

# NOTICE OF INTENT

## Department of Agriculture and Forestry Livestock Sanitary Board

### Brucellosis Eradication Approved Vaccine (LAC 7:XXI.11734-11737)

In accordance with provisions of the Administrative Procedure Act, the Department of Agriculture and Forestry, Livestock Sanitary Board, proposes to adopt rules amending the regulations pertaining to vaccination of heifer calves for Brucellosis.

These rules comply with and are enabled by R.S. 3:2091 et seq.

#### Title 7

#### AGRICULTURE AND ANIMALS

#### Part XXI. Diseases of Animals

#### Chapter 117. Livestock Sanitary Board

#### Subchapter B. Cattle

#### §11734. Brucellosis Vaccination and Fee

A. Henceforth, all nonvaccinated heifer calves between four and 12 months of age must be vaccinated with USDA approved Brucellosis vaccine prior to being sold and there is hereby established and henceforth there shall be a fee to be paid by the Louisiana livestock auction markets of \$2 for each heifer calf vaccinated for Brucellosis, which fee shall be known as the Brucellosis vaccination fee.

B. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 3:2093, R.S. 3:2221 and R.S. 3:2223.

HISTORICAL NOTE: Promulgated by the Department of Agriculture and Forestry, Livestock Sanitary Board, LR 15:75 (February 1989), amended LR 22:

#### §11735. Livestock Auction Market Requirements

All cattle which are sold or offered for sale in livestock auction markets must meet the general requirements of LAC 7:XXI.11709 and the following specific requirements:

A. Brucellosis

1. - 3. ...

4. a. All nonvaccinated heifer calves, between four and 12 months of age, must be vaccinated with USDA approved Brucellosis vaccine prior to being sold.

4. b. - 7. b. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 3:2093, R.S. 3:2221 and R.S. 3:2228.

HISTORICAL NOTE: Promulgated by the Department of Agriculture and Forestry, Livestock Sanitary Board, LR 11:237 (March 1985), amended LR 11:615 (June 1985), LR 12:501 (August 1986), LR 12:598 (September 1986), LR 13:556 (October 1987), LR 14:220 (April 1988), LR 14:695 (October 1988), LR 15:810 (October 1989), LR 17:30 (January 1991), LR 18:837 (August 1992), LR 22:

#### §11737. Governing the Sale of Cattle in Louisiana by Livestock Dealers

All cattle which are sold or offered for sale by livestock dealers must meet the general requirements of LAC 7:XXI.11711 and the following specific requirements:

A. Brucellosis

1. - 2. ...

3. a. All heifer calves between four and 12 months of age must be vaccinated with USDA approved Brucellosis vaccine, prior to being sold.

3. b. ...

B. Tuberculosis. No cattle shall be purchased from tuberculosis quarantined herds unless moving directly to slaughter and must be "S" branded and accompanied by a VS Form 1-27.

AUTHORITY NOTE: Promulgated in accordance with R.S. 3:2093, R.S. 3:562, R.S. 3:2221 and R.S. 3:2228.

HISTORICAL NOTE: Promulgated by the Department of Agriculture and Forestry, Livestock Sanitary Board, LR 11:615 (June 1985), amended LR 12:502 (August 1986), LR 13:558 (October 1987), LR 14:221 (April 1988), LR 17:31 (January 1991), LR 18:838 (August 1992), LR 22:

All interested persons may submit written comments on the proposed rule through July 26, 1996, to Dr. Maxwell Lea, Jr., Department of Agriculture and Forestry, 5825 Florida Blvd., Baton Rouge, LA 70806. A public hearing will be held on these rules on July 26, 1996, at 8 a.m. at the address listed above. All interested persons will be afforded an opportunity to submit data, views or arguments, orally or in writing, at the hearing. No preamble concerning the proposed rules is available.

Dr. Robert McManus  
Vice Chairman

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES  
RULE TITLE: Brucellosis Program.Approved Vaccine**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS (Summary)  
There would be an initial cost to state governmental units of \$21,000 as a result of this rule change. It is anticipated that this amount will decrease significantly beginning fiscal year 1998 as Louisiana moves forward in the Brucellosis Program.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)  
It is estimated that there will be no effect on revenue collections of state or local government units.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)  
It is estimated that there would be a savings to Louisiana cattlemen of \$260,000 during fiscal year 1997. This amount would decrease in subsequent years as the state moves to a Class Free Brucellosis status and the use of vaccine decreases.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)  
This rule change will have no effect on competition and employment.

Bob Odom  
Commissioner  
9606#055

Richard W. England  
Assistant to the  
Legislative Fiscal Officer