

Proposed Amendments to Animal Import Regulations

Authority: 5 GCA § 60108

Summary of Proposed Action:

The Department of Agriculture proposes amendments to Title 9 GAR Division 1, Chapters 1 & 2 to update animal import requirements in accordance with current best practices and emerging disease risks and to establish an entry permit fee schedule structure.

Proposed Amendments within 9 GAR Div 1:

To reduce redundancy and increase efficiency, rescind 9 GAR Division 1 Chapter 1. Importing Animals

§ 2100. Definition of Terms.

(21) Inspection: The examination of animals by an inspector of the Department of Agriculture or an assigned agent.

(22) Inspector: A veterinarian, assigned agent, or livestock inspector of the Department of Agriculture

(31) Quarantine: The isolation of an animal on premises or in areas specified by the Territorial Veterinarian or an assigned agent; the designation given such premises or areas. No animals may be removed from or added to such premises or areas except as permitted by the Territorial Veterinarian or an assigned agent.

§ 2101. Regulatory Jurisdictions.

(c) Importations of animals other than domestic.

(1) Permit required. An entry permit issued by the Director of Agriculture, Government of Guam, importing domestic and non-domestic animals into the Territory. An application for the permit shall be made in writing to the Director in advance of importation and shall be subject to approval by the Territorial Veterinarian or an assigned agent under any entry requirements he may prescribe to prevent introduction of diseases transmissible to domestic animals.

(i) Payment of the required fee. The entry permit fee shall be fixed annually, or from time to time as may be necessary or practicable, by the Director on the basis of the Department's operating costs in connection with monitoring the entry of animals into Guam and payable to the "Treasurer of Guam." The entry permit fee shall be Five Dollars (\$5.00) for all livestock and pet birds, exclusive of adult roosters, which shall be Five Dollars (\$5.00) per bird.

(2) Record to be kept on sale of birds. Pet shops and other importers of birds other than poultry shall keep a record of each sale made, including information on date of transaction, name, address, and phone number of purchaser, and number and species of birds involved. This requirement shall

apply also to sale of any poultry passing through the bird importer's establishment. This record of sale shall be maintained for at least ninety days and shall be made available to the Department of Agriculture if, during this period, a quarantine is placed on the premises by the Territorial Veterinarian or an assigned agent because of the diagnosis there of Exotic Newcastle disease or other highly contagious and deadly disease of birds.

§ 2102. Inspection, Quarantine, and Emergency Quarantine Declaration. (a) Animals subject to inspection. All animals for entry into the Territory of Guam shall be subject to inspection and whatever tests and pesticide treatment that are required by regulations applicable to the introduction of the species of animals involved. Animals in ~~transmit~~ transit to ports beyond Guam while confined shall be subject to inspection, examination and pesticide treatment as may be prescribed by the Territorial Veterinarian or ~~his~~ an assigned agent.

(b) Animals subject to quarantine. All dogs, cats, and related carnivores shall be quarantined. Animals of other species shall be quarantined and subjected to any tests and treatment deemed necessary by the Territorial Veterinarian or an assigned agent if they show signs of, or have been exposed to, a transmissible disease. In addition, animals may be held in provisional quarantine if all entry requirements have not been complied with. All expenses in association with provisional quarantine shall be borne by the owner, importer or cosignee.

(c) Emergency quarantine declaration. The Director, upon advisement of the Territorial Veterinarian or an assigned agent, may declare emergency quarantine (moratorium) on the importation of animals, animal products, and effects from a foreign country or U.S. State, Territory or Commonwealth in the event of disease outbreak from that foreign country or U.S. State, Territory or Commonwealth.

(e) Disposal of livestock manure under supervision. The manure of all livestock shall be collected under the supervision of an inspector in spill-proof and leak-proof containers from each stall, pen, crate, or other facility in which livestock have been confined enroute and the stall, pen, crate, or other facility thoroughly cleaned and disinfected with an APHIS approved disinfectant. All manure so collected shall be disposed of in a sanitary sewer, sanitary fill, or otherwise as approved by the Territorial Veterinarian or ~~his~~ an assigned agent.

