

## CHAPTER 3

### LIVESTOCK AND POULTRY IMPORTATION

#### Authority

N.J.S.A. 4:5-54 through 75.

#### Source and Effective Date

R.1999 d.258, effective August 16, 1999.  
See: 31 N.J.R. 1399(a), 31 N.J.R. 2325(a).

#### Executive Order No. 66(1978) Expiration Date

Chapter 3, Livestock and Poultry Importation, expires on August 16, 2004.

#### Chapter Historical Note

Chapter 3, Livestock and Poultry Importation, was filed and became effective prior to September 1, 1969.

Pursuant to Executive Order No. 66(1978), Chapter 3, Livestock and Poultry Importation, was readopted as R.1983 d.452, effective September 29, 1983. See: 15 N.J.R. 1205(a), 15 N.J.R. 1754(a).

Pursuant to Executive Order No. 66(1978), Subchapter 4, Livestock for Immediate Slaughter, expired on January 8, 1986.

Pursuant to Executive Order No. 66(1978), Chapter 3, Livestock and Poultry Importation, expired on June 18, 1989.

Chapter 3, Livestock and Poultry Importation, was adopted as new rules by R.1989 d.455, effective August 21, 1989. See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

Pursuant to Executive Order No. 66(1978), Chapter 3, Livestock and Poultry Importation, was readopted as R.1994 d.399, effective July 7, 1994. See: 26 N.J.R. 1908(a), 26 N.J.A.C. 3159(a). Pursuant to Executive Order No. 66(1978), Chapter 3 expired on July 7, 1999.

Chapter 3, Livestock and Poultry Importation, was adopted as new rules by R.1999 d.258, effective August 16, 1999, and former 2:3-3.1, Poultry importation, and 2:3-3.4, Routes: Interstate shipment through New Jersey of live poultry, were readopted by R.1999 d.258, effective July 15, 1999, and recodified as 2:3-6.4 and 2:3-6.5 and amended by R.1999 d.258, effective August 16, 1999. See: Source and Effective Date.

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##### SUBCHAPTER 1. GENERAL REQUIREMENTS

###### 2:3-1.1 Interstate health certificate to accompany animals entering State

All livestock and poultry moved into New Jersey, except for immediate slaughter, shall be accompanied by an official Certificate of Veterinary Inspection approved by the livestock disease control agency of the state or county of origin. A National Poultry Improvement Plan (NPPI) Form 3-B

may be used for poultry in lieu of the Certificate of Veterinary Inspection.

As amended, R.1978 d.402, eff. November 21, 1978.

See: 10 N.J.R. 416(a), 11 N.J.R. 2(b).

Amended by R.1989 d.455, effective August 21, 1989.

See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

Reference to Certificate of Veterinary Inspection and to NPIP Form 3-B, added.

### 2:3-1.2 Contents of Certificate of Veterinary Inspection

(a) The official Certificate of Veterinary Inspection shall indicate that the livestock or poultry designated thereon comply with all requirements for entry into New Jersey.

(b) The official Certificate of Veterinary Inspection shall include a legible report of the following:

1. Complete name and address of consignor;
2. Origin of the livestock;
3. Complete name and address of consignee;
4. Destination of the livestock;
5. Description of the livestock which shall include species, breed, sex, and age of the animals. Cattle, sheep, goats and swine also shall be identified by ear tag, tattoo or registration name and number. Horses shall be identified by physical description and/or tattoo brand, or microchip;
6. A statement that the examining veterinarian personally inspected the animals described and found them free from visible symptoms of infectious, contagious, or communicable disease or known exposure thereto within 30 days of shipment; and
7. Additional information as required for each specific class of livestock or poultry.

As amended, R.1978 d.402, eff. November 21, 1978.

See: 10 N.J.R. 416(a), 11 N.J.R. 2(b).

Amended by R.1989 d.455, effective August 21, 1989.

See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

Certificate of Veterinary Inspection replaced interstate health certificate, at (b)5 method of identifying horses added and at (b)6 ... "not showing signs ..." added.

