

TITLE 35. OKLAHOMA DEPARTMENT OF AGRICULTURE, FOOD, AND FORESTRY  
CHAPTER 15. ANIMAL INDUSTRY

SUBCHAPTER 22. SWINE PSEUDORABIES

PART 1. GENERAL PROVISIONS

**35:15-22-1. Definitions**

The following words and terms when used in this Subchapter shall have the following meaning unless the context clearly indicates otherwise:

**"Approved market"** means a stockyard, livestock market, or other premises approved by the Board where swine are assembled for sale.

**"Approved slaughtering establishment"** means a slaughtering establishment operated under the provisions of the Federal Meat Inspection Act (21 U.S.C. § 601 et seq.), a state-inspected slaughtering establishment, or any other facility approved by the Board.

**"Breeding swine"** means all sexually intact swine six (6) months of age or older as determined by an accredited veterinarian.

**"Commercial production swine"** means swine that are continuously managed and have adequate facilities and practices to prevent exposure to either transitional production or feral swine.

**"Commuter herd"** means two or more groups of swine under common ownership or supervision that are located on more than one premise in more than one state and that have an interchange or movement of swine between the premises in those states as part of the normal feeding, breeding, or growing operation without a change of ownership.

**"Commuter herd agreement"** means a written herd management and testing agreement made by the chief animal health officials of all states where the commuter herd resides and the herd owner.

**"Direct consignment"** means the shipment of swine from the point of origin to the destination point without diversion of any type, unloading the swine enroute, or permitting contact ~~any~~ with any other animals, including other swine.

**"Entry permit"** means official permission from the State Veterinarian obtained prior to moving swine into Oklahoma valid for thirty (30) days after the date of issuance that may be obtained by telephone by providing the following information: name and address of the consignor; name and address of the consignee; and the number, age, sex, and breed of the swine to be imported.

**"Exposed swine"** means swine that have been in contact with, associated with, or adjacent to any animal known to be pseudorabies positive.

**"Farm of origin"** means the farm where the swine were born or where the swine have resided for at least the previous ninety (90) consecutive days.

**"Feeder swine"** means swine intended to be fed to a finished slaughter weight and not intended for breeding or exhibition.

**"Feral swine"** means swine that are free roaming or wild.

**"Herd"** means one or more swine maintained on common ground and includes all swine under common ownership or supervision that are geographically separated but have an interchange or movement of swine between the groups.

**"Infected herd"** means a herd in which an animal has been determined by the designated epidemiologist to be infected with pseudorabies using an official pseudorabies test or diagnosed as having pseudorabies by an accredited veterinarian.

**"Isolation"** means separation of swine by a physical barrier so that other swine do not have access to the isolated swine's body, excrement, or discharges and the swine do not share a building with a common ventilation system with other swine and are kept at a distance from other swine as determined by the designated epidemiologist.

**"Official pseudorabies test"** means a test approved by the USDA to be conducted on swine for the diagnosis of pseudorabies and performed in a laboratory listed in a Veterinary Services Notice and shall not include the G-1 deletion test, except for use by the Oklahoma designated epidemiologist.

**"Official 95/10 random sample test"** means a sampling protocol utilizing official pseudorabies tests that provide a ninety-five (95) percent probability of detecting infection in a herd in which at least ten (10) percent of the swine are seropositive for pseudorabies. Each segregated group of swine shall be considered a separate herd and sampled as follows:

- (A) less than 100 head - test 25.
- (B) 100-200 head - test 27.
- (C) 201 - 999 head - test 28.
- (D) 1,000 head and over - test 29.

**"Owner-shipper statement"** means a statement signed by the owner or shipper of swine which includes the number of swine to be moved, the points of origin and destination, the names of the consignor and consignee, and any additional required information.

**"Pseudorabies"** means the infectious and communicable disease of livestock and other animals also known as Aujeszky's disease, mad itch, or infectious bulbar paralysis.

**"Pseudorabies monitored herd"** means a swine herd that has negative test results from an official pseudorabies serologic test during the last twelve (12) months at the following rate:

- (A) 10 head - test all.
- (B) 11-35 head - test 10.
- (C) 36 or more - test thirty (30) percent or thirty (30) swine, whichever is less.

