CHAPTER 3

LIVESTOCK AND POULTRY IMPORTATION

Authority

N.J.S.A. 4:5-54 through 75.

Source and Effective Date

R.2010 d.074, effective April 23, 2010.
See: 42 N.J.R. 3(a), 42 N.J.R. 926(a).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 3, Livestock and Poultry Importation, expires on April 23, 2017. See: 43 N.J.R. 1203(a).

Chapter Historical Note

Chapter 3, Livestock and Poultry Importation, was filed and became effective prior to September 1, 1969.

Pursuant to Executive Order No. 66(1978), Chapter 3, Livestock and Poultry Importation, was readopted as R.1983 d.452, effective September 29, 1983. See: 15 N.J.R. 1205(a), 15 N.J.R. 1754(a).

Pursuant to Executive Order No. 66(1978), Subchapter 4, Livestock for Immediate Slaughter, expired on January 8, 1986.

Pursuant to Executive Order No. 66(1978), Chapter 3, Livestock and Poultry Importation, expired on June 18, 1989.

Chapter 3, Livestock and Poultry Importation, was adopted as new rules by R.1989 d.455, effective August 21, 1989. See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

Pursuant to Executive Order No. 66(1978), Chapter 3, Livestock and Poultry Importation, was readopted as R.1994 d.399, effective July 7, 1994. See: 26 N.J.R. 1908(a), 26 N.J.R. 3159(a). Pursuant to Executive Order No. 66(1978), Chapter 3 expired on July 7, 1999.

Chapter 3, Livestock and Poultry Importation, was adopted as new rules by R.1999 d.258, effective August 16, 1999, and former 2:5-3.1, Poultry importation, and 2:5-3.4, Routes: Interstate shipment through New Jersey of live poultry, were readopted as R.1999 d.258, effective July 15, 1999, and recodified as 2:3-6.4 and 2:3-6.5 and amended by R.1999 d.258, effective August 16, 1999. See: 31 N.J.R. 1399(a), 31 N.J.R. 2325(a).

Chapter 3, Livestock and Poultry Importation, was readopted as R.2005 d.37, effective December 17, 2004. Subchapter 5, Goat Importation, was adopted as new rules by R.2005 d.37, effective January 18, 2005. See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

Chapter 3, Livestock and Poultry Importation, was readopted as R.2010 d.074, effective April 23, 2010. See: Source and Effective Date.

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SUBCHAPTER 1. GENERAL REQUIREMENTS

2:3-1.1 Definitions

(a) The following words and terms, as used in this chapter, shall have the following meanings. Words of art undefined in the following paragraphs shall have the meaning attributed to them by trade usage or general usage as reflected by definition in a standard dictionary, such as Webster's.

"Approved livestock facility" shall mean a facility as described in 9 C.F.R. Part 71.20.

"Custom slaughter operation" shall mean a slaughtering operation as described in 9 C.F.R. Part 303.1.

"Department" shall mean the New Jersey Department of Agriculture. For purposes of actions authorized by these rules, the Department may act through the State Veterinarian.

"Move directly," when related to hatching eggs and poultry less than seven days of age, means move into New Jersey without any stops, or move to a National Poultry Improvement Plan (NPIP) U.S. H5/H7 Avian Influenza Clean National Plan Hatchery or an NPIP U.S. Avian Influenza Clean National Plan Hatchery and then move into New Jersey without any other stops; and when related to all other poultry, means move into New Jersey without any stops or move to a New Jersey registered poultry distributor and then move into New Jersey without any other stops.

"Recognized slaughtering establishment" shall mean a slaughtering establishment operating under the provisions of the Federal Meat Inspection Act (21 U.S.C. §§ 601 et seq.) and the Poultry Products Inspection Act (21 U.S.C. §§ 451 et seq.).

"State Veterinarian" means Director, Division of Animal Health, New Jersey Department of Agriculture.

"Waybill" shall mean a document setting forth:

1. The name and address of the origin of the livestock or poultry imported for slaughter;

2. The type and quantity of such livestock or poultry being moved;

3. The name and address of the establishment to which such livestock or poultry are being moved; and

4. The date of the movement of such livestock or poultry into the establishment.

(b) Whenever, in describing or referring to any person, party, matter or thing, any word importing the singular number or masculine gender is used, the same shall be understood to include and to apply to several persons or parties as well as to one person or party and to females as well as males, and to bodies corporate as well as individuals, and to several matters and things as well as one matter or thing.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

Former N.J.A.C. 2:3-1.1, Interstate health certificate to accompany animals entering State, recodified to N.J.A.C. 2:3-1.2.
Emergency amendment, R.2015 d.117, effective June 26, 2015 (to expire August 25, 2015).
See: 47 N.J.R. 1878(a).
In (a), added definition "Move directly".
Adopted concurrent amendment, R.2015 d.157, effective September 21, 2015.
See: 47 N.J.R. 1878(a), 47 N.J.R. 2349(a).
Provisions of R.2015 d.117 adopted without change.

2:3-1.2 Interstate health certificate to accompany animals entering State

All livestock and poultry moved into New Jersey, except for slaughter, shall be accompanied by an official Certificate of Veterinary Inspection approved by the livestock disease control agency of the state of origin. A Poultry Inspection Certificate conforming with the requirements of N.J.A.C. 2:9-1.3 may be used for poultry being transported directly to live bird markets and auction markets in lieu of the Certificate of Veterinary Inspection. A Veterinary Services (VS) Form 9-3 may be used for poultry in lieu of the Certificate of Veterinary Inspection.

As amended, R.1978 d.402, eff. November 21, 1978.
See: 10 N.J.R. 416(a), 11 N.J.R. 2(b).
Amended by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Reference to Certificate of Veterinary Inspection and to NPIP Form 3-B, added.
Amended by R.2001 d.283, effective August 20, 2001.
See: 33 N.J.R. 1886(a), 33 N.J.R. 2806(a).
Inserted sentence following first sentence, substituted "9-2" for "3-8" and inserted "other than live poultry markets" in last sentence.
Recodified from N.J.A.C. 2:3-1.1 and amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section. Former N.J.A.C. 2:3-1.2, Contents of Certificate of Veterinary Inspection, recodified to N.J.A.C. 2:3-1.4.