### 2:3-1.3 Copy of Certificate of Veterinary Inspection to New Jersey Department of Agriculture

A copy of the official Certificate of Veterinary Inspection shall be mailed promptly by the approving agency to the New Jersey Department of Agriculture, Division of Animal Health, PO Box 330, Trenton, New Jersey 08625-0330.

Amended by R.1989 d.455, effective August 21, 1989.

See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

Certificate of Veterinary Inspection replaced interstate health certificate.

### 2:3-1.4 Expiration date of Certificates of Veterinary Inspection

Official Certificates of Veterinary Inspection shall be void 30 days after issuance.

Amended by R.1989 d.455, effective August 21, 1989.

See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

Rule formerly at this cite was entitled "Notification of Department on receipt of livestock" repealed; current rule recodified from N.J.A.C. 2:3-1.5 and Certificate of Veterinary Inspection replaced interstate health certificate.

### 2:3-1.5 Quarantine of livestock and poultry entering State

All livestock and poultry entering the State are subject to quarantine by the New Jersey Department of Agriculture.

Amended by R.1989 d.455, effective August 21, 1989.

See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

Recodified from N.J.A.C. 2:3-1.6, slight language change.

### 2:3-1.6 Importing diseased livestock and poultry

Livestock and poultry from herds or flocks under quarantine because of any infectious, contagious, or communicable disease, or livestock and poultry currently classified as suspect because of any infectious, contagious, or communicable disease shall not be imported into the State.

### 2:3-1.7 Prior import permits

Permits for entry as required for a specific class of livestock or poultry may be obtained by the consignee from the New Jersey Department of Agriculture, Director, Division of Animal Health, PO Box 330, Trenton, New Jersey 08625-0330, telephone number 609-292-3965.

R.1983 d.445, effective October 17, 1983.

See: 15 N.J.R. 1290(a), 15 N.J.R. 1754(b).

Recodified from N.J.A.C. 2:3-1.8, effective August 21, 1989.

See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

### 2:3-1.8 Procedure on failure to meet importation requirements

Livestock and poultry not meeting the requirements of this subchapter shall be refused entry into the State, or if already in the State, shall remain under quarantine until slaughtered, returned to State or country of origin, or disposed of in accordance with decision of the New Jersey Department of Agriculture.

## SUBCHAPTER 2. CATTLE AND BISON IMPORTATIONS

### 2:3-2.1 Compliance with subchapter and importation requirements

In addition to the general requirements for importation, all cattle and bison moved into New Jersey shall meet the specific requirements of this subchapter.

(b) Swine that originate from a validated brucellosis-free state or a validated brucellosis-free herd are exempt from brucellosis testing. For a validated brucellosis-free herd, the Certificate of Veterinary inspection must include the validated brucellosis-free herd number of the herd of origin and the date on which the herd of origin was last tested for brucellosis.

### 2:3-3.4 Pseudorabies testing

(a) As used in this section, "Stage II State/Area," "Stage III State/Area," "Stage IV State/Area" and "Stage V State/Area" refer to those Stages established under "Brucellosis Control/Eradiation State-Federal Industry Uniform Methods and Rules" (U.S. Department of Agriculture, 1990, APHIS 91-55-016, as amended and supplemented).

(b) All imported swine shall be negative to an official pseudorabies test within 30 days prior to entry. Swine shall be held in quarantine on the farm of destination separate and apart from all native animals until retested in 30 to 60 days following importation.

(c) Swine that originate from a pseudorabies Stage IV or V State/Area or originate from a qualified pseudorabies negative herd are exempt from pseudorabies testing. For a qualified pseudorabies negative herd, the Certificate of Veterinary Inspection shall include the qualified pseudorabies negative herd number of the herd of origin, and the date on which the herd of origin was last tested for pseudorabies.

(d) Swine that are imported for the exclusive purpose of feeding for slaughter ("feeder swine") are exempt from pseudorabies testing if:

1. Shipped directly from a farm of origin in a pseudorabies Stage III State/Area; or
2. Shipped directly from a feeder-pig-monitored herd in a pseudorabies Stage II State/Area under the following conditions:
  - i. The swine shall enter on permit directly to a designated feedlot;
  - ii. The swine shall originate from an approved feeder pig market; or
  - iii. The swine shall be quarantined until they are sent to slaughter.