**"Quarantine feedlot"** means a confined area under official state quarantine and approved by the State Veterinarian.

**"Qualified pseudorabies negative herd"** means a herd where all swine over six (6) months of age have been tested using an official pseudorabies test and all swine tested negative. The herd shall not have been a known infected herd within the past thirty (30) days. A minimum of ninety (90) percent of the swine in the herd shall have been on the premises and a part of the herd for at least ninety (90) days prior to the qualifying official pseudorabies tests or have entered directly from another

qualified pseudorabies negative herd. All requirements in Part 5 of this Subchapter shall be met in order to maintain qualified pseudorabies negative status.

**"Shipping Permit"** means an official document issued by the State Veterinarian for the movement of pseudorabies infected, exposed, or vaccinated swine under this Subchapter. The permit shall be obtained prior to any movement of the swine and shall include the number of swine to be moved; the purpose for moving the swine; the points of origin and destination; the names and addresses of the consignor and the consignee; and any additional information required by this Subchapter.

**"Slaughter swine"** means swine intended for or consigned directly to a slaughter establishment.

**"Swine Exhibition"** means any swine gathering that allows opportunity for commingling of swine under separate ownership, including but not limited to fairs, livestock shows, breed association shows, or sales.

**"Transitional production swine"** means feral swine that are captive or swine that have reasonable opportunities to be exposed to feral swine.

## **PART 7. REQUIREMENTS FOR SWINE EXHIBITIONS**

### **35:15-22-71. Exhibition requirements**

(a) All Oklahoma origin swine shall have an official ear tag and shall be accompanied with either a certificate of veterinary inspection or a copy of an official test chart for each exhibition. The certificate of veterinary inspection shall include either the negative results from an official pseudorabies test or the qualified pseudorabies negative herd number and current quarterly herd test date and show the corresponding official ear tag for each pig.

(b) All out-of-state swine shall have an official ear tag and shall be accompanied with a certificate of veterinary inspection for each exhibition. The certificate of veterinary inspection shall include either the negative results from an official pseudorabies test or the qualified pseudorabies negative herd number and current quarterly herd test date and show the corresponding official ear tag for each pig.

(c) Testing requirements.

(1) Oklahoma origin exhibition swine shall have a negative official pseudorabies test after June 1 each year for fall exhibitions and after December 1 each year for spring exhibitions. These tests are valid for the entire respective exhibition season, unless in the opinion of the designated epidemiologist the swine have been exposed to pseudorabies.

(2) Out of state swine shall have either a negative official pseudorabies test within thirty (30) days prior to each exhibition or shall have evidence that the swine are from a qualified pseudorabies negative herd and show the corresponding official ear tag for each pig.

(3) Owners or immediate family members of owners of a qualified pseudorabies negative herd may exhibit swine originating from

the qualified herd without a negative official pseudorabies test as long as the swine are accompanied with evidence of the herd status at each exhibition. This documentation shall include the corresponding official ear tag for each pig entered in the exhibition.

(d) All swine, after being exhibited, shall be kept isolated from all non-exhibition swine until the swine ~~are retested~~ retest negative for pseudorabies not less than thirty (30) days but not more than sixty (60) days following the exhibition unless the swine are consigned to a quarantined feedlot, an approved slaughter establishment, or an approved market for sale to slaughter or to a quarantined feedlot.

(e) The official in charge shall obtain a permit from the Department prior to conducting a swine exhibition.

(f) The official in charge shall verify that all swine present meet all testing and recordation requirements.

## SUBCHAPTER 24. SWINE BRUCELLOSIS

### PART 1. GENERAL PROVISIONS

#### 35:15-24-2. Definitions

The following words or terms, when used in this Subchapter, shall have the following meaning, unless the context clearly indicates otherwise:

**"Approved Laboratory"** means a laboratory having State-Federal approval to conduct specific tests for Brucellosis and staffed with personnel approved to conduct such tests.

**"Exposed Swine"** means swine which have had contact with Brucellosis infected swine as determined by the Designated Epidemiologist.

**"Herd Test"** means a blood test for Brucellosis conducted on a group of breeding swine six (6) months of age and older and any additional animals in the group which the designated epidemiologist determines should be tested to help evaluate the potential of Brucellosis infection within the group. All swine tested shall be identified with an official eartag, tattoo or other permanent identification.

