ovine over eighteen (18) months of age.

(c) Animals not required to be individually identified include:

(i) Caprine and Ovine shipped directly to an approved slaughter facility or an approved market when all the animals in a section of a truck are from the same Premise of origin and are accompanied by an Owners Statement; and

(ii) Caprine and Ovine moved for grazing or similar management reasons whenever the animals are moved from a Premise owned or leased by the owner of the animals to another Premise owned or leased by the owner of the Caprine or Ovine.

(d) Premise identification may be used as Official Individual Identification as provided in the UMR.

(e) No person shall apply a Premise identification number or a brand or ear notch pattern to any Caprine or Ovine that is not from the Flock of origin to which the identification number, brand or ear notch pattern was assigned or recorded.

(f) If a Caprine or Ovine is already identified with Official Individual Identification, do not apply additional Official Individual Identification.

**Section 7. The Removal of Official Individual Identification is Prohibited.** No unauthorized person shall remove or tamper with any Official Individual Identification.

**Section 8. Recordkeeping Requirements of Caprine and/or Ovine for Veterinarians, Dealers, Slaughter Facilities and Tagging Sites.**

(a) For all Caprine or Ovine, records of applied tags must be kept for at least 5 years and made available to the Wyoming State Veterinarian.

(b) Applied tag records shall include the tag number, date applied, Flock owner and contact information to include physical address and phone number.

**Section 9. Record Keeping Requirements for Sellers and Purchasers of Caprine and/or Ovine.**

(a) The following persons shall maintain records sufficient to enable State or USDA/APHIS authorities to trace Caprine or Ovine to all Flocks in which they have resided and to determine their final disposition:

- (i) Persons who purchase, deal in, or sell Caprine or Ovine, over eighteen (18) months of age;
- (ii) Persons who purchase, deal in, or sell breeding Caprine or Ovine;
- (iii) Persons who act as commission representatives or brokers of such Caprine or Ovine; and
- (iv) Persons who operate or conduct an auction at which Caprine or Ovine are sold.

(b) The persons listed above shall maintain records that include the following minimum information:

- (i) The number of Caprine or Ovine sold or purchased;
- (ii) The date of the transaction;
- (iii) The name and address of the person with whom the transaction occurred;
- (iv) The species, breed and age of the Caprine or Ovine involved in the transaction;
- (v) A copy of the required movement document; and
- (vi) The Official Individual Identification number(s) of any tag applied at the time of the transaction.

(c) Records must be kept for a minimum of sixty (60) months following the transaction.

(d) Records must be made available to the Wyoming State Veterinarian.

**Section 10. Record Keeping Requirements for Caprine and/or Ovine Feedlot Operators.**

(a) Records of all Caprine or Ovine entering and leaving a terminal feedlot must include the person from whom the Caprine or Ovine were acquired and the slaughtering facility in which they were slaughtered.

(b) Records must be kept for a minimum of twelve (12) months after the Caprine or Ovine leaves the feedlot.

(c) Records must be made available to the Wyoming State Veterinarian upon request.

**Section 11. Show and Sale Requirements for Caprine and/or Ovine.**

(a) If Caprine or Ovine, that are within thirty (30) days of parturition (or that are postpartum, have aborted, or are pregnant and have a vaginal discharge), are allowed at a show, special arrangements shall be made to keep them separate from Caprine or Ovine from different Flocks such that direct contact does not occur and they shall be kept in an area that can and shall be properly cleaned and disinfected.

(b) Should a kidding or lambing occur at the show:

(i) The placenta, placental fluids, and bedding must be removed immediately and disposed of in a sanitary landfill or by another method approved by the State.

(ii) The dam and her offspring shall:

(A) Be removed from the show grounds; or

(B) Separated from Caprine or Ovine from different Flocks using:

(I) Double fencing with twelve (12) inch spacing between fences; or

(II) Solid partitions such that direct contact does not occur.

(iii) The pen must be thoroughly cleaned and disinfected before use by another Caprine or Ovine.

**Section 12. Reporting of Suspect and Scrapie Positive Caprine or Ovine.** Suspect and Scrapie Positive Caprine or Ovine must be reported by the Category II Accredited veterinarian and the livestock owner to the Wyoming State Veterinarian pursuant to W. S. §11-19-101 and the USDA/APHIS/VS/AD within forty-eight (48) hours.

**Section 13. Protocol Used for Suspect and Scrapie Positive Caprine or Ovine.**

(a) The following protocol will be used for Suspect and Scrapie Positive Caprine or Ovine:

(i) The Wyoming State Veterinarian shall immediately Quarantine the Flock where the Caprine or Ovine resides;

(ii) The Wyoming State Veterinarian shall cooperate with the DSE in implementing an investigation and Epidemiology of the case; and

(iii) Procedures outlined in the UMR for managing infected, trace and source Flocks shall be used by the Wyoming State Veterinarian and his or her designee and the USDA/APHIS/VS/AD and his or her designee.

(b) Suspect or Scrapie Positive Caprine or Ovine shall not be moved from the Premise where identified, except under permit issued by the Wyoming State Veterinarian to:

- (i) A research facility designated by USDA/APHIS;
- (ii) To a site for destruction; or
- (iii) To the Flock of origin for Quarantine when appropriate.

(c) Such Caprine or Ovine shall remain Quarantined until an investigation is completed.

(d) At the conclusion of the investigation, all Suspect or Scrapie Positive Caprine or Ovine:

- (i) Shall either be purchased for diagnostic purposes and necropsied; or
- (ii) Shall be maintained under Quarantine until:
  - (A) Found to be free of Scrapie and released from Quarantine;
  - (B) Released pursuant to the PEMMP; or
  - (C) Dies and is necropsied.

(e) Suspect or Scrapie Positive Caprine or Ovine at slaughter facilities must be condemned in accordance with regulations of the USDA/APHIS/VS and reported to the USDA/APHIS/VS/AD so that samples can be collected for diagnosis or Epidemiology and the carcass removed from the food chain.

**Section 14. Movement of Caprine or Ovine Held Pursuant to Quarantine.** No Suspect or Scrapie Positive Caprine or Ovine shall be removed from the Premise unless accompanied by a written permit issued by the Wyoming State Veterinarian or until the Quarantine is released.

**Section 15. Release of Caprine or Ovine Held Pursuant to Quarantine.** Quarantine shall be released pursuant to compliance with all requirements of the UMR and by concurrence of the Wyoming State Veterinarian, DSE and the USDA/APHIS/VS/AD.

**Section 16. Depopulation and Carcass Disposition of Suspect or Scrapie Positive Caprine or Ovine.** Caprine or Ovine depopulation and carcass disposition shall be done in accordance with the UMR.

Wyoming Livestock Board  
Scrapie Prevention and Management Rules

CHAPTER 13

**Section 1. Authority to Create Rules.**

~~(a)~~ Section 1. Pursuant to the authority vested in the Wyoming Livestock Board by virtue of W. S. 11-18-103(a)-(v), the following rules are hereby promulgated.

**Section 2. Purpose of Rules.**

~~(a)~~ Section 2. These rules are adopted to establish Scrapie prevention and management protocol for the State of Wyoming.

**Section 3. Severability.**

~~(a)~~ Section 3. If any portion of these rules is found to be invalid or unenforceable, the remainder of the rules shall continue in effect.

**Section 4. Definitions Used in Rules.**

~~(a)~~ Section 4. The following definitions ~~are applicable for implementing~~ apply to these rules:

~~(i)~~ “Accredited Veterinarian” means a individual who is licensed to practice veterinary medicine in Wyoming and is accredited by USDA/APHIS.

~~(i)-(a)~~ “Board” means the Wyoming Livestock Board, State Board ~~Agency 051~~, whose current address is ~~ss. 2020 Carey Avenue, 4th Floor~~ 1934 Wyott Drive, Cheyenne, WY 82002-0051, (307) 777-7515.

~~(b)~~ “Caprine” means a ruminant mammal of the genus Capra.

~~(iii)-(c)~~ “Category II Accredited Veterinarian” means an individual who is licensed to practice veterinary medicine and is approved by the USDA/APHIS to perform Category II accredited duties on all livestock species and poultry in the specific state(s) where he or she practices.

~~(iii)~~ “CFR” means the Code of Federal Regulations, 9 CFR 54.8 (1-1-04 Edition); Pages 177-179 and 9 CFR 79.1, 79.2, 79.3, 79.4, 79.5, 79.6 and 79.7 (1-1-04 Edition); Pages 286-308.

~~(iv)-(d)~~ “Contemporary Birthing Group” means all Caprine or Ovine born during the same birthing season and in the same facility.

