



Notice of Intent to Adopt Rules

A copy of the proposed rules may be obtained at <https://rules.wyo.gov>

Revised June 2020

<u>1. General Information</u>			
a. Agency/Board Name*			
b. Agency/Board Address		c. City	d. Zip Code
e. Name of Agency Liaison		f. Agency Liaison Telephone Number	
g. Agency Liaison Email Address			
h. Date of Public Notice		i. Comment Period End Date	
j. Public Comment URL or Email Address:			
k. Program			
Amended Program Name (if applicable):			
* <input type="checkbox"/> By checking this box, the agency is indicating it is exempt from certain sections of the Administrative Procedure Act including public comment period requirements. Please contact the agency for details regarding these rules.			
<u>2. Legislative Enactment</u> For purposes of this Section 2, "new" only applies to regular non-emergency rules promulgated in response to a Wyoming legislative enactment not previously addressed in whole or in part by prior rulemaking and does not include rules adopted in response to a federal mandate.			
a. Are these non-emergency regular rules new as per the above description and the definition of "new" in Chapter 1 of the Rules on Rules?			
<input type="checkbox"/> No. <input type="checkbox"/> Yes. If the rules are new, please provide the Legislative Chapter Numbers and Years Enacted (e.g. 2015 Session Laws Chapter 154):			
<u>3. Rule Type and Information</u> For purposes of this Section 3, "New" means an emergency or regular rule that has never been previously created.			
a. Provide the Chapter Number, Title and Proposed Action for Each Chapter. Please use the "Additional Rule Information" form to identify additional rule chapters.			
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed	
Amended Chapter Name (if applicable):			
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed	
Amended Chapter Name (if applicable):			
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed	
Amended Chapter Name (if applicable):			
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed	
Amended Chapter Name (if applicable):			
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed	
Amended Chapter Name (if applicable):			

4. Public Comments and Hearing Information

a. A public hearing on the proposed rules has been scheduled. No. Yes. Please complete the boxes below.

Date:	Time:	City:	Location:
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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: _____

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: _____

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 Agency Liaison listed in Section 1 above.

5. Federal Law Requirements

a. These rules are created/amended/repealed to comply with federal law or regulatory requirements. No. Yes. Please complete the boxes below.

Applicable Federal Law or Regulation Citation:
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Indicate one (1):

The proposed rules meet, but do not exceed, minimum federal requirements.

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:

To the Agency at the physical and/or email address listed in Section 1 above.

At the following URL: _____

6. 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. The Agency has completed a takings assessment as required by 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: _____

7. Additional APA Provisions

a. Complete all that apply in regards to uniform rules:

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

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 Principal Reasons).

_____ (Provide chapter numbers)

b. Checklist

The Statement of Principal 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.

If applicable: 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 (Chapter 3, *Types of Rules Filings*, Section 1, Proposed Rules, of the Rules on Rules).

8. Authorization

a. I certify that the foregoing information is correct.

<i>Printed Name of Authorized Individual</i>	
<i>Title of Authorized Individual</i>	
<i>Date of Authorization</i>	

Statement of Principal Reasons

Wyoming Livestock Board Chapter 12 Rules and Regulation Governing Brucella Ovis Certification

The Wyoming Livestock Board is proposing amendments to the Chapter 12 rules governing Brucella ovis free flock certification. Brucella ovis is a bacteria which causes ram epididymitis and infertility, and may cause infertility in ewes. Wyoming has many test positive rams reported annually. Some states, including Wyoming, require a negative Brucella ovis test prior to importation of rams. Most ram sales require a negative test for consignment. An alternative to 30-day testing is for rams to originate from a Brucella ovis certified free flock. This certification program has been in effect for many years and has been successful. The Board is proposing to add a requirement for Brucella ovis testing prior to releasing rams for common grazing with other flocks, to prevent potential spread of Brucella ovis.

The other amendments/revisions to the rule are intended to update the certification protocols to utilize recent scientific findings so that the rule is sound for the purpose of assuring that “certified free flocks are truly free of the disease.”

CHAPTER 12
RULES GOVERNING BRUCELLA OVIS

Section 1. Authority. Pursuant to Wyoming Statute § 11-18-103(a)(v), the Wyoming Livestock Board promulgates the following rules.

Section 2. Definitions.