2:3-1.3 Livestock and poultry for slaughter

(a) No livestock or poultry shall be imported into New Jersey for slaughter except in accordance with both the general requirements set forth in (a)1 through 5 below, and the specific requirements contained in N.J.A.C. 2:3-2 through 11 for each specific class of animal.

1. The livestock or poultry imported for slaughter shall be accompanied by a waybill;

2. The livestock or poultry imported for slaughter shall be transported directly to an approved livestock facility, custom slaughter operation, recognized slaughtering establishment or to a private residence for the purpose of slaughter;

3. The livestock or poultry imported for slaughter shall be slaughtered within 10 days of arrival in the State of New Jersey;

4. All approved livestock facilities, custom slaughter operations, recognized slaughtering establishments, and private residences as described in (b)2 above shall maintain all waybills for a period of six months and must present

such waybills upon demand by the State Veterinarian or other employee or agent of the New Jersey Department of Agriculture, Division of Animal Health; and

5. Livestock and poultry for slaughter shall not be used or sold for any other purpose than slaughter, except that livestock and poultry for slaughter may be sold to custom slaughter operations.

i. Livestock or poultry for slaughter owned by a custom slaughter operation may be sold, provided that those livestock or poultry sold by the custom slaughter operation are slaughtered before leaving the premises.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Former N.J.A.C. 2:3-1.3, Copy of Certificate of Veterinary Inspection to New Jersey Department of Agriculture, recodified to N.J.A.C. 2:3-1.5.

2:3-1.4 Contents of Certificate of Veterinary Inspection

(a) The official Certificate of Veterinary Inspection shall indicate that the livestock or poultry designated thereon comply with all requirements for entry into New Jersey.

(b) The official Certificate of Veterinary Inspection shall include a legible report of the following:

1. Complete name and address of consignor;

2. Origin of the livestock;

3. Complete name and address of consignee;

4. Destination of the livestock;

5. Description of the livestock which shall include: species, breed, sex, and age of animals. Where applicable, the description shall include the following:

i. Cattle and swine shall be identified by ear tag, tattoo or registration name and number or other identification as approved by the State Veterinarian.

ii. Horses shall be identified by physical description, tattoo or brand, or microchip, or other identification as approved by the State Veterinarian.

iii. The Department hereby adopts and incorporates by reference the identification method for sheep and goats described in the "Scrapie Eradication State-Federal Industry Uniform Methods and Rules" (United States Department of Agriculture, 2003, APHIS 91-55-066), as amended and supplemented. Copies of this document may be procured online at http://www.aphis.usda.gov/oa/pubs/umr.html. A copy of this document is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, New Jersey 08625.

6. A statement that the examining veterinarian personally inspected the animals described and found them free from visible symptoms of infectious, contagious and/or communicable disease or known exposure thereto within 30 days of shipment;

7. Results from all required tests, or a statement of exemption from required testing and reason for exemption, for each specific class of livestock shall be recorded on the Certificate of Veterinary Inspection; and

8. Additional information as required for each specific class of livestock or poultry.

As amended, R.1978 d.402, eff. November 21, 1978.
See: 10 N.J.R. 416(a), 11 N.J.R. 2(b).
Amended by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Certificate of Veterinary Inspection replaced interstate health certificate, at (b)5 method of identifying horses added and at (b)6 ... "not showing signs ..." added.
Recodified from N.J.A.C. 2:3-1.2 and amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
In (b), rewrote 5, added a new 7, recodified former 7 as 8. Former N.J.A.C. 2:3-1.4, Expiration date of Certificates of Veterinary Inspection, recodified to N.J.A.C. 2:3-1.6.

2:3-1.5 Copy of Certificate of Veterinary Inspection to New Jersey Department of Agriculture

A copy of the official Certificate of Veterinary Inspection shall be mailed within 10 days of movement by the approving agency to the New Jersey Department of Agriculture, Division of Animal Health, PO Box 330, Trenton, New Jersey 08625-0330.

Amended by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Certificate of Veterinary Inspection replaced interstate health certificate.
Recodified from N.J.A.C. 2:3-1.3 and amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Substituted "within 10 days of movement" for "promptly" following "shall be mailed". Former N.J.A.C. 2:3-1.5, Quarantine of livestock and poultry entering State, recodified to N.J.A.C. 2:3-1.7.

2:3-1.6 Expiration date of Certificates of Veterinary Inspection

Official Certificates of Veterinary Inspection shall be void 30 days after issuance.

Amended by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Rule formerly at this cite was entitled "Notification of Department on receipt of livestock" repealed; current rule recodified from N.J.A.C. 2:3-1.5 and Certificate of Veterinary Inspection replaced interstate health certificate.
Recodified from N.J.A.C. 2:3-1.4 by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Former N.J.A.C. 2:3-1.6, Importing diseased livestock and poultry, recodified to N.J.A.C. 2:3-1.8.

2:3-1.7 Quarantine of livestock and poultry entering State

(a) All livestock and poultry entering the State are subject to quarantine by the New Jersey Department of Agriculture.

1. Actions taken by the New Jersey Department of Agriculture as part of a quarantine in accordance with (a) above, may include, but shall not be limited to:

i. A directive prohibiting movement of livestock or poultry into or out of a quarantine area;

ii. A directive requiring diagnostic tests and procedures to confirm that the livestock or poultry are no longer affected by infectious, contagious, and/or communicable disease and that the premises are decontaminated and that the premises shall remain under quarantine until such confirmation is received; and/or

iii. Department oversight of the cleaning, disinfection, and/or disposal of any premises, vehicles, protective clothing or equipment that may have been contaminated due to an outbreak of infectious, contagious and/or communicable disease.

Amended by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Recodified from N.J.A.C. 2:3-1.6, slight language change.
Recodified from N.J.A.C. 2:3-1.5 and amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section. Former N.J.A.C. 2:3-1.7, Prior import permits, recodified to N.J.A.C. 2:3-1.9.