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~~(v)-(e)~~ “Commingling” means animals ~~groups together having physical contact. Commingling does not include incidental contact between animals off of the Flock’s Premises from different owners, distinct Herds, or Flocks that are grouped together having and have physical contact.~~

~~(vi)-(f)~~ “DSE” means the designated Scrapie epidemiologist who is a state or federal veterinarian designated by USDA/APHIS to make decisions about the use and interpretation of diagnostic tests and field investigation data and the management of Scrapie-affected Flocks.

~~(vii)-(g)~~ “Epidemiology” means the ~~tracing of an individual Caprine or Ovine’s health, origin, and movements into and out of a Flock or Flocks investigation of the patterns, causes, and effects of health and disease conditions in and between defined populations.~~

~~(viii)-(h)~~ “Exposed” means any Caprine or Ovine that has been in the same Flock and on the same Premise at the same time or within the previous sixty (60) months as a Scrapie Positive Caprine or Ovine.

~~(ix)-(i)~~ “Flock” means all Caprine and/or Ovine maintained together on a single Premise or maintained together under common ownership on two or more Premises with interchange between the Premises. Caprine or Ovine maintained temporarily on a Premise for activities such as shows and sales or while in marketing channels are not a Flock. More than one Flock may be maintained on a single Premise providing Commingling, as defined in the Scrapie-UMR, does not occur. ~~in accordance with the UMR.~~

~~(\*)~~ “High Risk” means any Caprine or Ovine determined by epidemiologic investigation to face an increased probability of developing Scrapie because the Caprine or Ovine was:

~~(A)-(i)~~ ~~G~~ genetically susceptible to Scrapie, and ~~is either:~~

~~(A)~~ ~~Progeny-A progeny~~ of a Scrapie-positive dam; born in the same Contemporary Birthing Group as a Scrapie Positive Caprine or Ovine, ~~or~~

~~(B)~~ Born in the same Contemporary Birthing Group as progeny of a Scrapie Positive Caprine or Ovine dam.

~~(\*)-(k)~~ “Infected Flock” means any Flock in which a female Scrapie Positive Caprine or Ovine may have lambed, kidded or aborted as determined by a state or USDA/APHIS representative.

~~(\*)-(l)~~ “NVSL” means the USDA/APHIS National Veterinary Services Laboratory at Ames, Iowa.

~~(\*)-(m)~~ “Official Individual Identification” means any form of identification approved by USDA/APHIS in the UMR and that identifies the Caprine or Ovine to the

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Flock of birth or to the Flock in which the Caprine or Ovine most recently resided for breeding when the Flock of birth cannot be determined.

~~(xiv)~~(n) — “Ovine” means a ruminant mammal of the genus Ovis.

~~(xv)~~(o) — “Owners Statement” means a written statement by the owner that includes the:

~~(A)~~(i) \_\_\_\_\_ Owner’s name, ~~and;~~

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~~(B)~~(ii) \_\_\_\_\_ ~~owner’s~~ Owner’s signature, ~~and;~~

~~(C)~~(iii) \_\_\_\_\_ ~~owner’s~~ Owner’s address, ~~and;~~

~~(D)~~(iv) \_\_\_\_\_ ~~owner’s~~ Owner’s telephone number, ~~and;~~

~~(E)~~(v) \_\_\_\_\_ ~~date~~ Date the Caprine and/or Ovine left the Flock of origin, ~~and;~~

~~(F)~~(vi) \_\_\_\_\_ ~~the~~ The identification number assigned to the Premise, ~~and;~~

~~(G)~~(vii) \_\_\_\_\_ ~~the~~ The number of animals, ~~i~~ and

~~(H)~~(viii) \_\_\_\_\_ ~~a~~ A statement that the animals were either born or used for breeding on the Premise.

~~(xvi)~~(p) — “PEMMP” means a post exposure management and monitoring plan which is a written agreement signed by the owner of a Flock, any Accredited Veterinarian employed by the owner, and a State or USDA/APHIS representative in which each participant agrees to undertake specified actions to reduce the risk of the occurrence of Scrapie and to monitor for the occurrence of Scrapie in the Flock for at least sixty (60) months after the last High Risk or Scrapie Positive Caprine or Ovine is removed from the Flock or after the last exposure of the Flock to a Scrapie Positive Caprine or Ovine unless the monitoring time is otherwise specified by a State or USDA/APHIS representative. The Flock owner must provide the facilities and personnel needed to carry out the required elements listed in the plan.

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~~(xvii)~~ — “Premise” means the ground, area, building and equipment occupied by one or more Caprine or Ovine.

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~~(g)~~

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~~(xviii)~~(r) — “Quarantine” means a document issued by the Board which restricts movement of Caprine or Ovine.

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~~(xix)~~(s) — “Scrapie” means a nonfebrile, transmissible, insidious, degenerative disease affecting the central nervous system of an Ovine or Caprine that cause a spongiform encephalopathy.

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(ii) ~~“SFCP” means Scrapie Flock Certification Program as defined in the UMR.~~

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(t) ~~“Scrapie Positive Caprine or Ovine” means any Caprine or Ovine, that has tested positive on an official test for Scrapie at the WSVL or the NVSL.~~

(u) ~~“Suspect” means a Caprine or Ovine:~~

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(i) ~~that Determined to be suspicious for Scrapie by an Accredited Veterinarian or a State or USDA/APHIS representative and exhibiting~~ exhibits any of the following clinical signs of Scrapie: ~~Scrapie and has been determined to be suspicious for Scrapie by an Accredited Veterinarian or a State or USDA/APHIS representative;~~

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Comment [SoW1]: This is redundant with “any of the following clinical signs of Scrapie” written above.

(A) ~~Weight loss despite retention of appetite;~~

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(B) ~~behavioral~~ Behavioral abnormalities;

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(C) ~~pruritus~~ Pruritus (itching);

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(D) ~~wool~~ Wool pulling;

(E) ~~biting~~ Biting at legs or side;

(F) ~~lip~~ Lip smacking;

(G) ~~motor~~ Motor abnormalities such as incoordination, high stepping gait of forelimbs, bunny-hop movement of rear legs, or swaying of back end;

(H) ~~increased~~ Increased sensitivity to noise and sudden movement; tremor, star gazing, head pressing, recumbency, or other signs of neurological disease; or

(I) ~~chronic~~ Chronic wasting; or

(ii) ~~A Caprine or Ovine that has tested~~ Testing positive for Scrapie or for the protease-resistant protein associated with Scrapie on an unofficial test or a screening test.

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(v) ~~“UMR” means the Scrapie Eradication Uniform Methods and Rules as issued and amended as of June 2005~~ 2013, which are cooperative procedures and standards adopted by USDA/APHIS/VS and participating states for controlling and eradicating Scrapie. These Rules do not include any later amendments of the UMR past June, 2013.

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(w) ~~“USDA/APHIS” means the United States Department of Agriculture, Animal and Plant Health Inspection Service,~~ Veterinary Services.



~~(xiv)~~ (x) “USDA/APHIS/~~VS/ADDVIC~~” means the USDA/APHIS/~~VS Area Veterinarian in Charge~~ Assistant District Director who is the veterinary official of USDA/APHIS/~~VS~~ assigned to supervise and perform the official animal health work of USDA/APHIS/~~VS~~ in Wyoming.

~~(v)~~ (y) “WSVL” means the Wyoming State Veterinary Laboratory ~~whose address is 1174 Snowy Range Road, Laramie, WY 82070 (307) 742-6638.~~

~~(vi)~~ (z) “Wyoming State Veterinarian” means ~~an Accredited Veterinarian employed by the Board who serves as a veterinary official of the State authorized to supervise and perform the official animal health work of the State of Wyoming~~ a Wyoming Accredited Veterinarian, employed by the Board, who serves as the State Veterinarian for the State of Wyoming as outlined in W.S. 11-19-101.

## Section 5. ~~Adoption-Incorporation~~ of Federal Regulations ~~Used~~ in Rules.

(a) The Code of Federal Regulations (CFR). The following Code of Federal Regulations provisions, being too long and cumbersome to incorporate the full text, shall be incorporated by reference in these rules: 9 CFR 54.8 (1-1-~~04-14~~ Edition) Pages ~~477-479~~ 187-189; 54.10, pages 189-190; ~~and 54.20; 54.21; and 54.22, pages 190-191; and 9 CFR 79.1, 79.2, 79.3, 79.4, 79.5, 79.6 and 79.7 (1-1-~~04-14~~ Edition);~~ ~~Pages pages 286-308~~ 317-340 shall be adopted by the Board in so far as those procedures are not inconsistent with the rules, regulations and laws of the State of Wyoming. These rules do not include any later amendments of the adopted CFRs past January 1, ~~2004~~ 2014. This document is available to the public at the office of the Board and online at: [http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title09/9cfr2\\_main\\_02.tpl](http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title09/9cfr2_main_02.tpl).