**"Infected Herd"** means a group of swine in which evidence of B. suis has been disclosed as is determined by the Designated Epidemiologist.

**"Negative"** means that no evidence of Brucellosis exists in an animal as determined by blood testing and classification by the Designated Epidemiologist.

**"Official Sample"** means a blood sample obtained by State-Federal personnel or an accredited veterinarian and submitted to an approved laboratory.

**"Permit for Entry"** means permission granted by the Board or its authorized agent to move swine into the state of Oklahoma. A permit shall contain the name and address of the consignor and consignee and the number, age, sex and breed of swine being imported. A permit shall be void fifteen (15) days after date of issuance.

**"Reactor"** means a response to testing which indicates Brucellosis infection in animals as determined by the Designated Epidemiologist.

**"Swine Exhibition"** means any swine gathering that allows opportunity for commingling of swine under separate ownership, including but not limited to fairs, livestock shows, breed association shows, or sales.

### **35:15-24-3. Administrative**

(a) ~~Entering premises.~~ Authorized agents of the Oklahoma Department of Agriculture shall be authorized to enter premises as required to meet the standards of the Swine Brucellosis Eradication Program.

(b) ~~Services to owners.~~ Services pertaining to Brucellosis eradication in affected or suspect herds shall be rendered to livestock owners as long as funds for such purposes are allocated.

(c) ~~Human infection.~~ All human cases of B. suis shall be reported to appropriate public health officials.

(d)(c) ~~Exhibition requirements.~~ All Oklahoma origin swine shall have an official ear tag and shall be accompanied by either a certificate of veterinary inspection or a copy of an official test chart for each exhibition. The certificate of veterinary inspection shall include either the negative results from an official Brucellosis test or the validated Brucellosis negative herd number and current quarterly herd test date and show the corresponding official ear tag for each pig.

(1) All swine from other than Oklahoma shall have an official ear tag and shall be accompanied with a certificate of veterinary inspection for each exhibition. The certificate of veterinary inspection shall include either the negative results from an official brucellosis test or the validated brucellosis negative herd number and current quarterly herd test date and show corresponding official ear tag for each pig.

(2) Oklahoma origin exhibition swine shall have a negative official brucellosis test after June 1 each year for fall exhibitions and after December 1 each year for spring exhibitions. These tests are valid for the entire respective exhibition season, unless in the opinion of the designated epidemiologist the swine have been exposed to brucellosis.

(3) Out of state swine shall have either a negative official brucellosis test within thirty (30) days prior to each exhibition or shall have evidence that the swine are from a validated brucellosis negative herd and current quarterly herd test date and show the corresponding official ear tag for each pig.

(4) Owners or immediate family members of owners of a validated brucellosis negative herd may exhibit swine originating from the validated herd without a negative official brucellosis test as long as the swine are accompanied with evidence of the herd status at each exhibition. This documentation shall include the corresponding official ear tag for each pig entered in the exhibition.

(5) All swine, after being exhibited, shall be kept isolated from all non-exhibition swine until the swine ~~are retested~~retest negative for brucellosis not less than thirty (30) days but not more than sixty (60) days following the exhibition unless the swine are consigned to a quarantined feedlot, an approved slaughter establishment, or an approved market for sale to slaughter or to a quarantined feedlot.

(6) The official in charge shall obtain a permit from the Department prior to conducting a swine exhibition.

(7) The official in charge shall verify that all swine present meet all testing and recordation requirements.

~~(e)(d)~~ **Change of ownership requirements.**—All swine shall be tested and found negative to Brucellosis within the previous thirty (30) days prior to changing ownership, or originate from a Brucellosis Validated Free Herd. Test eligible swine moving directly from a premise of origin to an approved slaughter facility, or through an approved market to an approved slaughter facility, are exempt from test requirements provided identity to the herd of origin is maintained.

~~(f)(e)~~ **Penalties.**—The ~~Oklahoma~~State Board of Agriculture shall have the authority to impose administrative penalties for any person ~~found guilty~~found to be in violation of ~~violating~~ the provisions of this rule. The Administrative Procedures Act shall be utilized in determining ~~such~~any action.