

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 80 Department of Agriculture and Industries

Rule No.: 80-3-6-.39

Rule Title: Bovine Trichomoniasis

 New; x Amend; Repeal; Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the State's police power and the protection of the public health, safety or welfare? Yes

Is there another less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? Minimum No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? N/A

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have any economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official
I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer John Miller
Date: 9-18-15

(DATE FILED)
(STAMP)

APA-2

ALABAMA DEPARTMENT OF AGRICULTURE AND INDUSTRIES
FOOD SAFETY

NOTICE OF INTENDED ACTION

Agency Name: Alabama Department of Agriculture and Industries

Rule No. & Title: 80-3-6-.39 Bovine Trichomoniasis

Intended Action: To Amend

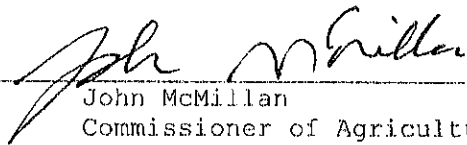
Substance of Proposed Action: This rule will make it easier for cattle producers to import bulls into Alabama, while still ensuring that the bulls are free of Bovine Trichomoniasis.

Time, Place, Manner of Presenting Views: Views may be presented in writing to the contact person below or in person on Tuesday, November 10, 2015 at 10:00 a.m., in the Board Room of the Richard Beard Building, 1445 Federal Drive, Montgomery, Alabama.

Final Date for Comment and Completion of Notice: November 10, 2015.

Contact Person at Agency: Patrick B. Moody, Legal Counsel, Department of Agriculture and Industries, 1445 Federal Drive, Montgomery, Alabama 36107-1123, Telephone No. (334) 240-7117.

9-18-15
Date


John McMillan
Commissioner of Agriculture
and Industries

apa-2.frm

80-3-6-.39 Bovine trichomoniasis

Bovine trichomoniasis is a venereal disease caused by the protozoon *Tritrichomonas foetus*. This disease can result in: decreased reproductive efficiency, early embryonic death, abortion, pyometra and transient infertility in infected cattle. Trichomoniasis has the potential to severely impact the reproductive health of cattle in Alabama. In view of the threat posed by this disease to the health of the state's livestock and the economy of the livestock industry, the following rule will be considered and so ordered by the state veterinarian:

1. All virgin and non-virgin bulls 18 months of age and older entering the state of Alabama must test negative for Trichomoniasis within 60 days prior to entry into the state. The sample utilized for this test shall be collected by an accredited veterinarian. The testing requirements mandate that bulls shall be negative based on an parallel testing, performing one official culture and one official confirmatory realtime Polymerase Chain Reaction (PCR) on a single sample. These tests shall be performed by a laboratory accredited by the American Association of Veterinary Laboratory Diagnosticians, a laboratory operated by another state government, or another USDA approved laboratory. All bulls tested must be identified with official USDA approved ear tag, registry brand or registry tattoo. Any bull comingled with female cattle between testing and importation into Alabama must be retested as outlined above.
2. All bulls entering the state must be accompanied by a Certificate of Veterinary Inspection (CVI) containing the date of the negative Trichomoniasis test, the name of the lab used for testing, complete address of consignor and consignee, a complete description of the bull including official identification, and signature of the accredited veterinarian issuing the CVI.
3. The following animals shall be exempt from Trichomoniasis testing:
 - a. Exhibition and rodeo bulls that are temporarily in the state for the purpose of an event with no comingling with female cattle and will be leaving the state after the event.
 - b. Bulls consigned directly to slaughter.

- c. Bulls being transported through Alabama in interstate commerce and not offloaded to be comingled with female cattle in Alabama.
- d. Virgin bulls under 18 months of age as determined by breed registry records or the absence of permanent central incisor teeth in wear. A Virgin bull must be accompanied by a CVI containing a complete description of the bull including age and official identification, declaring that the bull is virgin and less than 18 months of age, and signed by the issuing accredited veterinarian.

Author: Patrick B. Moody

Statutory Authority: Code of Ala. § 2-15-150, § 2-15-170, §2-15-171

History: Filed May 16, 2012, effective June 21, 2012.

Amended: Filed February 12, 2014, effective March 20, 2014.

Amended: Filed