2:3-1.8 Importing diseased livestock and poultry

Livestock and poultry from herds or flocks under quarantine because of any infectious, contagious and/or communicable disease, or livestock or poultry currently classified as suspect because of any infectious, contagious and/or communicable disease shall not be imported into the State.

Recodified from N.J.A.C. 2:3-1.6 and amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Former N.J.A.C. 2:3-1.8, Procedure on failure to meet importation requirements, recodified to N.J.A.C. 2:3-1.10.

2:3-1.9 Prior import permits

Permits required for entry for a specific class of livestock pursuant to N.J.A.C. 2:3-2.7(b), 3.4(d) or 7.4(a), may be obtained by the consignee from the State Veterinarian, Division of Animal Health, New Jersey Department of Agriculture, PO Box 330, Trenton, New Jersey 08625-0330, telephone number 609-671-6400, or e-mail state.veterinarian@ag.state.nj.us.

R.1983 d.445, effective October 17, 1983.
See: 15 N.J.R. 1290(a), 15 N.J.R. 1754(b).
Recodified from N.J.A.C. 2:3-1.8, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Recodified from N.J.A.C. 2:3-1.7 and amended by R.2005 d. 37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.
Emergency amendment, R.2015 d.117, effective June 26, 2015 (to expire August 25, 2015).
See: 47 N.J.R. 1878(a).
Substituted "671-6400" for "292-3965".
Adopted concurrent amendment, R.2015 d.157, effective September 21, 2015.
See: 47 N.J.R. 1878(a), 47 N.J.R. 2349(a).
Provisions of R.2015 d.117 adopted without change.

2:3-1.10 Procedure on failure to meet importation requirements

(a) Livestock and poultry not meeting the requirements of this subchapter shall be refused entry into the State, or if already in the State, shall remain under quarantine until the livestock or poultry is either:

1. Slaughtered;

2. Tested upon epidemiologic evaluation and risk determination and released;

3. Returned to the State or country of origin; or

4. Disposed of in accordance with the decision of the New Jersey Department of Agriculture.

Recodified from N.J.A.C. 2:3-1.8 and amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-1.11 Exceptions

The State Veterinarian may grant a request to waive the requirements of any part of this Chapter. Such waivers must be requested in writing. The State Veterinarian shall grant waivers only in writing and upon epidemiological evaluation and risk determination.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

SUBCHAPTER 2. CATTLE IMPORTATION

2:3-2.1 Compliance with subchapter and importation requirements

In addition to the general requirements for importation, set forth at N.J.A.C. 2:3-1.1 through 1.6, all cattle moved into New Jersey shall meet the specific requirements of this subchapter.

Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Added N.J.A.C. reference, deleted "and bison" following "all cattle".

2:3-2.2 Definitions

(a) As used in this subchapter, the Department hereby adopts and incorporates by reference definitions of the following words and terms, found in the Code of Federal Regulations, as amended and supplemented, unless the context clearly indicates otherwise:

"Accredited-free state or zone" shall mean a state or zone as defined in 9 C.F.R. Part 77.5.

"Accredited herd" shall mean a herd as defined in 9 C.F.R. Part 77.5.

"Cattle" shall mean cattle, including calves, bison, buffalo, and other domesticated Bovidae.

"Certified brucellosis-free herd" shall mean a herd as defined in 9 C.F.R. Part 78.1.

"Class A State or area" shall mean a state or area as defined in 9 C.F.R. Part 78.1.

"Class B State or area" shall mean a state or area as defined in 9 C.F.R. Part 78.1.

"Class C State or area" shall mean a state or area as defined in 9 C.F.R. Part 78.1.

"Class Free State or area" shall mean a state or area as defined in 9 C.F.R. Part 78.1.

(b) Copies of the documents listed in (a) above may be obtained electronically at www.access.gpo.gov/nara/cfr/waisidx_04/9cfr77_04.html and www.access.gpo.gov/nara/cfr/waisidx_04/9cfr78_04.html.

(c) A copy of the documents listed in (a) above is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

New Rule, R.1984 d.226, effective May 31, 1984.
See: 16 N.J.R. 294(a), 16 N.J.R. 1469(b).
Old section 2.2 "Importing diseased cattle and goats" recodified to 2:3-2.3.
Amended by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Definition of "accredited herd" repealed and replaced and C.F.R. cites corrected.
Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-2.3 Tuberculosis testing

(a) All imported cattle shall be negative to a tuberculosis test within 60 days prior to entry, as described in the "Bovine Tuberculosis Eradication Uniform Methods and Rules" United States Department of Agriculture, 2004, APHIS 91-45-011, as amended and supplemented, which is hereby adopted and incorporated by reference.

(b) A copy of the document referred to in (a) above may be procured electronically at www.aphis.usda.gov/oa/pubs/umr.html.

(c) A copy of the document referred to in (a) above is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

(d) Cattle that originate from an accredited-free State or zone or an accredited herd are exempt from tuberculosis testing. For an accredited herd, the Certificate of Veterinary Inspection shall include the accredited herd number of the herd of origin, the date on which the herd of origin was last tuberculin tested, and a statement by the accredited veterinarian that the cattle were included in the most recent test of the herd of origin and that testing with negative results occurred within one year prior to the date of movement, or that the cattle were natural additions to the herd.

Amended by R.1976 d.98, effective April 1, 1976.
See: 8 N.J.R. 95(a), 8 N.J.R. 215(a).
Revised (a)-(c).
Amended by R.1981 d.39, effective February 4, 1981.
See: 13 N.J.R. 4(b), 13 N.J.R. 115(a).
Revised text.
Recodified from 2:3-2.3 and amended by R.1984 d.226, effective May 31, 1984.
See: 16 N.J.R. 294(a), 16 N.J.R. 1469(b).
Old section "Brucellosis test for imported cattle" recodified to 2:3-2.9.
Amended by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Deleted (a); redesignated existing (b) to (a); added new (b) and (c).
Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-2.4 Tuberculosis test for imported cattle

The Department may require cattle imported to be tested for tuberculosis if in its judgment such testing would be necessary to prevent introduction of the disease.

Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Deleted "and bison" following "cattle".

2:3-2.5 Brucellosis testing—Class Free States or areas

All cattle imported from Class Free States or areas are exempt from an official brucellosis test prior to entry.

New Rule, R.1984 d.226, effective May 31, 1984.
See: 16 N.J.R. 294(a), 16 N.J.R. 1469(b).
Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Substituted "cattle" for "animal" following "All".

2:3-2.6 Brucellosis testing—Class A States

(a) The conditions in this section apply to cattle imported from Class A States or areas.

(b) All cattle to be imported, except steers or spayed heifers, must originate from and be members of, or natural additions to, a herd that has been brucellosis tested negative within 15 months or 450 days of entry, but prior to 90 days of shipment, and the herd test date shall be entered on the Certificate of Veterinary Inspection.

(c) All cattle to be imported six months of age or over shall be negative to an official brucellosis test within 30 days prior to entry.

(d) Official brucellosis vaccinated heifers under 14 months of age, steers and spayed heifers to be imported are exempt from brucellosis testing.

(e) Cattle to be imported that originate from a certified brucellosis-free herd are exempt from brucellosis testing. For

a certified brucellosis-free herd, the Certificate of Veterinary Inspection shall include the certified herd number of the herd of origin, the date on which the herd of origin was last tested for brucellosis, and a statement by the accredited veterinarian that the cattle were included in the last herd test, or were natural additions to the herd.

New Rule, R.1984 d.226, effective May 31, 1984.
See: 16 N.J.R. 294(a), 16 N.J.R. 1469(b).
Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-2.7 Brucellosis testing—Class B and C States

(a) The conditions in this section apply to cattle imported from Class B and Class C States or areas.

(b) A prior permit for movement shall be obtained by the consignee from the State Veterinarian. Permits may be obtained as described in N.J.A.C. 2:3-1.9.

(c) All cattle to be imported must be members of or natural additions to a certified brucellosis-free herd.

(d) All cattle to be imported that are six months of age or over shall be negative to an official brucellosis test within 30 days prior to entry.

(e) Official brucellosis vaccinated heifers under 14 months of age, steers and spayed heifers are exempt from brucellosis testing.

(f) The Certificate of Veterinary Inspection shall include the prior permit number, the certified brucellosis-free herd number of the herd of origin, the date on which the herd of origin was last tested for brucellosis, and a statement by an accredited veterinarian that the cattle being imported were included in the last herd test, or were natural additions to the herd.

(g) The imported cattle shall be quarantined separate and apart from native cattle upon entry into the State until brucellosis-tested negative at the owner's expense, not less than 45 or more than 120 days after entry into the State.

Repeal and New Rule, R.1984 d.226, effective May 31, 1984.
See: 16 N.J.R. 294(a), 16 N.J.R. 1469(b).
Old section was "Dip treatment of sheep originating in state with scabies".
Amended by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
New (a)2 added, requirements for contents of Certificate of Veterinary Inspection; recodified (a)2-3 as (a)3-4, old 4 deleted, at (a)5 owners expense added and (a)6 deleted and new language added.
Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-2.8 Brucellosis test for imported cattle

The Department may require cattle to be imported to be tested for brucellosis if in its judgment such testing would be necessary to prevent introduction of the disease.

Amended by R.1981 d.39, effective February 4, 1981.
See: 13 N.J.R. 4(b), 13 N.J.R. 115(a).
Stylistic changes in (a); added (b).
Recodified from 2:3-2.4 and amended by R.1984 d.226, effective May 31, 1984.
See: 16 N.J.R. 294(a), 16 N.J.R. 1469(b).
Recodified from 2:3-2.4 to 2.9 with revisions in (b).
Repeal and recodification from 2:3-2.9 by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Revised text. Old section was "Interstate health certificate. The following annotation was originally part of 2:3-2.8 Interstate health certificate:".
New Rule, R.1984 d.226, effective May 31, 1984.
See: 16 N.J.R. 294(a), 16 N.J.R. 1469(b).
Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-2.9 Anaplasmosis or Bluetongue

(a) All cattle from states with endemic Anaplasmosis or Bluetongue, as determined by the United States Department of Agriculture, except cattle imported for slaughter, must be tested negative within 30 days prior to entry.

(b) Anaplasmosis positive cattle will be returned to the state of origin or quarantined until three repeated tests at least 30 days apart are negative.

(c) Bluetongue positive cattle will be quarantined and must be isolated until epidemiology and retesting discloses no potential threat to contact animals.

New Rule, R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Old section "Brucellosis test for imported cattle" was recodified to 2:3-2.8.
Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote (a), (b); in (c), substituted "cattle" for "animals" following "Bluetongue positive".

SUBCHAPTER 3. SWINE IMPORTATION

2:3-3.1 Compliance with subchapter and importation requirements

In addition to the general requirements for importation set forth at N.J.A.C. 2:3-1.1 through 1.6, all swine moved into New Jersey shall meet the specific requirements of this subchapter.

Amended by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
N.J.A.C. cite corrected.
Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Amended N.J.A.C. reference.

2:3-3.2 Definitions

(a) The following words and terms, as used in this subchapter, shall have the following meanings, unless context clearly indicates otherwise.

"Qualified pseudorabies negative herd" shall mean a herd as defined in 9 C.F.R. Part 85.1, incorporated herein by reference, as amended and supplemented.

"Validated brucellosis-free herd" shall mean a herd as defined in 9 C.F.R. Part 78.1, incorporated herein by reference, as amended and supplemented.

"Validated brucellosis-free state" shall mean a state as defined in 9 C.F.R. Part 78.1, incorporated herein by reference, as amended and supplemented.

(b) A copy of the documents set forth in (a) above may be obtained electronically at www.access.gpo.gov/nara/cfr/waisidx_04/9cfr78_04.html and www.access.gpo.gov/nara/cfr/waisidx_04/9cfr85_04.html.

