

DEPARTMENT OF FOOD AND AGRICULTURE
ANIMAL HEALTH BRANCH
PROPOSED REGULATIONS - MODIFIED TEXT

<p>LEGEND FOR MODIFIED TEXT Added text is shown in double underline. Deleted text is shown in double strikeout. Text shown in single underline for added text and single strikeout was originally noticed to the public for a 45-day written comment period that closed on May 26, 2023.</p>
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CALIFORNIA CODE OF REGULATIONS
TITLE 3. FOOD AND AGRICULTURE
DIVISION 2. ANIMAL INDUSTRY
CHAPTER 2. LIVESTOCK DISEASE CONTROL
ARTICLE 12. BOVINE TRICHOMONOSIS CONTROL PROGRAM

Amend Section 820 of Article 12, Chapter 2, Division 2, of Title 3 of the California Code of Regulations, to read as follows:

§ 820. Definitions.

(a) As used in this article:

(1) "Affected herd" means a group of cattle that is kept, fed or grouped together that contained, anytime within the last 12 months, an animal that had opportunity for sexual contact and was confirmed to be infected with *Tritrichomonas foetus*.

(2) "Bull Slaughter Agreement" means a document stating the responsibilities of the buyer of a non-virgin bulls less than 18 months of age and bulls 18 months of age and over bull that is 18 months of age and over and has that have not been tested negative for trichomonosis within 60 calendar days of the change of ownership.

(3) "Certificate of Veterinary Inspection" means an official numbered document issued and signed by a USDA accredited and state-licensed veterinarian in the state of origin certifying the inspection of animals in preparation for interstate and intrastate movements. The requirements of a Certificate of Veterinary Inspection used for moving livestock into, within and from California shall be in accordance with Title 3, California Code of Regulations, section 830.3.

(4) "Certified Semen Services" means a subsidiary of the National Association of Animal Breeders, providing minimum requirements for the health monitoring and disease surveillance of bulls prior to entry, during an isolation period, and through residency at an artificial insemination facility.

(5) "Change of Ownership" means a transaction where an animal is sold or ownership is transferred, with or without the exchange of money or other compensation.

- (6) "Department" means the California Department of Food and Agriculture.
- (7) "Directly" means moved in a means of conveyance, without stopping to unload while en route, except for stops of less than 24 hours to feed, water, or rest the animals being moved, and with no commingling of animals at such stops.
- (8) "Exposed herd" means a herd adjacent to a premises occupied by an affected herd, herds sharing common pasture or having other contact with affected herds as determined by the State Veterinarian.
- (9) "Herd" means a group of cattle, under common ownership or supervision that is kept, fed and grouped together.
- (10) "Herdmate bull" means any bull in the herd that has been used for breeding.
- (11) "Herd of origin" means the herd in which a bovine animal had the opportunity for sexual contact at anytime within the last 12 months.
- (12) "Individual official identification" means officially identifying an animal with an official identification number as defined in section Title 3, California Code of Regulations, section 830 (a)(25).
- (13) "Infected cattle" means cattle with a positive trichomonosis test and classified as infected by the State Veterinarian.
- (14) "Interstate Livestock Entry Permit" means a numbered document issued by the Department for approving the movement of animals that meet entry requirements into California. The requirements of an Interstate Livestock Entry Permit used for moving livestock into California shall be in accordance with Title 3, California Code of Regulations, section 830.4.
- (15) "Livestock" means cattle, bison, horses and other equine species, poultry, sheep, goats, swine, and captive cervids.
- (16) "Negative trichomonosis test" is a negative test result on a specimen collected from a bull after 10 calendar days without contact with sexually mature female cattle.
- (17) "Person" means any individual, corporation, company, association, firm, partnership, society, or joint stock company, or other legal entity.
- (18) "Recognized slaughtering establishment" means any slaughtering facility operating under the Federal Meat Inspection Act (21 U.S.C. 601 et seq.), or State meat or poultry inspection acts, approved by the USDA in accordance with 9 CFR, Part 71, section 71.21 (2015).
- (19) "Specimen" means a sample taken from the preputial cavity of a bull, or the uterine contents, cervical mucus or cervix scraping, of a bovine female, by a trichomonosis approved veterinarian.

(20) "Trichomonosis" means a sexually transmitted disease of cattle caused by the protozoan parasite Tritrichomonas foetus.

(21) "Trichomonosis approved facility" means any facility where bulls will remain under confinement without having access to or allowed to commingle with sexually mature female cattle, approved by the Department. Approval requires that District staff visit to confirm that the site meets these requirements.

(22) "Trichomonosis approved laboratory" means a laboratory approved by the Department for diagnosing bovine trichomonosis.

(23) "Trichomonosis approved tag" means a color coded tag, where the color indicates the trichomonosis year (September 1 through August 31 of the following year) the bull was tested, approved by the Department for individually identifying bulls tested for trichomonosis.