- (a) “Board” means the Wyoming Livestock Board.
- (b) “Brucella ovis Exposed Ram” means any test negative or untested Test Eligible Ram that has been in contact with a Brucella ovis Infected Ram during the last 45 days.
- (c) “Brucella ovis Infected Ram” means any ram with a positive Official Test result for the bacteria Brucella ovis.
- (d) “Common Grazing” means any common pasturing arrangement on all private, state, tribal, or federal lands or any combination thereof in which ovine from two or more Flock or Herd Units not under common ownership can commingle.
- (e) “ELISA Test” means the enzyme-linked immunoassay test used on serum to establish the individual animal and Flock status for Brucella ovis.
- (f) “Flock” or “Herd Unit” means a group of one or more ovine with one or multiple owners that is managed as one flock or herd.
- (g) “Indeterminate Test Results” means an ELISA Test with results in a low positive range that does not verify infection status.
- (h) “Official Individual Identification” means any official identification device conforming to the National Uniform Eartagging System, National Scrapie Eradication Program Identification Requirements, or National Animal Disease Traceability Rule Identification Requirements.
- (i) “Official Test” means a test to detect the presence of Brucella ovis that is approved by the Wyoming State Veterinarian and one of the following:
 - (i) The American Association of Veterinary Laboratory Diagnosticians;
 - (ii) The National Veterinary Services Laboratory; or
 - (iii) An International Organization for Standardization (ISO) accredited laboratory.
- (j) “PCR Test” means the Polymerase Chain Reaction test used on semen from Brucella ovis indeterminate rams and low positive rams.

(k) “Test Eligible Ram” means any ram over six months of age.

(l) “Virgin Ram” means any ram six months of age or younger that has not had breeding contact.

(m) “Wyoming Accredited Veterinarian” means an individual who is licensed to practice veterinary medicine in Wyoming and is accredited by the United States Department of Agriculture, Animal Plant Health Inspection Service, Veterinarian Services to perform accredited duties in the state of Wyoming.

Section 3. Certification Requirements.

(a) The Board will issue a *Brucella ovis* free certificate for a Flock upon receipt of Official Test results showing that all Test Eligible Rams in the Flock have tested negative for *Brucella ovis* on two, consecutive Official Tests performed on samples taken 45 to 120 days apart. If a Flock owner receives Indeterminate Test Results for any Test Eligible Ram, that ram must be retested more than 30 days after receiving the Indeterminate Test Results with either the ELISA Test or the PCR Test and test negative.

(b) All samples for an Official Test shall be collected by a Wyoming Accredited Veterinarian or a veterinary technician working under the supervision of a Wyoming Accredited Veterinarian. The person who collected the samples shall record the Official Individual Identification of the rams tested on the test chart and shall submit the test chart and the samples to an approved laboratory for testing.

(c) A Flock owner must apply annually for renewal of their *Brucella ovis* free Flock certificate by testing all Test Eligible Rams between the 30th day before the certificate’s expiration date and the 30th day after the certificate’s expiration date and by submitting the Official Test results to the Board’s office. If all Official Test results are negative, the Board will renew the Flock owner’s *Brucella ovis* free Flock certificate.

Section 4. Test Requirements for Common Grazing.

(a) All Test Eligible Rams that will graze on Common Grazing lands or that will be used by Common Grazing participants for breeding purposes prior to Common Grazing shall test negative on one Official Test prior to turn out.

(b) Virgin Rams are exempt from the testing requirement in Section 4(a).

(c) If all Flock owners participating in a Common Grazing arrangement request a testing waiver in writing, the State Veterinarian may grant a testing waiver.

(d) Before a Flock owner may turn out Test Eligible Rams onto Common Grazing lands, the Flock owner must submit to the Board’s office copies of the Official Test results showing that each Test Eligible Ram tested negative.

(e) A Flock owner who participates in a Common Grazing arrangement may request the State Veterinarian to investigate whether the other participants are complying with these rules. Upon receiving the request in writing, the State Veterinarian shall investigate and take appropriate action in a timely manner.

Section 5. Test-Positive and Exposed-Rams.

(a) A Brucella ovis Exposed Ram may not be sold for breeding purposes until the ram has tested negative on an Official Test not less than 45 days after the last contact with a Brucella ovis Infected Ram.

(b) If a Flock owner receives Indeterminate Test Results for any Test Eligible Ram, that ram must be retested more than 30 days after receiving the Indeterminate Test Results with either the ELISA Test or the PCR Test and test negative before it may be sold for breeding purposes.