(c) A copy of the documents set forth in (a) above is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Designated the introductory paragraph as (a); added (b), (c).

2:3-3.3 Brucellosis testing

(a) All imported swine shall be negative to an official brucellosis test within 30 days prior to entry.

(b) Swine that originate from a validated brucellosis-free state or a validated brucellosis-free herd are exempt from brucellosis testing. For a validated brucellosis-free herd, the Certificate of Veterinary inspection must include the validated brucellosis-free herd number of the herd of origin and the date on which the herd of origin was last tested for brucellosis.

2:3-3.4 Pseudorabies testing

(a) The Department hereby adopts and incorporates by reference the definitions of "Stage IV State/Area" and "Stage V State/Area" established under "Pseudorabies Eradication State-Federal-Industry Uniform Methods and Rules" (United States Department of Agriculture, 2003, APHIS 91-55-071, as amended and supplemented.)

(b) A copy of the document referred to in (a) above may be obtained electronically at www.aphis.usda.gov/oa/pubs/umr.html.

(c) A copy of the document referred to in (a) above is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

(d) All imported swine shall be negative to an official pseudorabies test within 30 days prior to entry. Swine shall be held in quarantine on the farm of destination separate and apart from all native animals until retested negative not less than 30 nor more than 60 days following importation.

(e) Swine that originate from a pseudorabies Stage IV or V State/Area or originate from a qualified pseudorabies negative herd are exempt from pseudorabies testing. For a qualified pseudorabies negative herd, the Certificate of Veterinary Inspection shall include the qualified pseudorabies negative herd number of the herd of origin, and the date on which the herd of origin was last tested for pseudorabies.

(f) Importation into the State of New Jersey of swine vaccinated for pseudorabies is prohibited unless a permit has been issued by the State Veterinarian. Permits may be obtained as described in N.J.A.C. 2:3-1.9.

Amended by R.2001 d.283, effective August 20, 2001.
See: 33 N.J.R. 1886(a), 33 N.J.R. 2806(a).
In (a), substituted "Pseudorabies Eradication" for "Brucellosis Control/Eradication", "1999" for "1990", and "047" for "016".
Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-3.5 (Reserved)

Repealed by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Section was "Feeding swine."

SUBCHAPTER 4. SHEEP IMPORTATION

2:3-4.1 Compliance and importation requirements

In addition to the general requirements for importation set forth at N.J.A.C. 2:3-1.1 through 1.6, all sheep moved into New Jersey, except those imported for slaughter, shall meet the specific requirements of this subchapter.

Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-4.2 Bluetongue

All sheep from states with endemic Bluetongue, as determined by the United States Department of Agriculture, except sheep imported for slaughter, must be tested negative within 30 days prior to entry.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

SUBCHAPTER 5. GOAT IMPORTATION

2:3-5.1 Compliance and importation requirements

In addition to the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.6, all goats to be imported, except for those destined for slaughter, shall meet the specific requirements of this subchapter.

2:3-5.2 Definitions

(a) As used in this subchapter, the Department hereby adopts and incorporates by reference definitions of the following words and terms, found in the Code of Federal Regulations, as amended and supplemented, unless the context clearly indicates otherwise:

"Accredited-free state or zone" shall mean a state or zone as defined in 9 C.F.R. Part 77.5.

"Accredited herd" shall mean a herd as defined in the "Bovine Tuberculosis Eradication Uniform Methods and Rules" (United States Department of Agriculture, 1999, APHIS 91-45-011.)

"Goats" shall mean animals of the genus Capra as defined in the "Bovine Tuberculosis Eradication Uniform Methods and Rules" (United States Department of Agriculture, 1999, APHIS 91-45-011.)

"Wethers" shall mean castrated male goats.

(b) A copy of the documents referred to in (a) above may be obtained electronically at www.aphis.usda.gov/oa/pubs/umr.html and www.access.gpo.gov/nara/cfr/waisidx_04/9cfr77_04.html.

(c) A copy of the documents referred to in (a) above is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

2:3-5.3 Tuberculosis testing

(a) All goats to be imported shall be negative to an official tuberculosis test within 60 days prior to entry.

(b) Goats to be imported that originate from an accredited-free state or zone or from an accredited herd shall be exempt from testing. The Certificate of Veterinary Inspection shall include the date on which the herd of origin was last tuberculin tested, and a statement by the accredited veterinarian that the goats to be imported were included in the most recent test of the herd of origin and testing with negative results occurred within one year prior to the date of movement, or were natural additions to the herd.

2:3-5.4 Tuberculosis test for imported goats

In addition to the tests required by N.J.A.C. 2:3-5.3, the Department may require goats imported to be tested for tuberculosis if in its judgment such testing would be necessary to prevent introduction of the disease.

2:3-5.5 Brucellosis testing

(a) All goats to be imported four months of age or over shall be negative to an official brucellosis test within 30 days prior to entry.

(b) Wethers shall be exempt from brucellosis testing.

SUBCHAPTER 6. EQUINE IMPORTATION

2:3-6.1 Compliance with subchapter and importation requirements

In addition to the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.6, all equidae moved into New Jersey shall meet the specific requirements of this subchapter.

Recodified from N.J.A.C. 2:3-5.1 and amended by R.2005 d. 37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Amended N.J.A.C. reference. Former N.J.A.C. 2:3-6.1, Compliance with subchapter and importation requirements, recodified to N.J.A.C. 2:3-7.1.

2:3-6.2 Official test for equine infectious anemia

(a) "Official test for equine infectious anemia," as used in this subchapter, means the equine infectious anemia agar gel immuno-diffusion (AGID) procedure or the Enzyme Linked Immunosorbant Assay (ELISA) procedure as conducted in accordance with (b) below.

(b) All imported equidae shall have had a negative official test for equine infectious anemia conducted at a jointly approved United States Department of Agriculture—New Jersey Department of Agriculture laboratory within the past 12 months. Equidae younger than six months and accompanied by a dam that has a negative official test within the past 12 months are exempt from this testing requirement.