(e) Importation into the State of New Jersey of swine vaccinated for pseudorabies is prohibited unless a permit has been issued by the New Jersey Department of Agriculture, Director, Division of Animal Health.

### 2:3-3.5 Feeding swine

Feeding swine shall be consigned to a recognized feeder and shall remain on the premises of the consignee until slaughtered or remain on the premises a minimum of 30 days before being consigned to a second recognized feeder.

Such transfer shall be under permit. Feeding swine shall be maintained separate and apart from breeding swine and shall not be converted to breeding purposes.

R.1982 d.237, effective August 2, 1982.

See: 14 N.J.R. 487(b), 14 N.J.R. 833(a).

Recodified from N.J.A.C. 2:3-3.7, R.1989 d.455, effective August 21, 1989.

See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

N.J.A.C. 2:3-3.6 was formerly rules entitled Quarantine of imported feeder swine and the following annotations pertain to that rule:

As amended, R.1970 d.89, eff. July 31, 1970.

See: 2 N.J.R. 53(a), 2 N.J.R. 69(a).

As amended, R.1972 d.134, eff. July 1, 1972.

See: 4 N.J.R. 115(b), 4 N.J.R. 180(d).

As amended, R.1975 d.80, eff. April 1, 1975.

See: 7 N.J.R. 90(b), 7 N.J.R. 190(a).

Repealed by R.1989 d.455, effective August 21, 1989.

See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

## SUBCHAPTER 4. SHEEP AND GOAT IMPORTATION

### 2:3-4.1 Compliance and importation requirements

All sheep and goats moved into New Jersey shall meet the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.4.

## SUBCHAPTER 5. EQUINE IMPORTATION

### 2:3-5.1 Compliance with subchapter and importation requirements

In addition to the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.4, all equidae moved into New Jersey shall meet the specific requirements of this subchapter.

### 2:3-5.2 Coggins test

All imported equidae shall have had a negative Coggins test for equine infectious anemia conducted at a jointly approved United States Department of Agriculture—State laboratory within the past 12 months.

## SUBCHAPTER 6. POULTRY AND HATCHING EGG IMPORTATION

### 2:3-6.1 Compliance with subchapter and importation requirements

In addition to the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.4, all poultry and hatching eggs

moved into New Jersey shall meet the specific requirements of this subchapter.

### 2:3-6.2 Pullorum testing

(a) All poultry imported for flock replacement shall originate from flocks classified as pullorum-typhoid clean under the National Poultry Improvement Plan, 9 C.F.R. Chapter 1 (1-1-99 Edition), Subchapter G, Part 145.

(b) All eggs imported for hatching shall originate from hatcheries or premises classified as pullorum-typhoid clean under the National Poultry Improvement Plan.

### 2:3-6.3 Salmonella enteritidis

Chickens imported into the State for the purpose of producing eggs for human consumption and hatching eggs imported for the purpose of raising chickens that will produce eggs for human consumption shall meet the standards of the United States Sanitation Monitored Program of the National Poultry Improvement Plan, 9 C.F.R. Chapter 1 (1-1-99 Edition), Subchapter G, Part 145, incorporated herein by reference, as amended and supplemented.

### 2:3-6.4 Avian Influenza

(a) No live poultry originating from those designated areas or counties with confirmed cases of Avian Influenza, so designated by the New Jersey Department of Agriculture, United States Department of Agriculture, or other state Departments of Agriculture shall be imported into New Jersey for any purposes unless inspected by, or under a prior permit of, the New Jersey Department of Agriculture.

(b) No hatching eggs, chicks or poults shall be imported into New Jersey from a designated area or county with confirmed cases of Avian Influenza unless inspected by, or under a prior permit of, the New Jersey Department of Agriculture.