~~(a)~~ (b) The United States Department of Agriculture, Animal and Plant Health Inspection Service’s Scrapie Eradication Uniform Methods and Rules as issued and amended June 2013, being too long and cumbersome to incorporate the full text, shall be incorporated by reference in these rules. These rules do not include any later amendments of the UMR past June 2013. Copies of the UMR are available to the public at the office of the Board and online at: [https://www.aphis.usda.gov/animal\\_health/animal\\_diseases/scrapie/downloads/umr\\_scrapie.pdf](https://www.aphis.usda.gov/animal_health/animal_diseases/scrapie/downloads/umr_scrapie.pdf).

~~(b)~~ The United States Department of Agriculture, Animal and Plant Health Inspection Service’s Scrapie Eradication Uniform Methods and Rules as issued and amended as of October 2003 shall be adopted by the Wyoming Livestock Board insofar as those procedures are not inconsistent with the rules, regulations and laws of the State of Wyoming. These rules do not include any later amendments of the UMR past October 2003. Copies of the UMR are available to the public at the office of the Board.

## Section 6. Identification Requirements of Caprine and Ovine.

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(a) The owner of Caprine or Ovine required to be individually identified (listed in subsection b below) shall apply Official Individual Identification to each Caprine or Ovine not already officially identified prior to change of ownership and prior to Commingling with another producer's Caprine or Ovine.

(b) Caprine and Ovine required to have Official Individual Identification:

(i) All breeding Caprine and Ovine; ~~and~~

(ii) ~~all~~ All Caprine and Ovine for exhibition; ~~and~~

(iii) ~~all~~ All sexually intact Caprine and Ovine upon change of ownership; and

(iv) ~~all~~ All Caprine and Ovine over eighteen (18) months of age.

(c) Animals not required to be individually identified include:

~~(i) Commercial Caprine that the DSE has determined to be at low risk for contracting Scrapie; and~~

~~(ii)~~ (i) Caprine and Ovine shipped directly to an approved slaughter facility or an approved market when all the animals in a section of a truck are from the same Premise of origin and are accompanied by an Owners Statement; and

~~(iii)~~ (ii) Caprine and Ovine moved for grazing or similar management reasons whenever the animals are moved from a Premise owned or leased by the owner of the animals to another Premise owned or leased by the owner of the Caprine or Ovine.

(d) Premise identification may be used as Official Individual Identification as provided in the UMR.

(e) No person shall apply a Premise identification number or a brand or earnotch pattern to any Caprine or Ovine that is not from the Flock of origin to which the identification number, brand or earnotch pattern was assigned or recorded.

(f) If a Caprine or Ovine is already identified with Official Individual Identification, do not apply additional Official Individual Identification.

~~Section 7. The Removal of Official Individual Identification is Prohibited.~~

~~(a) Section 7. No unauthorized person shall remove or tamper with any Official Individual Identification.~~

Section 8. Recordkeeping Requirements of Caprine and/or Ovine for Veterinarians, Dealers, Slaughter Facilities and Tagging Sites.

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(a) For all Caprine or Ovine, records of applied tags that are applied must be kept for at least 5 years and made available to the Wyoming State Veterinarian.

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(b) Applied tag rRecords shall include the tag number, date applied, Flock owner and contact information to include physical address and phone number.

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~~Section 8.~~Section 9. **Record Keeping Requirements for Sellers and Purchasers of Caprine and/or Ovine.**

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(a) The following persons shall maintain records sufficient to enable State or USDA/APHIS authorities to trace Caprine or Ovine to all Flocks in which they have resided and to determine their final disposition:

(i) Persons who purchase, deal in, or sell Caprine or Ovine, over eighteen (18) months of age,~~and;~~

(ii) ~~persons~~Persons who purchase, deal in, or sell breeding Caprine or Ovine,~~and;~~

(iii) ~~persons~~Persons who act as commission representatives or brokers of such Caprine or Ovine,~~;~~ and

(iv) ~~persons~~Persons who operate or conduct an auction at which Caprine or Ovine are sold.

(b) The persons listed above shall maintain records that include the following minimum information:

(i) The number of Caprine or Ovine sold or purchased,~~and;~~

(ii) ~~the~~The date of the transaction,~~and;~~

(iii) ~~the~~The name and address of the person with whom the transaction occurred,~~and;~~

(iv) ~~the~~The species, breed and age of the Caprine or Ovine involved in the transaction,~~and;~~

(v) ~~a~~A copy of the required movement document,~~;~~ and

(vi) ~~the~~The Official Individual Identification number(s) ~~of any~~ tag applied at the time of the transaction.

(c) Records must be kept for a minimum of sixty (60) months following the transaction.

(d) Records must be made available to the Wyoming State Veterinarian~~or the USDA/APHIS, or their designees, upon request.~~

~~Section 9.~~Section 10. **Record Keeping Requirements for Caprine and/or Ovine Feedlot Operators.**

- (a) Records of all Caprine or Ovine entering and leaving a terminal feedlot must include the person from whom the Caprine or Ovine were acquired and the slaughtering facility in which they were slaughtered.
- (b) Records must be kept for a minimum of twelve (12) months after the Caprine or Ovine leaves the feedlot.
- (c) Records must be made available to the Wyoming State Veterinarian ~~or the USDA/APHIS, or their designees,~~ upon request.

~~Section 10.~~Section 11. **Show and Sale Requirements for Caprine and/or Ovine.**

- ~~(a) Official Individual Identification is required on any Caprine or Ovine to be exhibited or sold at auction within the State of Wyoming.~~
- ~~(b) Does and ewes over twelve (12) months of age (as evidenced by eruption of the first incisor) shall be housed in separate enclosures from Caprine or Ovine from different Flocks.~~
- ~~(c) Pens used by does and ewes shall be thoroughly cleaned and all organic material removed before use by an Caprine or Ovine from another Flock.~~
- ~~(d) All Caprine or Ovine from SFCP enrolled Flocks enrolled in Exprt Monitored, Exprt Certified and Select Flocks, as defined in the UMR, shall be housed and handled to prevent Commingling with Caprine or Ovine from non SFCP enrolled Flocks not enrolled in Exprt Monitored, Exprt Certified and Select Flocks.~~
- ~~(e)~~(a) If Caprine or Ovine, that are within thirty (30) days of parturition (or that are postpartum, have aborted, or are pregnant and have a vaginal discharge), are allowed at a show, special arrangements shall be made to keep them separate from Caprine or Ovine from different Flocks such that direct contact does not occur and they shall be kept in an area that can and shall be properly cleaned and disinfected.
- ~~(f)~~(b) Should a kidding or lambing occur at the show:
  - (i) The placenta, placental fluids, and bedding must be removed immediately and disposed of in a sanitary landfill or by another method approved by the State.
  - (ii) The dam and her offspring shall:
    - (A) Be removed from the show grounds; or
    - (B) ~~separated~~Separated from Caprine or Ovine from different Flocks using:

(I) Double fencing with twelve (12) inch spacing between fences; or

(II) ~~solid~~ Solid partitions such that direct contact does not occur.

(iii) The pen must be thoroughly cleaned and disinfected before use by another Caprine or Ovine.

~~Section 11. The Wyoming Livestock Board shall Maintain Import Requirements for Caprine and Ovine that protect Wyoming from Scrapie.~~

~~(a) These import rules are contained in official Chapter 8 Board rules entitled Livestock Board Import Rules available at the offices of the Board.~~

~~Section 12. Reporting of Suspect and Scrapie Positive Caprine or Ovine.~~

~~(a) Section 12. Suspect and Scrapie Positive Caprine or Ovine must be reported by the Category II Accredited veterinarian and the livestock owner to the Wyoming State Veterinarian pursuant to W. S. §11-19-101 and the USDA/APHIS/~~VS/ADDVIC~~ within forty-eight (48) hours.~~

~~Section 13. Protocol Used for Suspect and Scrapie Positive Caprine or Ovine.~~

(a) The following protocol will be used for Suspect and Scrapie Positive Caprine or Ovine:

(i) The Wyoming State Veterinarian shall immediately Quarantine the Flock where the Caprine or Ovine resides, ~~and~~;

(ii) ~~the~~ The Wyoming State Veterinarian shall cooperate with the DSE in implementing an investigation and Epidemiology of the case, ~~i~~ and

(iii) ~~procedures~~ Procedures outlined in the UMR for managing infected, trace and source Flocks shall be used by the Wyoming State Veterinarian and his or her designee and the USDA/APHIS/~~VS/ADDVIC~~ and his or her designee.

(b) Suspect or Scrapie Positive Caprine or Ovine shall not be moved from the Premise where identified, except under permit issued by the Wyoming State Veterinarian to:

(i) A research facility designated by USDA/APHIS, ~~or~~;

(ii) ~~to~~ To a site for destruction, ~~i~~ or

(iii) ~~to~~ To the Flock of origin for Quarantine when appropriate.

(c) Such Caprine or Ovine shall remain Quarantined until an investigation is completed.