(24) "Trichomonosis approved veterinarian" means a USDA category II accredited and state-licensed veterinarian who has successfully completed a training program approved by the Department for the sampling and handling of specimens for the diagnosis of trichomonosis. This approval will be renewed by the Department every two (2) years.

(25) "Trichomonosis test" means a test for the detection of active infection with Tritrichomonas foetus from a specimen collected by a trichomonosis approved veterinarian and conducted at a trichomonosis approved laboratory.

(26) "USDA" means the United States Department of Agriculture, Animal and Plant Health Inspection Service, Veterinary Services.

NOTE: Authority cited: Sections 407 and 10610, Food and Agricultural Code.
Reference: Sections 9561, 9562, 9570 and 10610, Food and Agricultural Code; Title 9, Part 71, Section 71.21, Code of Federal Regulations (2015); and Federal Meat Inspection Act, 21 U.S.C. section 601 et seq.

Amend Section 820.4 of Article 12, Chapter 2, Division 2, of Title 3 of the California Code of Regulations, to read as follows:

§ 820.4. Sale of Bulls within California.

(a) Non-virgin bulls less than 18 months of age and bulls 18 months of age and over must bear individual official identification prior to change of ownership, except when moving:

(1) Directly to a recognized slaughtering facility where they are slaughtered within three (3) calendar days of arrival; or

(2) On a Bull Slaughter Agreement pursuant to subsection (c)(1)(E) below.

(b) Bulls entering California for sale purposes must meet the requirements as specified in section 820.3 of this article.

(c) Non-virgin bulls less than 18 months of age and bulls 18 months of age and over changing ownership must be accompanied by a negative DNA detection or amplification-based trichomonosis test result from a sample taken by a trichomonosis approved veterinarian within 60 calendar days prior to sale.

(1) Bulls may be exempt from the trichomonosis test required in subsection (c) under any of the following conditions; when:

(A) Used solely for exhibition purposes and remain under confinement at the location of the exhibition without having access to or allowed to commingle with sexually mature female cattle; or

(B) Used solely for artificial insemination using semen extension and preservation protocols that meet Certified Semen Services standards; or

(C) Sold and moved directly to a recognized slaughtering establishment where they are slaughtered within three (3) calendar days of arrival; or

(D) Entering a feedlot for feeding and subsequent movement to a recognized slaughtering establishment where they are slaughtered within three (3) calendar days of arrival, with no grazing or no exposure to female cattle; or

(E) Sold to a buyer entering into a Bull Slaughter Agreement with the Department.

1. Bull Slaughter Agreements must include the following information:

i. Number of bulls, breed and color;

ii. Official identification or USDA approved backtag of bull(s);

iii. Buyer's name, address, and telephone number;

iv. Destination of the bull(s) including city and zip code.

2. Bull Slaughter Agreements must include written acknowledgement and agreement to the following requirements for bulls to be exempted from the negative trichomonosis test at change of ownership under subsection (E):

~~i. Bulls must move directly to a facility for feeding and slaughter; Trichomonas test eligible bulls will move directly to a trichomonosis approved facility for feeding and then directly to slaughter OR; be moved directly to slaughter, where they will be slaughtered within seven (7) calendar days after the date of purchase;~~

~~ii. Trichomonas test eligible bulls will be slaughtered within seven (7) calendar days after the date of purchase;~~

~~iiiii.~~ Bulls must not be resold; Bulls will only be resold directly for slaughter; and are not allowed to be resold to another feeding facility;

~~iv.iii.~~ Bulls must not be in contact with cattle that are not moving to slaughter;

~~iv.~~ Bulls must be slaughtered within seven (7) calendar days after the date of purchase;

~~iv.iv.~~ Sellers, buyers and agents must retain documents including sales slips, bull identification, slaughter facilities used and dates slaughtered for a period of five (5) years; and

~~iv.v.~~ Buyer must allow Department personnel to review sale documents and/or inspect the destination facility upon request.

3. Bull Slaughter Agreements must have the signature of the buyer and date of the agreement to acknowledge buyer's understanding of the requirements of the agreement.

4. Bull Slaughter Agreements are valid for 12 months from the date of signature, for the buyer and premises as specified on the agreement; or

(F) Moved directly to no more than one (1) Approved Livestock Marketing Facility, as defined in Title 3, California Code of Regulations, section 830(a)(3), then moved directly to a recognized slaughtering establishment where they are slaughtered within three (3) days.

(2) Trichomonosis testing may occur at the point of sale with agreement of buyer, seller and facility owner.

(d) Public saleyards shall post a sign or notice at least 11"x 14" in a prominent place containing the following statement: "Non-virgin bulls less than 18 months of age and all bulls 18 months of age and over sold for breeding must have a negative trichomonosis test or be consigned as slaughter only."

NOTE: Authority cited: Sections 407 and 10610, Food and Agricultural Code.
Reference: Sections 9166, 9167, 9561, 9562, 9570 and 10610, Food and Agricultural Code.