Amended by R.2001 d.283, effective August 20, 2001.
See: 33 N.J.R. 1886(a), 33 N.J.R. 2806(a).
Added sentence.
Recodified from N.J.A.C. 2:3-5.2 and amended by R.2005 d. 37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Former N.J.A.C. 2:3-6.2, Pullorum testing, recodified to N.J.A.C. 2:3-7.2.

SUBCHAPTER 7. POULTRY AND HATCHING EGG IMPORTATION

2:3-7.1 Compliance with subchapter and importation requirements

(a) In addition to the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.6, no poultry or hatching eggs shall be moved into New Jersey except in conformity with the specific requirements of this subchapter, and N.J.A.C. 2:9, Avian Influenza.

(b) For purposes of this subchapter, the following words and terms shall have the following meanings unless the context clearly indicates otherwise:

1. "Auction market" means a business where producers, wholesalers, poultry distributor/dealers and retailers meet to purchase, trade or sell poultry.

2. "Avian Influenza" means both Highly Pathogenic Avian Influenza (HPAI) as defined by the Office International des Epizooties (OIE) "Manual of Standards for Diagnostic Tests and Vaccines, 4th Edition, 2000," as amended and supplemented, which is herein adopted and incorporated by reference, or any Low Pathogenic Avian Influenza (LPAI) subtype H5 or H7 that falls outside the parameters of the definition for Highly Pathogenic Avian Influenza.

i. A copy of this document may be procured online at www.oie.int/eng/publicat/en_standards.htm.

ii. A copy of this document is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

3. "Breeding flock" means a flock that is intended for the production of hatching eggs.

4. "Flock" means a group of poultry, held separately from other poultry, which have been housed together for at least 21 days, without any additional poultry being added to the flock during the 21-day period.

5. "Live poultry market" means a facility or operation which offers poultry for sale and on-site slaughter.

6. "Poultry" means chickens, turkeys, guineafowl, peafowl, quail, grouse, chukars, pheasant, ratites and waterfowl, regardless of age or gender, with the exception of doves and pigeons.

7. "Poultry distributor/dealer" means a business that trades poultry in the live poultry market system by acquiring poultry from auction markets, multiple flocks and/or multiple geographic areas.

8. "Poultry inspection certificate" means a document issued by a State agency based on negative Avian Influenza test results by an approved laboratory. The certificate shall include:

i. The full name and address of the origin of the poultry;

ii. The type and quantity of poultry being moved;

iii. The date of issue and expiration date of the certificate;

iv. The dates, results and lab accession number(s) of qualifying tests; and

v. A statement verifying that the identified poultry have been co-mingled for a minimum of 21 days and no poultry have been added to the flock during this 21-day period prior to testing in accordance with N.J.A.C. 2:3-7.4(e) 1 through 4.

9. "Poultry invoice" means a document issued by a poultry distributor/dealer. The invoice shall include:

i. The full name and address of the poultry distributor/dealer;

ii. The type and quantity of poultry being moved;

iii. The date of movement;

iv. Proof of negative avian influenza status consistent with N.J.A.C. 2:3-7.4(e)1 through 4; and

v. The name and address of the live poultry market.

10. "Poultry waste" shall include, but not be limited to, poultry offal, poultry manure, poultry litter or egg shells.

Emergency amendment, R.2004 d.119, effective February 23, 2004 (to expire April 23, 2004).
See: 36 N.J.R. 1608(a).
Codified section as (a) and added (b).
Adopted concurrent amendment, R.2004 d.197, effective April 23, 2004.
See: 36 N.J.R. 1608(a), 36 N.J.R. 1751(a), 36 N.J.R. 2488(b).
Provisions of R.2004 d.119 adopted without change.
Recodified from N.J.A.C. 2:3-6.1 and amended by R.2005 d. 37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section. Former N.J.A.C. 2:3-7.1, was repealed.

2:3-7.2 Pullorum testing

(a) All poultry imported into New Jersey for breeding flock replacement shall originate from flocks classified as pullorum-typhoid clean under the National Poultry Improvement Plan, 9 C.F.R. Volume 1 (1-1-03 Edition), Part 145, as amended and supplemented, which is herein adopted and incorporated by reference.

(b) A copy of the document referred to in (a) above may be obtained electronically at www.aphis.usda.gov/vs/npip/.

(c) A copy of the document referred to in (a) above is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

(d) All eggs imported for hatching shall originate from hatcheries or premises classified as pullorum-typhoid clean under the National Poultry Improvement Plan.

Recodified from N.J.A.C. 2:3-6.2 and amended by R.2005 d. 37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-7.3 Salmonella enteriditis

(a) All poultry imported into the State for the purpose of producing eggs for human consumption and hatching eggs imported for the purpose of raising poultry that will produce eggs for human consumption shall meet the standards of the United States Sanitation Monitored Program and the United States Salmonella Enteriditis Clean program of the National Poultry Improvement Plan, 9 C.F.R. Volume 1 (1-1-03 Edition), Part 145, as amended and supplemented, which is herein adopted and incorporated by reference.

(b) A copy of the document referred to in (a) above may be obtained electronically at www.aphis.usda.gov/vs/npip/.

(c) A copy of the document referred to in (a) above is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

Recodified from N.J.A.C. 2:3-6.3 and amended by R.2005 d. 37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-7.4 Avian influenza

(a) No poultry waste originating from those areas, counties or states affected by Avian Influenza, as designated by the New Jersey Department of Agriculture, United States Department of Agriculture, or other state Departments of Agriculture, shall be imported into New Jersey for any purposes unless approved and provided a permit by the State Veterinarian.

(b) No poultry, or hatching eggs originating from a state, territory, or country where Highly Pathogenic Avian Influenza (HPAI) has been detected, shall be imported into New Jersey for live bird markets unless:

1. The poultry or hatching eggs are approved and provided a permit by the State Veterinarian; and

2. The poultry or hatching eggs meet testing requirements as follows:

i. All poultry shall originate and move directly from an established flock in which a minimum of 30 birds, seven days of age and older, were tested negative for Avian Influenza using real-time reverse-transcriptase polymerase chain reaction (rRT-PCR). If the flock contains less than 30 birds, all birds from within the flock must be tested.