(c) The New Jersey Department of Agriculture may enter into agreements with the United States Department of Agriculture or the Departments of Agriculture of other states to allow the importation of those items enumerated in (a) and (b) above, if originating from a designated county or area of Avian Influenza and from a flock operating under the National Poultry Improvement Plan which agreements shall include, but not necessarily be limited to, the following:

1. A Certificate of Veterinary Inspection;
2. A certificate of origin;
3. A certificate of transportation; and
4. An agreement to follow the rules and orders of the Department of Agriculture.

(d) Permits may be obtained from the New Jersey Department of Agriculture, Director, Division of Animal Health, PO Box 330, Trenton, New Jersey 08625-0330, telephone number 609-292-3965.

Amended by R.1989 d.454, effective August 21, 1989.

See: 21 N.J.R. 1479(a), 21 N.J.R. 2472(a).

Punctuation and upper casing corrected.

Administrative correction to (b).

See: 22 N.J.R. 628(a).

### 2:3-6.5 Routes: Interstate shipment through New Jersey of live poultry

(a) All trucks carrying live poultry through New Jersey from out-of-State markets shall confine themselves to interstate highway system roads.

(b) All trucks carrying birds for slaughter in New Jersey shall follow routes designated by the Director of the Division of Animal Health for slaughter facilities, as conditions require.

Amended by R.1989 d.454, effective August 21, 1989.

See: 21 N.J.R. 1479(a), 21 N.J.R. 2472(a).

(a)1 and 2 deleted.

## SUBCHAPTER 7. OSTRICH, EMU AND RHEA IMPORTATION

### 2:3-7.1 Compliance with importation requirements

Ostrich, emu and rhea moved into New Jersey shall meet the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.4.

## SUBCHAPTER 8. CAPTIVE CERVID IMPORTATION

### 2:3-8.1 Compliance with importation requirements

In addition to the general requirements of importation, N.J.A.C. 2:3-1.1 through 1.4, all captive cervids moved into New Jersey shall meet the specific requirements of this subchapter.

### 2:3-8.2 Definitions

The following words and terms, as used in this subchapter, shall have the following meanings, as defined in 9 C.F.R. Part 77, Subpart B-Captive Cervids.

"Accredited herd" shall mean a herd of captive cervids that has tested negative to at least three consecutive official tuberculosis tests of all eligible cervids conducted at nine to 15-month intervals.

"Captive cervids" shall mean all species of deer, elk, and moose, and all other members of the family Cervidae raised or maintained in captivity for the production of meat and other agricultural products, for sport, or for exhibition.

"Qualified herd" shall mean a herd of captive cervids that has tested negative to at least one official tuberculosis test of all eligible captive cervids within the past 12 months, and that is not classified as an accredited herd.

#### **2:3-8.3 Tuberculosis testing**

(a) All captive cervids:

1. Shall have passed an official tuberculin test twice, 90 days apart, prior to entry;
2. Shall have originated from an accredited herd provided that they are accompanied by a Certificate of Veterinary Inspection stating that such animals originate from an accredited herd; or
3. Shall have originated from a qualified herd provided that they are accompanied by a Certificate of Veterinary Inspection stating that such animals originate from a qualified herd and have been classified negative to an official tuberculosis test that was conducted within 90 days prior to the date of movement.

### **SUBCHAPTER 9. LLAMA IMPORTATION**

#### **2:3-9.1 Compliance with importation requirements**

Llamas moved into New Jersey shall meet the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.4.

### **SUBCHAPTER 10. NUTRIA (MYOCASTER COYPU) IMPORTATION**

#### **2:3-10.1 Compliance with importation requirements**

All nutria shall meet the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.4.

Amended by R.1989 d.455, effective August 21, 1989.

See: 21 N.J.R. 1477(a), 21 N.J.R. 2470(a).

Nutria, spelling correction.

### **SUBCHAPTER 11. LIVESTOCK AND POULTRY FOR EXHIBITION**

#### **2:3-11.1 Compliance with importation requirements**

In addition to the general requirements for importation, N.J.A.C. 2:3-1.1 through 1.4, all livestock and poultry imported for exhibition, including rodeo stock, shall also comply with the requirements for each specific class of livestock or poultry.