**Comment [SoW2]:** Referencing. Part of remaining an APHIS Scrapie Consistent State is having import rules that help prevent spread of Scraoie between states. This mainly is here to show that WY has import requirements related to Scrapie.

**Comment [BA3]:** What is the purpose of this section? Are we incorporating? Or just referencing? I don't understand

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(d) At the conclusion of the investigation, all Suspect or Scrapie Positive Caprine or Ovine:

(i) Shall either be purchased for diagnostic purposes and necropsied~~;~~ or

(ii) ~~shall~~ Shall be maintained under Quarantine until ~~it/they~~:

(A) ~~is/are f~~Found to be free of Scrapie and ~~is/are~~ released from Quarantine~~, or;~~

(B) ~~is/are r~~Released pursuant to the PEMMP~~;~~ or

(C) ~~dies~~ Dies and is necropsied.

(e) Suspect or Scrapie Positive Caprine or Ovine at slaughter facilities must be condemned in accordance with regulations of ~~United States Department of Agriculture Food Safety and Inspection Service~~ the USDA/APHIS/VS and reported to the USDA/APHIS/VS/ADDVIC so that samples can be collected for diagnosis or Epidemiology and the carcass removed from the food chain.

**~~Section 14.~~ Movement of Caprine or Ovine Held Pursuant to Quarantine.**

~~(a) Section 14.~~ No Suspect or Scrapie Positive Caprine or Ovine shall be removed from the Premise unless accompanied by a written permit issued by the Wyoming State Veterinarian or until the Quarantine is released.

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**~~Section 15.~~ Release of Caprine or Ovine Held Pursuant to Quarantine.**

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~~(a) Section 15.~~ Quarantine shall be released pursuant to compliance with all requirements of the UMR and by concurrence of the Wyoming State Veterinarian, DSE and the USDA/APHIS/VS/ADDVIC.

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**~~Section 16.~~ Depopulation and Carcass Disposition of Suspect or Scrapie Positive Caprine or Ovine.**

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~~(a)~~ Caprine or Ovine depopulation and carcass disposition shall be done in accordance with the UMR.

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## **CHAPTER 15**

### **TRICHOMONIASIS RULES**

Section 1.     **Authority to Create Rules.** Pursuant to the authority vested in the Wyoming Livestock Board by virtue of W. S. §11-18-103(a)(v), the following rules are hereby promulgated.

Section 2.     **Purpose of Rules.** These rules are adopted to prevent the introduction of, and control the spread of, Trichomoniasis, a venereal disease in Bovine.

Section 3.     **Severability.** If any portion of these rules is found to be invalid or unenforceable, the remainder of the rules shall continue in effect.

Section 4.     **Definitions Used in Rules.** The following definitions apply to these rules:

(a)            “Approved Livestock Market” means a livestock market that is licensed by the Board.

(b)            “Board” means the Wyoming Livestock Board, whose current address is 1934 Wyott Drive, Cheyenne, WY 82002-0051, (307) 777-7515.

(c)            “Bovine” means sexually intact male and female Bovine of the genus Bos of any breed.

(d)            “Brand Inspection Form” means a document issued by the Board that is used to record the change of ownership and/or movement of livestock both intrastate and interstate.

(e)            “Certified Trichomoniasis Negative” means any bull that has tested negative to two (2) PCR tests conducted within seven (7) to twenty-one (21) days of each other with no reproductive exposure for at least thirty (30) days prior to the first test.

(f)            “Common Grazing” means any common pasturing arrangement, in which Bovine from two (2) or more Herd Units not under common ownership may commingle. This includes common grazing on all private, state, tribal, or federal lands, or any combination thereof.

(g)            “Designated Feedlot” means any feedlot that is designated by the Board to feed – with no provision for grazing - and properly identify and manage Restricted Livestock in a designated portion of the feedlot, preventing direct contact between restricted and non-restricted livestock.

(h)            “Direct Movement” means movement in which the Bovine are not unloaded en route to their final destination.

(i)            “Feedlot” means a confined dry lot area for feeding of animals with no facilities for pasturing or grazing.

(j)            “Herd Unit” means a group of one or more Bovine under individual or multiple ownership that is managed as one herd on a year-round basis.

(k) “Infected Herd Unit” means a Herd Unit in which one or more Bovine have been diagnosed as a Trichomoniasis Infected Bovine. The State Veterinarian, in cooperation with the livestock producer and the Trichomoniasis Certified Veterinarian will determine what constitutes an Infected Herd Unit.

(l) “Official Trichomoniasis Test” means an approved PCR test, conducted on a properly collected and cultivated or processed sample, to detect the presence of the organism *Tritrichomonas foetus* and properly recorded on an official Trichomoniasis test record provided by the Board. All Official Trichomoniasis Testing shall be performed only by authorized personnel at an approved veterinary laboratory. Staff from the Veterinary Laboratory shall determine if the sample was properly collected and cultivated or processed.

(m) “Official Trichomoniasis Test Identification Tag” means an ear tag that is authorized by the Board and placed in the right ear of a Test Eligible Bovine at the time of the first Official Trichomoniasis Test prior to that immediate breeding season.

(n) “PCR test” means the Polymerase Chain Reaction test, a test which detects genetic material of *Tritrichomonas foetus*. Staff from the Wyoming State Veterinary Laboratory shall advise the State Veterinarian on the protocol for sample collection and processing for this test.

(o) “Pooled Samples” means samples combined at the veterinary laboratory from more than one bull belonging to one owner. No more than five (5) individual samples may be combined into one Pooled Sample.

(p) “Premises” means the ground, area, buildings and equipment occupied by one or more Bovine.

(q) “Quarantine” means a document issued by the State Veterinarian or his designee that restricts movement of specific Bovine to premises as determined by the State Veterinarian.

(r) “Recognized Slaughter Establishment” means any slaughter establishment operating under the provisions of either:

(i) The Federal Meat Inspection Act, 21 U.S.C. § 601 through § 695, including all amendments as of January 1, 2016, being too long and cumbersome to incorporate the full text, shall be incorporated by reference in these rules. The incorporated material does not include any later amendments of the adopted Federal Meat Inspection Act past January 1, 2016. This document is available to the public at the office of the Board and online at: <http://www.fsis.usda.gov/wps/portal/fsis/topics/rulemaking/federal-meat-inspection-act>; Or,

(ii) The 2012 Wyoming Food Safety Rule found at Chapter 1 – Purpose, Variances, Definitions, Demonstrations of Knowledge, and Health Status, as promulgated and amended by the Wyoming Department of Agriculture. Chapter 1 of the 2012 Wyoming Food Safety Rule, being too long and cumbersome to incorporate the full text, shall be incorporated by reference in these rules. The incorporated material does not include any later amendments of the adopted Chapter 1 rule past January 1, 2016. This document is available to the public at the office of the Board and online at: <http://agriculture.wy.gov/images/stories/pdf/chs/foodrule/chapt12012.pdf>



(s) “Restricted Livestock” means untested Trichomoniasis Test Eligible male Bovine, Trichomoniasis Infected Bovine, Trichomoniasis Exposed Bovine, Brucellosis non-vaccinated adult females, and other livestock that are determined as such by the Wyoming State Veterinarian.

(t) “Slaughter” means the slaughter of a Bovine within fourteen (14) days at a Recognized Slaughter Establishment.

(u) “Trichomoniasis” means a contagious venereal disease of Bovine, caused by a protozoan, *Tritrichomonas foetus*, and characterized by infertility, pyometra, abortion, and reproductive inefficiency.

(v) “Trichomoniasis Certified Veterinarian” means a veterinarian who is licensed in Wyoming and has successfully completed a Board approved Trichomoniasis certification training, passed the test, and been issued a certificate.

(w) “Trichomoniasis Exposed Bovine” means any Bovine that has had commingling or fence-line contact with Trichomoniasis Infected Bovine, or an Infected Herd Unit.

(x) “Trichomoniasis Infected Bovine” means a Bovine that has tested positive to an Official Trichomoniasis Test.

(y) “Trichomoniasis Quarantine Release Plan” means a written document outlining practices a livestock producer will conduct to qualify for release of quarantine of a Trichomoniasis infected herd.

(z) “Trichomoniasis Test Eligible Bull” means 1) any non virgin, sexually intact, male Bovine; 2) any bull over twenty-four (24) months of age; or 3) any weaned bull from a Trichomoniasis Infected or Exposed Herd Unit.

(aa) “V Brand” means a 2"X 3" hot iron single V character brand applied to the left tail-head of a Bovine signifying that the Bovine is a Trichomoniasis Infected Bovine or a Trichomoniasis Exposed Male Bovine that has not been tested and Certified Trichomoniasis Negative.

(bb) “Virgin Bovine” means a sexually intact male or female bovine that has not had sexual contact with a Bovine of the opposite gender.

(cc) “VS Form 1-27” means an official restricted movement document issued by the State Veterinarian or his designee.