(1) rRT-PCR testing is accepted for all gallinaceous poultry and domestic ducks. The date of sample collection must be within 72 hours prior to the date of entry into New Jersey and the shipment must be accompanied by a copy of the finalized laboratory report indicating that the poultry tested negative for Avian Influenza.

(2) Only virus isolation testing is accepted for movement of waterfowl, other than domestic ducks, into the State of New Jersey. Negative Avian Influenza virus isolation results are not expected within 72 hours of sample collection date; therefore, prior approval for movement of waterfowl other than domestic ducks must be obtained from the New Jersey State Veterinarian.

ii. All hatching eggs and poultry less than seven days of age shall originate and move directly from an established flock that meets the testing requirements of (b)2i above.

(c) Poultry or hatching eggs that are not subject to (b) above shall be imported into the State from any area outside New Jersey only if:

1. The poultry or hatching eggs are accompanied by a Certificate of Veterinary Inspection which states that the poultry or hatching eggs:

i. Originate and are moving directly from an established flock that participates in the National Poultry Improvement Plan (NPIP) U.S. Avian Influenza Clean program or NPIP U.S. H5/H7 Avian Influenza Clean or Monitored program;

ii. Originate and are moving directly from a test negative Avian Influenza monitored flock; or

iii. Originate and are moving directly from a test negative Avian Influenza tested flock;

2. The poultry are accompanied by a Poultry Inspection Certificate for movement within the live bird marketing system; or

3. The poultry or hatching eggs are accompanied by a Veterinary Services (VS) Form 9-3 for movement directly from an established flock that participates in the NPIP U.S. Avian Influenza Clean program or NPIP U.S. H5/H7 Avian Influenza Clean or Monitored program.

(d) Poultry less than seven days of age and not subject to (b)2ii above are exempt from testing requirements if these birds originated and moved directly from a breeding flock that meets the requirements of (c)1 through 3 above.

Amended by R.1989 d.454, effective August 21, 1989.
See: 21 N.J.R. 1479(a), 21 N.J.R. 2472(a).
Punctuation and upper casing corrected.
Administrative correction to (b).
See: 22 N.J.R. 628(a).
Emergency amendment, R.2004 d.119, effective February 23, 2004 (to expire April 23, 2004).
See: 36 N.J.R. 1608(a).
Added (e).
Adopted concurrent amendment, R.2004 d.197, effective April 23, 2004.
See: 36 N.J.R. 1608(a), 36 N.J.R. 1751(a), 36 N.J.R. 2488(b).
Provisions of R.2004 d.119 adopted without change.
Recodified from N.J.A.C. 2:3-6.4 and amended by R.2005 d. 37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.
Emergency amendment, R.2015 d.117, effective June 26, 2015 (to expire August 25, 2015).
See: 47 N.J.R. 1878(a).
Rewrote the section.
Adopted concurrent amendment, R.2015 d.157, effective September 21, 2015.
See: 47 N.J.R. 1878(a), 47 N.J.R. 2349(a).
Provisions of R.2015 d.117 adopted without change.

2:3-7.5 Routes: Shipment of poultry and poultry waste

(a) All vehicles carrying poultry, hatching eggs or poultry waste through New Jersey, without stopping to unload or pick up poultry in New Jersey, shall confine themselves to interstate highway system roads.

(b) All vehicles carrying poultry, hatching eggs or poultry waste through or into New Jersey shall follow routes designated by this section. The State Veterinarian may order additional routing requirements as conditions warrant.

(c) All vehicles specified in (b) above shall adhere to the following routes, unless given written permission by the State Veterinarian to use alternate routes:

1. All vehicles traveling through New Jersey shall travel only on the interstate highway system, excluding Route 40, which is in close proximity to large poultry production houses.

2. Vehicles entering New Jersey for the Vineland vicinity shall adhere to one of the following routes:

i. From Pennsylvania or Delaware: Across the Delaware Memorial Bridge north on I-295, or the New Jersey Turnpike to Route 322, east on Route 322 to Route 55 south.

(1) To B & B Poultry: Take State Route 56 West to County Route 638 then to Almond Road (County Route 540).

(2) To Vineland Kosher Poultry, Inc.: Take State Route 56 East to South Mill Road.

ii. From Pennsylvania or Delaware: Across the Commodore Barry Bridge to Route 322 to Route 55 and then follow one of the routes set forth in (c)2i above.

iii. From New York: On the New Jersey Turnpike to Route 322 east and then follow one of the routes set forth in (c)2i above.

3. Drivers of vehicles specified in (b) above shall request routes for other destinations in New Jersey from the State Veterinarian.

4. The State Veterinarian shall provide a map and/or directions with required travel routes upon request.

Amended by R.1989 d.454, effective August 21, 1989.
See: 21 N.J.R. 1479(a), 21 N.J.R. 2472(a).
(a)1 and 2 deleted.
Emergency amendment, R.2004 d.119, effective February 23, 2004 (to expire April 23, 2004).
See: 36 N.J.R. 1608(a).
Rewrote (b); added (c).
Adopted concurrent amendment, R.2004 d.197, effective April 23, 2004.
See: 36 N.J.R. 1608(a), 36 N.J.R. 1751(a), 36 N.J.R. 2488(b).
Provisions of R.2004 d.119 adopted without change.
Recodified from N.J.A.C. 2:3-6.5 and amended by R.2005 d. 37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

SUBCHAPTER 8. CAPTIVE CERVID IMPORTATION

2:3-8.1 Compliance with importation requirements

In addition to the general requirement for importation, N.J.A.C. 2:3-1.1 through 1.6, all captive cervids moved into New Jersey shall meet the specific requirements of this subchapter. Captive cervids are considered game animals in the State of New Jersey, and are also required to meet the specific requirements of the New Jersey Department of Environmental Protection found at N.J.A.C. 7:25-10.

Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-8.2 Definitions

(a) As used in this subchapter, the Department hereby adopts and incorporates by reference the definitions of the following words and terms, found in the Code of Federal Regulations, as amended and supplemented, unless the context clearly indicates otherwise:

"Accredited-free state or zone" shall mean a state or zone as defined in 9 C.F.R. Part 77.20.

"Accredited herd" shall mean a herd as defined in 9 C.F.R. Part 77.20.

"Captive cervids" shall mean cervids as defined in 9 C.F.R Part 77.20.

"Monitored herd" shall mean a herd as defined in 9 C.F.R. Part 77.20.

"Nonaccredited states or zones" shall mean states or zones as defined in 9 C.F.R. Part 77.20.

"Qualified herd" shall mean a herd as defined in 9 C.F.R. Part 77.20.

(b) A copy of the documents referred to in (a) above may be obtained electronically at www.access.gpo.gov/nara/cfr/waisidx_04/9cfr77_04.html.

(c) A copy of the documents referred to in (a) above is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-8.3 Tuberculosis testing

(a) Captive cervids to be imported that originate from a non-accredited state or zone are prohibited from entering the State of New Jersey.

(b) All captive cervids to be imported:

1. Shall be accompanied by a Certificate of Veterinary Inspection which shall include both a statement that the animals to be imported originated from a herd which was negative to a whole herd test conducted within the one year of movement or were natural additions to the herd, and the date on which the herd of origin was last tuberculin tested;

and shall have passed an official tuberculin test twice, at least 90 days but not more than six months apart, with the second test conducted within 90 days prior to the date of movement;

2. Shall have originated from a monitored herd provided that they are accompanied by a Certificate of Veterinary Inspection stating that such captive cervids originate from a monitored herd and have been tested negative to an official tuberculosis test that was conducted within 90 days prior to the date of movement; or

3. Shall have originated from a qualified herd provided that they are accompanied by a Certificate of Veterinary Inspection stating that such captive cervids originate from a qualified herd and have been tested negative to an official tuberculosis test that was conducted within 90 days prior to the date of movement.

(c) Captive cervids that originate from an accredited-free state or zone, or an accredited herd, are exempt from tuberculosis testing requirements. For an accredited herd, the Certificate of Veterinary Inspection shall include the accredited herd number of the herd of origin, the date on which the herd of origin was last tuberculin tested, and a statement that the animals to be imported were included most recent test of the herd of origin; that testing with negative results occurred within one year prior to the date of movement, or that the animals to be imported were natural additions to the herd.

Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-8.4 Brucellosis testing

All captive cervids to be imported, six months of age or over, shall be negative to an official brucellosis test within 30 days prior to entry.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

2:3-8.5 Bluetongue testing

All captive cervids to be imported from states with endemic Bluetongue, as determined by the United States Department of Agriculture, except captive cervids imported for slaughter, must be tested negative within 30 days prior to entry.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

2:3-8.6 Chronic wasting disease

(a) Movement of any captive cervid into the State of New Jersey is prohibited unless captive cervids to be imported are members of a herd participating in the United States Department of Agriculture Chronic Wasting Disease Herd Certification Program and are in compliance with the United States Department of Agriculture rules governing interstate movement of captive cervids, as described in 9 C.F.R. Volume 1 (1-1-04 Edition), Part 55, as amended and supplemented, which is herein adopted and incorporated by reference.

(b) A copy of the document referred to in (a) above may be obtained electronically at www.aphis.usda.gov/vs/nahps/cwd/ and www.access.gpo.gov/nara/cfr/waisidx_04/9cfr55_04.html.

(c) A copy of the document referred to in (a) above is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

SUBCHAPTER 9. LLAMA AND ALPACA IMPORTATION

2:3-9.1 Compliance with importation requirements

In addition to the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.6, all llamas and alpacas moved into New Jersey shall meet the specific requirements of this subchapter.

Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

2:3-9.2 Definitions

(a) As used in this subchapter, the Department hereby adopts and incorporates by reference definitions of the following words and terms, found in the Code of Federal Regulations, as amended and supplemented, unless the context clearly indicates otherwise:

"Accredited-free state or zone" shall mean a state or zone as defined in 9 C.F.R. Part 77.5.

"Camelids" mean members of the Genus Lama.

(b) A copy of the document referred to in (a) above may be obtained electronically at www.access.gpo.gov/nara/cfr/waisidx_04/9cfr77_04.html.

(c) A copy of the document referred to in (a) above is on file in the State Veterinarian's Office, Division of Animal Health, New Jersey Department of Agriculture, Health and Agriculture Building, John Fitch Plaza, Trenton, NJ 08625.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

2:3-9.3 Tuberculosis testing

(a) All camelids to be imported shall be negative to an official tuberculosis test within 60 days prior to entry.

(b) Camelids to be imported that originate from an accredited-free state or zone shall be exempt from testing.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

2:3-9.4 Brucellosis testing

(a) All camelids to be imported six months of age or over shall be negative to an official brucellosis test within 30 days prior to entry.

(b) Neutered male camelids are exempt from testing requirements.

New Rule, R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).

SUBCHAPTER 10. NUTRIA (MYOCASTER COYPU) IMPORTATION

2:3-10.1 Compliance with importation requirements

In addition to the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.6, all nutria are considered exotic game animals in the State of New Jersey, and as such shall meet the requirements of the New Jersey Department of Environmental Protection found at N.J.A.C. 7:25-10.

Amended by R.1989 d.455, effective August 21, 1989.
See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).
Nutria, spelling correction.
Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Rewrote the section.

SUBCHAPTER 11. LIVESTOCK AND POULTRY FOR EXHIBITION

2:3-11.1 Compliance with importation requirements

In addition to the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.6, all livestock and poultry imported for exhibition, including rodeo stock, shall also comply with the requirements for each specific class of livestock or poultry.

Amended by R.2005 d.37, effective January 18, 2005.
See: 36 N.J.R. 4285(a), 37 N.J.R. 256(a).
Amended N.J.A.C. reference.