(c) Brucella ovis Infected Rams may not be sold for breeding purposes.

CHAPTER 12
RULES AND REGULATION GOVERNING BRUCELLA OVIS CERTIFICATION

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

Section 2. Purpose.

These rules and regulations are adopted to establish a voluntary Brucella ovis certification program for ovine in the state of Wyoming to assist in preventing the spread of Brucella ovis.

Section 32. Definitions.

(a) “Brucella ovis exposed ram” means any test negative or untested test eligible ram which has been in contact with an ELISA positive ram during the last forty five (45) days. “Board” means the Wyoming Livestock Board.

(b) “ELISA test” means the enzyme linked immunoassay test. “Brucella ovis eExposed rRam” means any test negative or untested tTest eEligible rRam which that has been in contact with an ELISA positive ram a Brucella ovis Infected Ram during the last forty five (45) days.

(c) “Official Individual Identification” means any official identification device conforming to the National Uniform Eartagging System, National Scrapie Eradication Program Identification Requirements, National Animal Disease Traceability Rule Identification Requirements, or other identification approved by the Wyoming Livestock Board. “Brucella ovis Infected Ram” means any ram with a positive Official Test result for the bacteria Brucella ovis.

(d) “Test eligible ram” means any ram over six (6) months of age. “Common Grazing” means any common pasturing arrangement on all private, state, tribal, or federal lands or any combination thereof in which ovine from two or more Flock or Herd Units not under common ownership can commingle.

(e) “ELISA tTest” means the enzyme-linked immunoassay test used on serum to establish the individual animal and Flock status for Brucella ovis.

(f) “Flock” or “Herd Unit” means a group of one or more ovine with one or multiple owners that is managed as one flock or herd.

(g) “Indeterminate Test Results” means an ELISA Test with results in a low positive range that does not verify infection status.

(h) “Official Individual Identification” means any official identification device conforming to the National Uniform Eartagging System, National Scrapie Eradication Program

Identification Requirements, or National Animal Disease Traceability Rule Identification Requirements, or other identification approved by the Wyoming Livestock Board.

(i) “Official Test” means a test to detect the presence of Brucella ovis that is approved by the Wyoming State Veterinarian and one of the following:

(i) The American Association of Veterinary Laboratory Diagnosticians;

(ii) The National Veterinary Services Laboratory; or

(iii) An International Organization for Standardization (ISO) accredited laboratory.

(j) “PCR Test” means the Polymerase Chain Reaction test used on semen from Brucella ovis indeterminate rams and low positive rams.

(k) “Test eEligible rRam” means any ram over six (6) months of age.

(l) “Virgin Ram” means any ram six months of age or younger that has not had breeding contact.

(m) “Wyoming Accredited Veterinarian” means an individual who is licensed to practice veterinary medicine in Wyoming and is accredited by the United States Department of Agriculture, Animal Plant Health Inspection Service, Veterinarian Services to perform accredited duties in the state of Wyoming.

Section 3.4. Certification Requirements.

(a) The Wyoming Livestock Board will certify a flock as Brucella ovis free for one year when all test eligible rams have passed two consecutive negative serology tests forty five (45) to one hundred twenty (120) days apart. The Board will issue a Brucella ovis free certificate for a Flock upon receipt of Official Test results showing that all Test Eligible Rams in the Flock have tested negative for Brucella ovis on two, consecutive Official Tests performed on samples taken 45 to 120 days apart. If a Flock owner receives Indeterminate Test Results for any Test Eligible Ram, that ram must be retested more than 30 days after receiving the Indeterminate Test Results with either the ELISA Test or the PCR Test and test negative.

(b) All official test samples for an Official Test shall be collected by a Wyoming licensed and a Accredited vVeterinarian, or a veterinary technician working under the supervision of a Wyoming licensed and a Accredited vVeterinarian. The blood samples shall be submitted to an approved laboratory for testing. Official Individual Identification of the rams tested shall be recorded on the test chart and shall accompany the blood samples to the laboratory. The person who collected the samples shall record the Official Individual Identification of the rams tested on the test chart and shall submit the test chart and the samples to an approved laboratory for testing.