(dd) “Wyoming State Veterinarian” means a Wyoming Accredited Veterinarian employed by the Board who serves as the State Veterinarian for the State of Wyoming, as outlined in W.S. 11-19-101.

**Section 5. Duty to Report Trichomoniasis to State Veterinarian.**

(a) Pursuant to W.S. §11-19-102, any person who knows or suspects that there is Trichomoniasis among Bovine that he or she owns or manages shall immediately report the same to the State Veterinarian.

(b) Any veterinarian who suspects or knows that there is Trichomoniasis among Bovine in a herd shall immediately report the same to the State Veterinarian.

(c) The Trichomoniasis Certified Veterinarian, who has collected the specimen from a Trichomoniasis Infected Bovine, shall notify the owner and the State Veterinarian within twenty-four (24) hours of learning the results.

(d) All Official Trichomoniasis Test records shall be submitted to the office of the Board within thirty (30) days of testing by the veterinarian conducting the test unless already reported by the testing laboratory.

**Section 6. Veterinarians to be Certified in the Collection Techniques and Handling of Trichomoniasis Samples.**

(a) All Official Trichomoniasis Test samples must be collected only by a Trichomoniasis Certified Veterinarian. The collection and submission protocol shall be consistent with the recommendations and requirements of the testing laboratory. A copy of the protocols may be obtained from the office of the Board. Staff from the testing veterinary laboratory shall determine if samples were properly collected, and if not, notify the State Veterinarian of this information

(b) Trichomoniasis Certified Veterinarians shall recertify at least once every five (5) years.

(c) The Board will provide certification programs as needed.

**Section 7. Trichomoniasis Testing Requirements.**

(a) All bulls tested for Trichomoniasis shall be identified with an Official Trichomoniasis Test Identification Tag which shall be recorded on the test record along with any other identification present. Bulls being tested strictly to meet other states' importation requirements must be identified with official USDA-approved identification tags and do not need to have the Wyoming Trichomoniasis tag applied.

(b) All Trichomoniasis Test Eligible Bulls sold or leased for reproductive purposes in Wyoming shall be tested one time by PCR prior to the sale or lease, the issuance of a Brand Inspection Form, and/or delivery of the bull. The following are exemptions to this requirement:

(i) If adequate facilities do not exist to handle and test a Trichomoniasis Test Eligible Bull prior to a private sale or lease transaction, the owner may submit to the State Veterinarian a written request allowing for the Direct Movement and holding of the bull at a satisfactory testing location under a Quarantine issued by the State Veterinarian or his designee until tested negative

on one PCR test which shall be completed within thirty (30) days of movement and prior to commingling with female Bovine;

(ii) Trichomoniasis Test Eligible Bulls from a herd which is changing ownership as a whole and will continue to reside on the same ranch property may be exempted from change of ownership Trichomoniasis testing requirements by the State Veterinarian upon request of the owner, buyer, and herd veterinarian;

(iii) Virgin sexually intact male Bovine more than twenty-four (24) months of age may be exempted from Trichomoniasis testing requirements by the State Veterinarian if the owner and herd veterinarian request a testing waiver in writing and supply any necessary information requested by the State Veterinarian to make a waiver determination.

(c) Trichomoniasis Test Eligible Bulls sold for reproductive purposes in Wyoming through an Approved Livestock Market must have a negative Official Trichomoniasis Test within two weeks prior to sale or be sold for slaughter or to a Designated Feedlot only.

#### **Section 8. Common Grazing Trichomoniasis Test Requirements.**

(a) All Trichomoniasis Test Eligible Bulls that will be grazed in Common Grazing or used by Common Grazing participants for breeding purposes prior to the Common Grazing shall test negative to one (1) Official Trichomoniasis Test prior to turn out. This test may be either an individual sample test or a Pooled Sample test with no more than five bull's samples from one owner pooled together at the testing laboratory. The following are exemptions to this requirement:

(i) Virgin male Bovine less than twenty-four (24) months of age;

(ii) Trichomoniasis Test Eligible Bulls having tested negative on an Official Trichomoniasis Test after the previous breeding season and which have had no subsequent reproductive exposure;

(iii) Trichomoniasis Test Eligible Bulls used in Common Grazing arrangements may be exempted from testing by the State Veterinarian if all owners of Herd Units participating in the Common Grazing arrangement submit a single group testing waiver request in writing.

(b) A copy of the negative Trichomoniasis test record shall be supplied to the offices of the Board prior to Trichomoniasis Test Eligible Bulls being released for Common Grazing.

(c) A producer who manages Bovine on Common Grazing may request the State Veterinarian to investigate compliance with these rules by participants of the Common Grazing arrangement directly involving that producer's Bovine. The State Veterinarian, or his designee, shall investigate and take appropriate action in a timely manner.

#### **Section 9. Trichomoniasis Test Requirement for Exposed Bulls.**

(a) Trichomoniasis Exposed bulls shall be quarantined until the test requirement outlined in (b) or (c) below is met and results are reported to the offices of the Board.

(b) One Official Trichomoniasis Test is required on all Trichomoniasis Test Eligible Bulls that have had fenceline contact with a Trichomoniasis infected Bull or herd unit during the breeding season. The test must be completed within sixty (60) days of notification by the State Veterinarian or his designee unless otherwise approved by the State Veterinarian. This shall not be a Pooled Sample test.

(c) Two Official Trichomoniasis Tests are required on all Trichomoniasis Test Eligible Bulls that have commingled with a Trichomoniasis-infected bull or Herd unit during the breeding season. The test shall not be on Pooled Samples. The following are exemptions to (b) and (c) above, subject to the State Veterinarian's prior written approval after risk evaluation of the exposed herd:

(i) Trichomoniasis Test Eligible Bulls V-branded and sold for Slaughter, moving via Direct Movement and accompanied by a VS Form 1-27;

(ii) Trichomoniasis Test Eligible Bulls V-branded and moved via Direct Movement to a Designated Feedlot for terminal feeding, accompanied by a VS Form 1-27.

#### **Section 10. Bovine that Breach a Fence and Commingle.**

(a) Any male Bovine that breaches a fence and commingles with another producer's Bovine shall be tested once with the PCR test if that producer requests an Official Trichomoniasis Test. The test, if required shall not be on Pooled Samples. The requirement to test is subject to the discretion of the State Veterinarian. The owner of the offending Bovine shall bear all costs for the requested Official Trichomoniasis Test.

(b) The requesting producer shall contact the owner of the offending Bovine and the offices of the Board within thirty (30) days of the breach, requesting that the Bovine be tested.

(c) The requesting producer shall provide verifying documentation that another producer's Bovine commingled with his Bovine. This may include a brand inspection, photos, and/or individual identification.

(d) The State Veterinarian shall monitor the status of the event and ensure that the owner of the offending animals complies with this rule.

#### **Section 11. Trichomoniasis Infected Bovine and Herd Units.**

(a) The sale, lease, or movement of Bovine from a Trichomoniasis Infected Herd Unit for reproductive purposes is strictly prohibited.

(b) Any Bovine testing positive to an Official Trichomoniasis Test and the Infected Herd Unit shall immediately be placed under Quarantine by the Board. Quarantine is considered in effect at the time that the herd owner is notified of a positive test.

(c) The owner, lessor, manager, or other person who has charge over a Trichomoniasis Infected Bovine shall provide the State Veterinarian the names and addresses of all owners of Bovine which the Trichomoniasis Infected Bovine may have had commingling or fence-line contact with, and notify all adjacent landowners in writing of the herd infection within seven (7) days of the positive Official Trichomoniasis Test results.

(d) A Trichomoniasis Quarantine Release Plan shall be developed by the State Veterinarian and the herd owner.

(e) The owner of a Trichomoniasis Infected male Bovine shall apply a V Brand on any infected Bovine within seven (7) days of notification of positive test results and prior to moving the Trichomoniasis Infected male Bovine from the Quarantined Premises. Trichomoniasis Exposed male Bovine that are moved from an Infected Herd unit without testing are also required to be V Branded.

(f) Any Trichomoniasis Infected male Bovine must move in Direct Movement for Slaughter at a Recognized Slaughter Establishment or for feeding in a Designated Feedlot immediately followed by Direct Movement for Slaughter at a Recognized Slaughter Establishment accompanied with a VS Form 1-27.

(g) All bulls in an Infected Herd Unit shall be held under Quarantine until Certified Trichomoniasis Negative. Pooled Samples shall not be used in Trichomoniasis infected herds.

(h) The following are exemptions to this requirement upon written approval of the Wyoming State Veterinarian:

(i) Bulls V-branded and sent by Direct Movement to Slaughter at a Recognized Slaughter Establishment accompanied by a VS Form 1-27;

(ii) Bulls V-branded and sent by Direct Movement to a Designated Feedlot accompanied by a VS Form 1-27;

(iii) Unweaned bull calves.

