

**PROPOSED REGULATION OF THE
STATE QUARANTINE OFFICER**

LCB File No. R104-20

September 24, 2020

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §1, NRS 571.120 and 571.210; §2, NRS 561.105, 571.120 and 571.150; §3, NRS 571.120 and 571.150.

A REGULATION relating to animals; revising provisions which govern the shipping, transporting or otherwise moving into Nevada certain animals; prohibiting a person from changing the ownership of certain female cattle or bison within this State unless the cattle or bison meet certain exemptions; requiring official laboratories that test specimens for trichomonosis to pass a biennial inspection conducted by the Administrator of the Division of Animal Industry of the State Department of Agriculture or his or her designee; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law requires the State Department of Agriculture to do all things necessary for the control and eradication of infectious, contagious or parasitic diseases of animals. (NRS 571.120)

During the 2019 Legislative Session, the Nevada Legislature amended existing law relating to entry into this State of certain animals. After these amendments, existing law prohibits a person or the person’s agent or employee from knowingly bringing into this State any live: (1) elk; (2) mule deer; (3) white-tailed deer; (4) moose; (5) certain alternative livestock; and (6) other animal that the State Quarantine Officer has declared to be susceptible to chronic wasting disease and prohibited from importation to this State. (NRS 571.210) Existing regulations permit a person to ship, transport or otherwise move into Nevada: (1) a North American elk that has reacted negatively to a test for brucellosis within 30 days before entry into Nevada; and (2) any species of deer or moose that has reacted negatively to tests for tuberculosis and brucellosis within the 30 days before entry into Nevada. (NAC 571.065) **Section 1** of this regulation conforms existing regulations to existing law by removing these provisions.

Existing regulations require female cattle or bison that are more than 12 months of age to be vaccinated for brucellosis before any change of ownership occurs in Nevada unless certain conditions exist. (NAC 571.355) **Section 2** of this regulation prohibits a person from changing the ownership of female cattle or bison that are more than 12 months of age within this State

unless the cattle or bison are officially brucellosis calthood vaccinated or meet another exemption.

Existing regulations provide that an official test for trichomonosis that is performed on a bull in this State occurs where, among other requirements, the specimen collected from the bull for testing is tested in an official laboratory. (NAC 571.618, 571.664) Existing regulations require such laboratories to pass an annual inspection conducted by the Administrator of the Division of Animal Industry of the State Department of Agriculture to maintain its status as an official laboratory. (NAC 571.666) **Section 3** of this regulation requires such laboratories to pass a biennial inspection conducted by the Administrator or his or her designee to maintain its status as an official laboratory.

Section 1. NAC 571.065 is hereby amended to read as follows:

571.065 ~~1.—In addition to the requirements of subsection 2, if applicable, a~~ *A* person shall not ship, transport or otherwise move game, fur-bearing or wild animals into Nevada unless he or she complies with any additional requirements of the Department for entry into this State for that animal.

~~2.—A person shall not ship, transport or otherwise move into Nevada:~~

~~—(a) A North American elk unless it reacts negatively to a test for brucellosis within the 30 days before entry into Nevada; and~~

~~—(b) Any species of the family Cervidae that is domesticated unless it reacts negatively to tests for tuberculosis and brucellosis within the 30 days before entry into Nevada.]~~

Sec. 2. NAC 571.355 is hereby amended to read as follows:

571.355 1. Female cattle or bison that are at least 4 months of age and not more than 12 months of age must be vaccinated for brucellosis before any change of ownership occurs in Nevada unless the cattle or bison are sold and immediately transported to a qualified feedlot.

2. ~~Female~~ *A person shall not change the ownership of female* cattle or bison that are more than 12 months of age ~~must be vaccinated for brucellosis before any change of ownership occurs in Nevada~~ *within this State* unless the cattle or bison are:

(a) *Official calfhood vaccinates with regard to brucellosis;*

(b) Identified as spayed females in a manner approved by the Administrator;

~~(c)~~ (c) Sold for slaughter directly to or through a sales yard that is approved by the Administrator;

~~(d)~~ (d) Sold and immediately transported to a destination that is located outside Nevada; or

~~(e)~~ (e) Consigned for finishing to a feedlot that is registered with the United States Department of Agriculture and, after finishing, are moved from the feedlot to a location for slaughter.

3. As used in this section, “qualified feedlot” has the meaning ascribed to it in NAC 571.622.

Sec. 3. NAC 571.666 is hereby amended to read as follows:

571.666 1. The operator of an official laboratory shall ensure that the laboratory is administered in accordance with official protocol.

2. A laboratory must pass ~~an annual~~ *a biennial* inspection conducted by the Administrator *or his or her designee* to maintain its status as an official laboratory.