(c) A Flock owner must apply annually for renewal of their Brucella ovis free Flock certificate by testing all Test Eligible Rams between the 30th day before the certificate's expiration date and the 30th day after the certificate's expiration date and by submitting the Official Test results to the Board's office. ~~Renewal of~~ If all Official Test results are negative, the Board will renew the Flock owner's a Brucella ovis free Flock certificate will require that all test eligible rams in the herd be tested negative annually.

~~(d) Flock owners must apply for renewal of their Brucella ovis free flock certification by submitting the required annual test results to the Wyoming Livestock Board office.~~

Section 4. Test Requirements for Common Grazing.

(a) All Test Eligible Rams that will graze on Common Grazing lands or that will be used by Common Grazing participants for breeding purposes prior to Common Grazing shall test negative on one Official Test prior to turn out.

(b) Virgin Rams are exempt from the testing requirement in Section 4(a).

(c) If all Flock owners participating in a Common Grazing arrangement request a testing waiver in writing, the State Veterinarian may grant a testing waiver.

(d) Before a Flock owner may turn out Test Eligible Rams onto Common Grazing lands, the Flock owner must submit to the Board's office copies of the Official Test results showing that each Test Eligible Ram tested negative.

(e) A Flock owner who participates in a Common Grazing arrangement may request the State Veterinarian to investigate whether the other participants are complying with these rules. Upon receiving the request in writing, the State Veterinarian shall investigate and take appropriate action in a timely manner.

Section 5. Disposition of ~~t~~Test-~~p~~Positive and ~~e~~Exposed ~~r~~Rams.

(a) ~~No~~A ~~Brucella ovis e~~Exposed r~~Rams may not be sold for breeding purposes until they have the ram has tested negative on an Official ELISA t~~Test not less than forty five (45) days after the last contact with an Brucella ovis i~~Infected r~~Ram.

(b) ~~No Brucella ovis infected ram may be sold for breeding purposes within the state of Wyoming.~~ If a Flock owner receives Indeterminate Test Results for any Test Eligible Ram, that ram must be retested more than 30 days after receiving the Indeterminate Test Results with either the ELISA Test or the PCR Test and test negative before it may be sold for breeding purposes.

(c) ~~No~~ Brucella ovis i~~Infected r~~Rams may not be sold for breeding purposes within the state of Wyoming.

Statement of Principal Reasons

Wyoming Livestock Board Chapter 14 Rules: Presentation of Official Forms by Licensed and Accredited Veterinarians

The Wyoming Livestock Board is proposing revisions to its Chapter 14 rules to consolidate, clarify and remove redundant language. Additionally, the Board is proposing to update verbiage in the rules to align with federal requirements for certain forms issued by veterinarians.

CHAPTER 14
PRESENTATION OF OFFICIAL FORMS BY LICENSED
AND ACCREDITED VETERINARIANS

Section 1. Authority. Pursuant to Wyoming Statute § 11-18-103(a)(v), the Wyoming Livestock Board promulgates the following rules.

Section 2. Definitions.

(a) The following definitions are applicable for these rules:

(i) “Board” means the Wyoming Livestock Board.

(ii) “CFR” means the Code of Federal Regulations.

(iii) “Certificate of Veterinary Inspection (CVI)” means an Electronic Certificate of Veterinary Inspection or a Paper Certificate of Veterinary Inspection the form of which is provided by the Board to Wyoming Accredited Veterinarians.

(iv) “Electronic Certificate of Veterinary Inspection (eCVI)” means an electronic format of a Certificate of Veterinary Inspection approved by the National Assembly of State Animal Health Official’s eCVI Standards and Approval Subcommittee that is able to be transmitted electronically and that is approved by the Wyoming State Veterinarian.

(v) “Official Form” means any paper or electronic laboratory diagnostic submission form, reporting form, certificate, CVI, or movement document relating to state or federal disease programs that is approved by the Board, USDA APHIS VS, the Wyoming State Veterinary Laboratory, or an agency in another state that oversees livestock health. Official Form includes test charts, vaccination certificates, quarantine movement documents, and reportable disease reports.

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

(vii) “Wyoming Accredited Veterinarian” means an individual who is licensed to practice veterinary medicine in Wyoming and is accredited by USDA APHIS VS to perform accredited duties in the state of Wyoming.

Section 3. Adoption of Federal Regulations.