(i) The herd owner/manager is required to inform the State Veterinarian of the total number of bulls and the total number of sexually intact female Bovine in the Infected Herd Unit.

(j) The Infected Herd Unit owner or manager shall assist the State Veterinarian in determining the destination of all sexually intact non-virgin male Bovine sold during the twelve (12) months prior to the diagnosis of Trichomoniasis. The State Veterinarian shall undertake all reasonable efforts to notify the recipients of the Bovine.

## **Section 12. Female Bovine Subject to Quarantine.**

(a) Any sexually intact non-virgin female Bovine in an Infected Herd Unit shall be held under Quarantine. The following are exemptions subject to the State Veterinarian's prior written approval as part of the Trichomoniasis Quarantine Release Plan:

(i) Virgin, sexually intact female Bovine less than eighteen (18) months of age accompanied by an owner signed affidavit attesting to their virginity;

(ii) Female Bovine not exposed to any sexually intact male Bovine for at least 180 days;

(iii) Female Bovine determined to be at least 120 days pregnant as determined by a Wyoming licensed veterinarian;

(iv) Female Bovine moved by Direct Movement to Slaughter at a Recognized Slaughter establishment accompanied by a VS Form 1-27;

(v) Female Bovine V-branded and moved by Direct Movement to a Designated Feedlot accompanied by a VS Form 1-27;

(vi) Female Bovine sold for purposes of feeding under quarantine for at least 180 days. The State Veterinarian may waive this requirement at his discretion.

(b) The Infected Herd Unit owner or manager shall assist the State Veterinarian in determining the destination of all non-virgin female Bovine sold during the twelve (12) months prior to the diagnosis of Trichomoniasis in a herd. The State Veterinarian shall undertake all reasonable efforts to notify the recipients of the Bovine.

**Section 13. Movement of Bovine Held Pursuant to Quarantine.** Trichomoniasis Infected or Exposed Bovine shall not be removed from a Quarantined Premises unless approved by the State Veterinarian in writing unless moving via Direct Movement to Slaughter or to a Designated Feedlot and accompanied by a VS Form 1-27.

**Section 14. Release of Quarantine.** The release of any Quarantine shall be subject to these rules, the requirements of a Trichomoniasis Quarantine Release Plan, and at the discretion of the State Veterinarian.

**Section 15. Bovine used for Recreational and Exhibition Purposes.**

(a) Sexually intact male Bovine used for recreational and exhibition purposes shall remain under confinement at the recreational or exhibition Premises and shall not be allowed to commingle with sexually intact female Bovine.

(b) Any bull that commingles with sexually intact female Bovine shall be tested for Trichomoniasis with one (1) PCR test. The test shall not be on Pooled Samples. The owner of the offending bull shall bear all costs associated with the testing.

## CHAPTER 15 TRICHOMONIASIS RULES

### Section 1. Authority to Create Rules.

~~(a)~~ Section 1. Pursuant to the authority vested in the Wyoming Livestock Board by virtue of W.S. §11-18-103(a)(v), the following rules are hereby promulgated.

### Section 2. Purpose of Rules.

~~(a)~~ Section 2. These rules are adopted to prevent the introduction of, and control the spread of, Trichomoniasis, a venereal disease in Bovine.

### Severability.

Section 3. If any portion of these rules is found to be invalid or unenforceable, the remainder of the rules shall continue in effect.

### Section 3. Definitions Used in Rules.

~~(a)~~ Section 4. The following definitions ~~are applicable for implementing~~ apply to these rules:

~~(i) "Approved Feedlot" means a feedlot permitted by the Board which allows for the feeding of untested Trichomoniasis Test Eligible Bulls, Trichomoniasis Infected Bovine or Trichomoniasis Exposed Bovine, in a Feedlot based upon the operation's compliance with the provisions of the V Lot Permit. All Bovine shall be identified with official individual identification prior to, or upon arrival at the Approved Feedlot. After feeding, all Bovine shall be sent to immediate slaughter.~~

~~(ii)~~ (a) "Approved Livestock Market" means a livestock market that is licensed by the Board.

~~(iii)~~ (b) "Board" means the Wyoming Livestock Board, ~~State Agency 051~~, whose current address is 1934 Wyott Drive, Cheyenne, WY 82002-0051, (307) 777-7515.

~~(iv)~~ (c) "Bovine" means sexually intact male and female Bovine of the genus Bos of any breed.

~~(v)~~ (d) "Brand Inspection Form" means a document issued by the Board that is used to record the change of ownership and/or movement of livestock both intrastate and interstate.

~~(vi)~~ (e) "Certified Trichomoniasis Negative" means any bull that has tested negative to ~~either three (3) culture tests, two (2) PCR tests, or one (1) culture and one (1) PCR test~~ conducted within seven (7) to twenty-one (21) days of each other with no reproductive exposure for at least thirty (30) days prior to the first test.

~~(vii)~~ "Common Grazing" means any common pasturing arrangement, in which Bovine from two (2) or more Herd Units not under common ownership may commingle ~~and Bovine~~

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~~sexual activity is possible.~~ This includes common grazing on all private, state, tribal, or federal lands, or any combination thereof.

~~(f) “Culture Test” means the microscopic examination of a sample properly incubated and cultivated to grow the *Tritrichomonas* organism.~~

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~~(viii) (vii) “Designated Feedlot” means any feedlot that is designated by the Board to feed – with no provision for grazing - and properly identify and manage Restricted Livestock in a designated portion of the feedlot, preventing direct contact between restricted and non-restricted livestock.~~

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~~(g)~~

~~(ix) (h) “Direct Movement” means movement in which the Bovine are not unloaded en route to their final destination.~~

~~(x) (i) “Feedlot” means a confined dry lot area for feeding of animals with no facilities for pasturing or grazing.~~

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~~(xi) (j) “Herd Unit” means a group of one or more Bovine under individual or multiple ownership that is managed as one herd on a year-round basis.~~

~~(xii) (k) “Infected Herd Unit” means a Herd Unit in which one or more Bovine have been diagnosed as a Trichomoniasis Infected Bovine. The State Veterinarian, in cooperation with the livestock producer and the Trichomoniasis Certified Veterinarian will determine what constitutes an Infected Herd Unit.~~

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~~(xiii) “Official Trichomoniasis Infection Identification Tag” means a red Board Approved Individual Identification tag that signifies that the animal is infected with Trichomoniasis.~~

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~~(xiv) (l) “Official Trichomoniasis Test” means an approved PCR test, including the Culture and PCR Tests, conducted on a properly collected and cultivated or processed sample, to detect the presence of the organism *Tritrichomonas foetus* and properly recorded on an official Trichomoniasis test record provided by the Board. All Official Trichomoniasis Testing shall be performed only by authorized personnel at an approved veterinary laboratory. Staff from the Wyoming State Veterinary Laboratory shall determine if the sample was properly collected and cultivated or processed.~~

~~(xv) (m) “Official Trichomoniasis Test Identification Tag” means an ear tag that is authorized by the Board and placed in the right ear of a Test Eligible Bovine at the time of the first Official Trichomoniasis Test prior to that immediate breeding season.~~

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~~(n) “PCR Testtest” means the Polymerase Chain Reaction test, a test which detects genetic material of *Tritrichomonas foetus*. Staff from the Wyoming State Veterinary Laboratory shall advise the State Veterinarian on the protocol for sample collection and processing for this test.~~

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~~(xvi)~~(o) “Pooled Samples” means samples combined at the veterinary laboratory from more than one bull belonging to one owner. No more than five (5) individual samples may be combined into one Pooled Sample.

~~(xvii)~~(p) “Premises” means the ground, area, buildings and equipment ~~utilized~~ occupied by one or more Bovine.

~~(xviii)~~(q) “Quarantine” means a document issued by the State Veterinarian or his designee that restricts movement of specific Bovine to premises as determined by the State Veterinarian.