(a) For all regulations incorporated by reference in these rules:

(i) The Board has determined that incorporation of the full text in these rules would be cumbersome or inefficient given the length or nature of the rules;

(ii) The incorporation by reference does not include any amendments or editions of the incorporated matter later than March 3, 2022;

(iii) The agency originally issuing the incorporated matter has copies of it readily available to the public; and

(iv) The Board maintains the incorporated regulations, which are available for public inspection and copying at cost at 1934 Wyott Drive, Cheyenne, WY 82002-0051.

(b) The following regulations are incorporated by reference in these rules:

(i) 9 CFR parts 160-162, found electronically at: <https://www.ecfr.gov/current/title-9/chapter-I/subchapter-J>

Section 4. Use of Official Forms. To document animal health status, Wyoming Accredited Veterinarians may only use Official Forms as defined in these rules. The Board will not accept forms other than Official Forms.

Section 5. Loss of Accreditation or License. If a veterinarian loses or does not renew his or her accreditation from APHIS or Wyoming veterinary license, that veterinarian must:

(a) Return to the Board all unused copies of Official Forms regardless of where or how the veterinarian obtained the Official Forms; and

(b) If required by the Board, submit copies of issued Official Forms to the Board.

Section 6. Submission of Certificates of Veterinary Inspection and Official Forms.

(a) Once a Wyoming Accredited Veterinarian has issued a Paper CVI, the Wyoming Accredited Veterinarian must ensure that the Board receives the “state of origin” and “state of destination” copies within seven calendar days of issuance. If a Wyoming Accredited Veterinarian submits a copy of the issued Paper CVI to the Board by facsimile or email within three business days of issuance, then the Wyoming Accredited Veterinarian must send the “state of origin” and “state of destination” copies to the Board before the end of the quarter of the year that the Paper CVI was issued.

(b) The “carrier” copy must accompany the shipment of livestock. The Wyoming Accredited Veterinarian must keep the “veterinarian” copy for at least five years.

(c) In instances of a voided Paper CVI, all but the “veterinarian” copy must be sent to the Board.

(d) Laboratory diagnostic submission forms must accompany and be submitted with the samples they represent.

(e) Vaccination certificates must be submitted to the Wyoming USDA APHIS VS office within 14 calendar days after performing the vaccinations.

(f) Quarantine documents must be submitted to the Board office by the next business day following issuance.

Section 7. Legibility and Completeness of Certificates of Veterinary Inspection and Official Forms.

(a) A Wyoming Accredited Veterinarian shall ensure that all applicable sections of Official Forms are completed with all of the required information and are legible. A Wyoming Accredited Veterinarian shall ensure that all required statements, test results, and other health information required by the state of destination as well as all laboratory-required information for submissions on an Official Form are complete. If an Official Form is illegible, the Board may require the Wyoming Accredited Veterinarian to resubmit the document electronically or to typewrite the information and resubmit the document.

(b) All required identification for the specific animals being moved, tested, vaccinated, or quarantined must be listed on the Official Form.

(c) All CVIs and quarantine documents shall clearly provide a specific physical address of destination for the animals described on the document, and the issuing veterinarian shall ensure compliance with the federal import regulations and those of the state or area of destination.

Section 8. Inspection of Animals Included on Certificates of Veterinary Inspection. A CVI shall not be issued unless the Wyoming Accredited Veterinarian has personally performed a visual inspection of the animals.

CHAPTER 14
PRESENTATION OF OFFICIAL FORMS BY LICENSED AND ACCREDITED
VETERINARIANS

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

Section 2. Purpose of Rules.

~~(a) To ensure that the health status and any required official identification of animals involved in intrastate and interstate movement, regulatory testing, vaccination and disease reporting are properly documented and submitted to the Board in order that maximum protection regarding disease transmission, detection and control can be provided. These rules are therefore adopted to establish guidelines for the content, issuance, legibility and timely submission of Certificates of Veterinary Inspections and other Official Forms for state and federal disease programs.~~

Section 3. Definitions used in Rules.

(a) The following definitions are applicable for these rules:

(i) “Board” means the Wyoming Livestock Board, ~~state agency 051, 1934 Wyott Drive, Cheyenne WY 82001-0051, (307) 777-7515, and whose website is <http://wlsb.state.wy.us>.~~

(ii) “CFR” means the Code of Federal Regulations, ~~9 CFR 1-1-2016 edition, Chapter 1, Subchapter J, parts 160-162.~~

(iii) “Electronic Certificate of Veterinary Inspection (e-CVI)” means an eElectronic format of a Certificate of Veterinary Inspection or a Paper Certificate of Veterinary Inspection the form of which is provided by the Board to Wyoming Accredited Veterinarians. that is able to be transmitted electronically and is approved by the Wyoming State Veterinarian. A list of approved e-CVIs is available on the Board website.

(iv) “Electronic Certificate of Veterinary Inspection (eCVI)” means an electronic format of a Certificate of Veterinary Inspection approved by the National Assembly of State Animal Health Official’s eCVI Standards and Approval Subcommittee that is able to be transmitted electronically and that is approved by the Wyoming State Veterinarian.

(v) “Official Form” means any paper or electronic laboratory diagnostic submission form, reporting form, certificate, CVI, or movement document relating to state or federal disease programs that is approved by the Board, USDA APHIS VS, the Wyoming State Veterinary Laboratory, or an agency in another state that oversees livestock health. including, but not limited to, Official Form includes test charts, vaccination certificates, quarantine movement documents and reportable disease reports.

(vi) “USDA APHIS VS” means the United States Department of Agriculture, Animal and Plant Health Inspection Service, Veterinary Services. “Paper Certificate of Veterinary Inspection (CVI)” means a four part paper format of a Certificate of Veterinary Inspection uniquely and sequentially numbered, authorized by the Board and issued in books of twenty-five (25) to Wyoming Accredited Veterinarians. A list of approved vendors is available on the Board website.

(vii) “Wyoming Accredited Veterinarian” means an individual who is licensed to practice veterinary medicine in Wyoming and is accredited by the United States Department of Agriculture Animal Plant Health Inspection Service (USDA APHIS VS) to perform accredited duties in the state of Wyoming.

~~(viii) “Wyoming State Veterinarian” means a Wyoming Accredited and licensed 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 4. — Penalty for a Violation of Rules.~~

~~(a) — Penalties for a violation of these rules will be pursuant to those described in the CFR and other applicable state or federal law.~~

~~(b) — The Board may deny requests by Wyoming Accredited Veterinarians for Paper Certificates of Veterinary Inspection forms for a violation of any portion of these rules pertaining to CVIs.~~

Section 35. Adoption of Federal Regulations.

(a) The following sections of the Code of Federal Regulations (CFR): 9 CFR 1-1-2016 edition, Chapter 1, Subchapter J, parts 160-162, shall be adopted by the Wyoming Livestock Board in so far as those procedures are not inconsistent with the rules, regulations and laws of the State of Wyoming. For all regulations incorporated by reference in these rules:

(i) The Board has determined that incorporation of the full text in these rules would be cumbersome and or inefficient given the length and or nature of the rules;

(ii) The incorporation by reference does not include any later amendments or editions of the incorporated matter later than March 3, 2022; beyond January 1, 2016. The incorporated CFRs can be obtained at Board Office and are available for public inspection and copying at cost at that location; or obtained online via the USDA APHIS website at www.ecfr.gov.

(iii) The agency originally issuing the incorporated matter has copies of it readily available to the public; and

(iv) The Board maintains the incorporated regulations, which are available for public inspection and copying at cost at 1934 Wyoott Drive, Cheyenne, WY 82002-0051.

(b) The following regulations are incorporated by reference in these rules:

(i) 9 CFR parts 160-162, found electronically at: <https://www.ecfr.gov/current/title-9/chapter-I/subchapter-J>

Section 46. Origin of Certificates of Veterinary Inspection and Use of Official Forms. To document animal health status, Wyoming Accredited Veterinarians may only use Official Forms as defined in these rules. The Board will not accept forms other than Official Forms.

~~(a) Paper Certificates of Veterinary Inspection are issued only to Wyoming Accredited Veterinarians. Only forms which are approved by the Board may be used to document animal health status in Wyoming. Electronically generated attachments to Certificates of Veterinary Inspection, in a format authorized by the Wyoming State Veterinarian, may also be utilized to document required identification and testing.~~

~~(b) Electronic Certificates of Veterinary Inspection submitted through approved vendors or on approved format will be compatible with the Wyoming Livestock Board computerization objectives, a list of which will be posted on the Board website.~~

~~(c) Official Forms are provided by either the Board, the USDA or the laboratory to which samples are being submitted. In certain cases, electronic versions may be available.~~

Section 57. Loss of Accreditation or License. Ownership of Certificates of Veterinary Inspection. If a veterinarian loses or does not renew his or her accreditation from APHIS or Wyoming veterinary license, that veterinarian must:

(a) The Board has the authority to recover any and all used or unused copies of paper CVIs and Official Forms at any time regardless of where or how they were obtained. Return to the Board all unused copies of Official Forms regardless of where or how the veterinarian obtained the Official Forms; and

(b) If required by the Board, submit copies of issued Official Forms to the Board.