(r) “Recognized Slaughter Establishment” means any slaughter establishment operating under the provisions of either:

(i) any slaughter establishment operating under the provisions of the Federal Meat Inspection Act, (21 U.S.C. § 601 through § 695,) including all amendments as of July 22, 2010 January 1, 2016, being too long and cumbersome to incorporate the full text, shall be incorporated by reference in these rules. The incorporated material does not include any later amendments of the adopted Federal Meat Inspection Act past January 1, 2016. This document is available to the public at the office of the Board and online at: <http://www.fsis.usda.gov/wps/portal/fsis/topics/rulemaking/federal-meat-inspection-act>; Or, ~~or~~

(ii) ~~the~~ The 2012 Wyoming Food Safety Rule found at Chapter 1-1 - Purpose, Variances, Definitions, Demonstrations of Knowledge, and Health Status, as promulgated and amended by the Wyoming Department of Agriculture as of December 2009 amended. Chapter 1 of the 2012 Wyoming Food Safety Rule, being too long and cumbersome to incorporate the full text, shall be incorporated by reference in these rules. The incorporated material does not include any later amendments of the adopted Chapter 1 rule past January 1, 2016. This document is available to the public at the office of the Board and online at: <http://agriculture.wy.gov/images/stories/pdf/chs/foodrule/chapt12012.pdf> ~~This does not include any later amendments past July 22, 2010 and December 2009 respectively. These documents are available to the public at the office of the Board or online at: <http://www.fsis.usda.gov/wps/portal/fsis/topics/rulemaking/federal-meat-inspection-act> or <http://wyagric.state.wy.us/divisions/chs/meat-a-poultry-program>.~~

~~(xix)~~(s) “Restricted Livestock” means untested Trichomoniasis Test Eligible male Bovine, Trichomoniasis Infected Bovine, Trichomoniasis Exposed Bovine, Brucellosis non-vaccinated adult females, and other livestock that are determined as such by the Wyoming State Veterinarian.

~~(xx)~~(t) “Slaughter” means the slaughter of a Bovine within fourteen (14) days at a Recognized Slaughter Establishment.

~~(xxi)~~(u) “Trichomoniasis” means a contagious venereal disease of Bovine, caused by a protozoan, *Tritrichomonas foetus*, and characterized by infertility, pyometra, abortion, and reproductive inefficiency.

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~~(xxiii)-(v)~~ “Trichomoniasis Certified Veterinarian” means a veterinarian who is licensed in Wyoming and has successfully completed a Board approved Trichomoniasis certification program training, passed the test, and been issued a certificate.

~~(xxiii)-(w)~~ “Trichomoniasis Exposed Bovine” means any Bovine that has had commingling or fenceline contact with Trichomoniasis Infected Bovine, or an Infected Herd Unit.

~~(xxiv)-(x)~~ “Trichomoniasis Infected Bovine” means a Bovine that has tested positive to an Official Trichomoniasis Test.

~~(xxv)-(y)~~ “Trichomoniasis Quarantine Release Plan” means a written document outlining practices a livestock producer will conduct to qualify for release of quarantine of a Trichomoniasis infected herd.

~~(xxvi)-(z)~~ “Trichomoniasis Test Eligible Bull” means 1) any non virgin, sexually intact, male Bovine; 2) any bull over twenty-four (24) months of age; or 3) any weaned bull from a Trichomoniasis Infected or Exposed Herd Unit.

~~(xxvii)-(aa)~~ “V Brand” means a 2"X 3" hot iron single V character brand applied to the left tail-head of a Bovine signifying that the Bovine is a Trichomoniasis Infected Bovine or a Trichomoniasis Exposed Male Bovine that has not been tested and Certified Trichomoniasis Negative.

~~(xxviii) —~~ “V Lot Permit” means a permit issued by the Board to an operator of an Approved Feedlot that allows for the feeding of untested Trichomoniasis Test Eligible Bovine, Trichomoniasis Infected Bovine or Trichomoniasis Exposed Bovine, in an Approved Feedlot based upon the operation’s compliance with the provisions of the V Lot Permit.

~~(xxix)-(bb)~~ “Virgin Bovine” means a sexually intact male or female bovine that has not had sexual contact with a Bovine of the opposite gender.

(cc) “VS Form 1-27” means an official restricted movement document issued by the State Veterinarian or his designee.

(dd) “Wyoming State Veterinarian” means a Wyoming Accredited Veterinarian employed by the Board who serves as the State Veterinarian for the State of Wyoming, as outlined in W.S. 11-19-101.

~~(xxx)-~~

#### ~~Section 4. —~~ **Penalty for a Violation of Rules.**

~~(a) —~~ Penalties for a violation of these rules will shall be pursuant to law.

#### **Section 5. Duty to Report Trichomoniasis to State Veterinarian.**

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(a) Pursuant to W.S. §11-19-102, any person who knows or suspects that there is Trichomoniasis among Bovine that he or she owns or manages shall immediately report the same to the State Veterinarian.

(b) Any veterinarian who suspects or knows that there is Trichomoniasis among Bovine in a herd shall immediately report the same to the State Veterinarian.

(c) The Trichomoniasis Certified Veterinarian, who has collected the specimen ~~and/or performed the laboratory diagnosis~~ from a Trichomoniasis Infected Bovine, shall notify the owner and the State Veterinarian within twenty-four (24) hours of learning the results.

(d) All Official Trichomoniasis Test records shall be submitted to the office of the Board within thirty (30) days of testing by the veterinarian conducting the test unless already reported by the testing laboratory.

#### Section 6. Veterinarians to be Certified in the Collection Techniques and ~~Diagnosis Handling~~ of Trichomoniasis ~~Samples~~.

~~(a)~~ All Official Trichomoniasis Test samples must be collected only by a Trichomoniasis Certified Veterinarian. The collection and submission protocol shall be consistent with the recommendations and requirements of the testing laboratory. A copy of the protocols may be obtained from the office of the Board.

~~(i)-(a)~~ Staff from the testing Wyoming State V~~eterinary L~~aboratory shall determine if ~~samples~~ were properly collected, and if not, notify the State Veterinarian of this information

~~(b)~~ All Official Trichomoniasis Testing shall be performed only by a Trichomoniasis Certified Veterinarian or by authorized personnel at an approved veterinary laboratory.

~~(e)-(b)~~ Trichomoniasis Certified Veterinarians shall recertify at least once every five (5) years.

~~(d)-(c)~~ The Board will provide certification programs as needed.

#### Section 7. Trichomoniasis Testing Requirements.

~~—~~All bulls tested for Trichomoniasis shall be identified with an Official Trichomoniasis Test Identification Tag which shall be recorded on the test record along with any other identification present.

~~(i)-(a)~~ Bulls being tested strictly to meet other states' importation requirements must be identified with official USDA-approved identification tags and do not need to have the Wyoming Trichomoniasis tag applied.

~~(b)~~ All Trichomoniasis Test Eligible Bulls sold or leased for reproductive purposes in Wyoming shall be ~~Certified Trichomoniasis Negative~~tested one time by PCR prior to the sale or lease, the issuance of a Brand Inspection Form, and/or delivery of the bull.

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~~(i)-(b)~~ The following are exemptions to this requirement:

~~(A)-(i)~~ If adequate facilities do not exist to handle and test a Trichomoniasis Test

Eligible Bull prior to a private sale or lease transaction, the owner may submit to the State Veterinarian a written request allowing for the Direct Movement and holding of the bull at a satisfactory testing location under a Quarantine issued by the State Veterinarian or his designee until they are Certified Trichomoniasis Negative tested negative on one PCR test which shall be completed within sixty (60) thirty (30) days of movement and prior to commingling with female Bovine;

~~(B) — Untested Trichomoniasis Test Eligible Bulls sold for reproductive purposes in Wyoming through an Approved Livestock Market shall move by Direct Movement to the buyer's Premises and be held under a Quarantine issued by the State Veterinarian until Certified Trichomoniasis Negative which shall be completed within sixty (60) days of purchase, and prior to commingling with female Bovine;~~

~~(C)-(ii)~~ Trichomoniasis Test Eligible Bulls from a herd which is changing ownership as a whole and will continue to reside on the same ranch property may be exempted from change of ownership Trichomoniasis testing requirements by the State Veterinarian upon request of the owner, buyer, and herd veterinarian;

~~(D)-(iii)~~ Virgin sexually intact male Bovine more than twenty-four (24) months of age may be exempted from Trichomoniasis testing requirements by the State Veterinarian if the owner and herd veterinarian request a testing waiver in writing and supply any necessary information requested by the State — Veterinarian to make a waiver determination.

(c) Trichomoniasis Test Eligible Bulls sold for reproductive purposes in Wyoming through an Approved Livestock Market must have a negative Official Trichomoniasis Test within two weeks prior to sale or be sold for slaughter or to a Designated Feedlot only.

#### Section 8. Common Grazing Trichomoniasis Test Requirements.

~~(a)~~ All Trichomoniasis Test Eligible Bulls that will be grazed in Common Grazing or used by Common Grazing participants for breeding purposes prior to the Common Grazing shall test negative to one (1) Official Trichomoniasis Test prior to turn out. This test may be either an individual sample test or a Pooled Sample test with no more than five bull's samples from one owner pooled together at the testing laboratory.

~~(i)-(a)~~ The following are exemptions to this requirement:

~~(A)-(i)~~ Virgin male Bovine less than twenty-four (24) months of age;

~~(B)-(ii)~~ Trichomoniasis Test Eligible Bulls having tested negative for on an Official Trichomoniasis Test after the previous breeding season and which have had no subsequent reproductive exposure since the last negative Official Trichomoniasis Test;

~~(C)-(iii)~~ Trichomoniasis Test Eligible Bulls used in Common Grazing arrangements may be exempted from testing by the State Veterinarian if all owners

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of Herd Units participating in the Common Grazing arrangement ~~request-submit~~ a single group testing waiver request in writing.