Section 68. Submission of Certificates of Veterinary Inspection and Official Forms.

(a) Once a paper Certificate of Veterinary Inspection is issued by a Wyoming Accredited Veterinarian has issued a Paper CVI, the Wyoming Accredited Veterinarian must ensure that the Board receives the “state of origin” and “state of destination” copies must be received by the Board within seven (7) calendar days of issuance. If a Wyoming Accredited Veterinarian submits a copy of the issued Paper CVI to the Board by facsimile or email within three business days of issuance, then the Wyoming Accredited Veterinarian must send the “state of origin” and “state of destination” copies to the Board before the end of the quarter of the year

that the Paper CVI was issued.

(b) The “carrier” copy must accompany the shipment of livestock. The Wyoming Accredited Veterinarian must keep and the “veterinarian” copy ~~is to remain in the veterinarian’s files for at least five (5) years. Notwithstanding Section 8(a), one (1) copy may be submitted to the Board by facsimile or email within three (3) days of issuance. The physical copies of the Certificate of Veterinary Health Inspection must then be sent to the Board quarterly.~~

(c) In instances of a voided Paper CVI ~~Certificate of Veterinary Inspection~~, all but the “veterinarian” copy must be sent to the Board. ~~Approved Electronic Certificates of Veterinary Inspection may be used in lieu of paper and must be submitted at the time of completion to both the state of destination and the Board.~~

(d) Laboratory diagnostic submission forms must accompany and be submitted with the samples they represent.

(e) Vaccination certificates ~~forms~~ must be submitted to the Wyoming USDA APHIS VS office within 14 days after performing the vaccinations.

(f) Quarantine documents must be submitted to the ~~Wyoming Livestock~~ Board office by the next business day following issuance.

(g) ~~Reportable disease reporting forms must be submitted to the Wyoming Livestock Board office in accordance with the category designated in the Wyoming State Veterinarian’s reportable disease list as outlined in W.S. 11-19-102(a).~~

Section 7 9. Legibility and Completeness of Certificates of Veterinary Inspection and Official Forms.

(a) A Wyoming Accredited Veterinarian shall ensure that ~~A~~all applicable sections of the ~~Certificates of Veterinary Inspection and Official Forms are completed with all of the required information and are legible. shall be filled out legibly, and all necessary information must be included, especially the accredited veterinarian’s printed name, contact information, accreditation, license number and signature, as well as the complete names and addresses of the owners, in the case of laboratory testing and vaccination, and the complete names and addresses of both the consignor and the consignee for movement documents.~~ A Wyoming Accredited Veterinarian shall ensure that ~~A~~all required statements, test results, and other health information required by the state of destination as well as all laboratory-required information for submissions on an Official Form are complete. must be fully met and completed on the form. ~~The board may require illegible Certificates of Veterinary Inspection and Official Forms to be resubmitted electronically or to be typewritten. If an Official Form is illegible, the Board may require the Wyoming Accredited Veterinarian to resubmit the document electronically or to typewrite the information and resubmit the document.~~

(b) All required identification for the specific animals being moved, tested, vaccinated,

or quarantined must be listed on the Official Form.

(c) ~~Any and all required identification for the specific animals being moved, tested, vaccinated or quarantined must be listed on the Certificate of Veterinary Inspection or Official Form. Only the identification information of the animals that are being moved, tested, vaccinated, or quarantined shall be included on the CVI or Official Form unless the identification information of animals not included is crossed through. All Certificates of Veterinary Inspection CVIs and quarantine documents shall clearly provide a specific physical address of destination for the animals described on the document, and the issuing veterinarian shall ensure compliance with that the federal import regulations and those of the state or area of destination. have been complied with.~~

Section ~~8~~ 10. Inspection of Animals Included on Certificates of Veterinary Inspection and Official Forms. A CVI ~~Certificate of Veterinary Inspection or Official Form~~ shall not be issued unless the Wyoming Accredited Veterinarian has personally performed a visual inspection of the animals.