(b) A copy of the negative Trichomoniasis test record shall be supplied to the offices of the Board prior to Trichomoniasis Test Eligible Bulls being released for Common Grazing.

(c) A producer who manages Bovine on Common Grazing may request the State Veterinarian to investigate compliance with these rules by participants of the Common Grazing arrangement directly involving that producer's Bovine. The State Veterinarian, or his designee, shall investigate and take appropriate action in a timely manner.

#### Section 9. **Trichomoniasis Test Requirement for Exposed Bulls.**

(a) Trichomoniasis Exposed bulls shall be quarantined until the test requirement outlined in (b) or (c) below is met and results are reported to the offices of the Board.

(b) One Official Trichomoniasis Test is required on all Trichomoniasis Test Eligible Bulls that have had fenceline ~~or commingling~~ contact with a Trichomoniasis infected Bull or herd unit during the breeding season. The test must be completed within sixty (60) days of notification by the State Veterinarian or his designee unless otherwise approved by the State Veterinarian. This shall not be a Pooled Sample test.

~~(b)~~ Two Official Trichomoniasis Tests are required on all Trichomoniasis Test Eligible Bulls that have commingled with a Trichomoniasis-infected bull or Herd unit during the breeding season. The test shall not be on Pooled Samples.

~~(i)-(c)~~ The following are exemptions to ~~this requirement~~ (b) and (c) above, subject to the State Veterinarian's prior written approval after risk evaluation of the exposed herd:

~~(A)-(i)~~ Trichomoniasis Test Eligible Bulls V-branded and sold for Slaughter, moving via Direct Movement and accompanied by a VS Form 1-27;

~~(B)-(ii)~~ Trichomoniasis Test Eligible Bulls V-branded and ~~moving~~ moved via Direct Movement to a ~~V Lot~~ Designated Feedlot for terminal feeding, accompanied by a VS Form 1-27.

#### Section 10. **Bovine that Breach a Fence and Commingle.**

(a) Any male Bovine, ~~male or female~~, that breaches a fence ~~commingling and commingles~~ with another producer's Bovine shall be tested once with ~~either the culture or the~~ PCR test if that producer requests an Official Trichomoniasis Test. The test, if required shall not be on Pooled Samples. The requirement to test is subject to the discretion of the State Veterinarian. The owner of the offending Bovine shall bear all costs for the requested Official Trichomoniasis Test.

(b) The requesting producer shall contact the owner of the offending Bovine and the offices of the Board within thirty (30) days of the breach, requesting that the Bovine be tested.

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(c) The requesting producer shall provide verifying documentation that another producer's Bovine commingled with his Bovine. This may include a brand inspection, photos, and/or individual identification.

(d) The State Veterinarian shall monitor the status of the event and ensure that the owner of the offending animals complies with this rule.

#### Section 11. **Trichomoniasis Infected Bovine and Herd Units.**

(a) The sale, lease, or movement of Bovine from a Trichomoniasis Infected Herd Unit for reproductive purposes is strictly prohibited.

(b) Any Bovine testing positive to an Official Trichomoniasis Test and the Infected Herd Unit shall immediately be placed under Quarantine by the Board. Quarantine is considered in effect at the time that the herd owner is notified of a positive test.

(c) The owner, lessor, manager, or other person who has charge over a Trichomoniasis Infected Bovine shall provide the State Veterinarian the names and addresses of all owners of Bovine which the Trichomoniasis Infected Bovine may have had commingling or fenceline contact with, and notify all adjacent landowners in writing of the herd infection within seven (7) days of the positive Official Trichomoniasis Test results.

(d) A Trichomoniasis Quarantine Release Plan shall be developed by the State Veterinarian and the herd owner.

(e) The owner of a Trichomoniasis Infected male Bovine shall apply a V Brand on ~~any~~the infected Bovine within seven (7) days of notification of positive test results and prior to moving the Trichomoniasis Infected male Bovine from the Quarantined Premises. Trichomoniasis Exposed male Bovine that are moved from an Infected Herd unit without testing are also required to be V Branded.

(f) Any Trichomoniasis Infected male Bovine must move in Direct Movement for Slaughter at a Recognized Slaughter Establishment or for feeding in a ~~V Lot~~Designated Feedlot immediately followed by Direct Movement for Slaughter at a Recognized Slaughter Establishment accompanied with a VS Form 1-27.

~~(g) The Trichomoniasis Certified Veterinarian who collected the sample of an infected Trichomoniasis Test Eligible Bull shall attach an Official Trichomoniasis Infection Identification Tag onto the existing Trichomoniasis test tag. The original test tag shall not be removed from the ear.~~

~~(h)~~(g) All bulls in an Infected Herd Unit shall be held under Quarantine until Certified Trichomoniasis Negative. Pooled Samples shall not be used in Trichomoniasis infected herds. The herd owner/manager is required to inform the State Veterinarian of the total number of bulls and the total number of sexually intact female Bovine in the Infected Herd Unit.

~~(i)~~(h) The following are exemptions to this requirement upon written approval of the Wyoming State Veterinarian:

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~~(A)~~(i) Bulls V-branded and sent by Direct Movement to Slaughter at a Recognized Slaughter Establishment accompanied by a VS Form 1-27;

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~~(B)~~(ii) Bulls V-branded and sent by Direct Movement to a V-~~Lot~~Designated Feedlot accompanied by a VS Form 1-27 ~~and V-branded and V-Branded~~;

~~(C)~~(iii) Virgin bulls Unweaned bull calves.

~~(j)~~(i) The herd owner/manager is required to inform the State Veterinarian of the total number of bulls and the total number of sexually intact female Bovine in the Infected Herd Unit.

~~(k)~~(j) The Infected Herd Unit owner or manager shall assist the State Veterinarian in determining the destination of all sexually intact non-virgin male Bovine sold during the twelve (12) months prior to the diagnosis of Trichomoniasis. The State Veterinarian shall undertake all reasonable efforts to notify the recipients of the Bovine.

#### Section 12. Female Bovine Subject to Quarantine.

~~(a)~~ Any sexually intact non-virgin female Bovine in an Infected Herd Unit shall be held under Quarantine.

~~(i)~~(a) The following are exemptions subject to the State Veterinarian's prior written approval as part of the Trichomoniasis Quarantine Release Plan:

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~~(A)~~(i) Virgin, sexually intact female Bovine less than eighteen (18) months of age accompanied by an owner signed affidavit attesting to their virginity;

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~~(B)~~(ii) Female Bovine not exposed to any sexually intact male Bovine for at least ~~+20~~180 days;

~~(C)~~(iii) Female Bovine determined to be at least 120 days pregnant as determined by a Wyoming licensed veterinarian;

~~(D)~~(iv) Female Bovine moved by Direct Movement to Slaughter at a Recognized Slaughter establishment accompanied by a VS Form 1-27;

~~(E)~~(v) Female Bovine V-branded and moved by Direct Movement to a V-~~Lot~~Designated Feedlot accompanied by a VS Form 1-27;

~~(F)~~(vi) Female Bovine sold for purposes of feeding with an affidavit signed by purchaser that they will not be used for breeding for under quarantine for at least ~~+20~~180 days. The State Veterinarian may waive this requirement at his discretion.

(b) The Infected Herd Unit owner or manager shall assist the State Veterinarian in determining the destination of all non-virgin female Bovine sold during the twelve (12) months prior to the diagnosis of Trichomoniasis in a herd. The State Veterinarian shall undertake all reasonable efforts to notify the recipients of the Bovine.

~~Section 13.~~ **Movement of Bovine Held Pursuant to Quarantine.**

~~(a) Section 13.~~ Trichomoniasis Infected or Exposed Bovine shall not be removed from a Quarantined Premises unless approved by the State Veterinarian in writing unless moving via Direct Movement to Slaughter or to ~~an Approved~~ Designated Feedlot and accompanied by a VS Form 1-27.

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~~Section 14.~~ **Release of Quarantine.**

~~(a) Section 14.~~ The release of any Quarantine shall be subject to these rules, the requirements of a Trichomoniasis Quarantine Release Plan, and at the discretion of the State Veterinarian.

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Section 15. **Bovine used for Recreational and Exhibition Purposes.**

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(a) Sexually intact male Bovine used for recreational and exhibition purposes shall remain under confinement at the recreational or exhibition Premises and shall not be allowed to commingle with sexually intact female Bovine.

(b) Any bull that ~~breaches a fence or is otherwise allowed to~~ commingles with sexually intact female Bovine shall be tested for Trichomoniasis with ~~either one (1) culture or~~ one (1) PCR test. The test shall not be on Pooled Samples. The owner of the offending bull shall bear all costs associated with the testing.

~~10/10 Final Rules~~