§2104. Importation of Horses and other Equidae. (a)

(1) Are free of ~~extr~~transmissible diseases, or evidence of recent exposure to them;

(b) Post-shipment requirements.

(1) They shall be inspected by the Territorial Veterinarian or ~~his~~ an assigned agent on arrival and treated for external parasites by the owner under the supervision of an inspector.

(2) An indication of transmissible disease at the time of inspection shall be sufficient reason to quarantine any or all of the animals in the shipment at premises approved by the Territorial Veterinarian or an assigned agent. The animals shall not be released for entry into the Territory until the Territorial Veterinarian or an assigned

agent is satisfied that they are free from symptoms of transmissible diseases and external parasites.

§2105. Importation of Cattle. (a)

(2) Have originated in a herd that is not under quarantine for tuberculosis and have ~~not~~ been found negative to an intradermal tuberculin test conducted by an accredited veterinarian within thirty days before shipment;

(b) Post-shipment requirements.

(1) They shall be entered through a port or airport to quarantine facilities approved beforehand by the Territorial Veterinarian or an assigned agent.

(2) They shall be held in the quarantine station to be tested for tuberculosis, brucellosis, anaplasmosis, and any other transmissible disease that the Territorial Veterinarian or an assigned agent may require. While in quarantine, they shall be sprayed or dipped with an approved pesticide.

(3) Animals found to be negative to the testing procedures, are free of external parasites, and show no symptoms of transmissible diseases may be released from the quarantine station under provisional quarantine at premises approved by the Territorial Veterinarian or an assigned agent, during which time they shall be retested for anaplasmosis. The owner, importer, or consignee shall furnish the inspector with a list identifying the premises where each animal in the shipment will be held under provisional quarantine for retest.

§2106. Importation of Sheep. (a)

(2) Have originated in a state or area not under quarantine ~~officially declared to be free of scabies for the twelve-month period preceding date of shipment~~; and

(b) Post-shipment requirements.

(1) They shall be inspected by the Territorial Veterinarian or ~~his~~ an assigned agent before being granted entry into the Territory. Any indication of transmissible disease at the time of inspection shall be sufficient reason to quarantine any or all of the animals in the shipment at premises approved by the Territorial Veterinarian or an assigned agent. The animals shall not be released nor be permitted entry into the Territory until the Territorial Veterinarian or an assigned agent is satisfied that they are free from symptoms of transmissible diseases and external parasites.

§2107. Importation of Goats.

(b) Post-shipment requirements.

(1) They shall be inspected by the Territorial Veterinarian or an assigned agent before being granted entry into the Territory. Any indication of transmissible disease at the time of inspection shall be sufficient reason to quarantine any or all of the animals in the shipment at premises approved by the Territorial Veterinarian or an assigned agent.

The animals shall not be released nor be permitted entry into the Territory until the Territorial Veterinarian or an assigned agent is satisfied that they are free from symptoms of transmissible diseases and external parasites.

§ 2108. Importation of Swine. (a) Pre-shipment requirements. ~~A permit to import shall be obtained in advance of shipment from the Territorial Veterinarian. The permit shall be issued subject to the following:~~

~~(1) Swine imported for breeding purposes shall be consigned to the farm of destination designated on the entry permit and shall be held in isolation quarantine for a period of thirty days, after which they shall be subjected to an additional fifteen days of pen-exposure quarantine with a comparable number of healthy swine raised on the farm of destination.~~

~~(2) The quarantine required under paragraph (1) of this section shall be under the supervision of the Territorial Veterinarian.~~

~~(b) The swine shall be accompanied by an official health certificate issued within fifteen seven days of shipment by an accredited veterinarian and approved by a state or federal veterinarian in the state of origin, certifying that the swine animals described:~~

~~(2) Have originated in a validated brucellosis-free herd or in a herd not under quarantine in a validated free area; Have originated in a herd that is not under quarantine for brucellosis and have been tested by an accredited veterinarian and found to be negative to an APHIS-approved test for brucellosis performed in an official laboratory within thirty days before shipment;~~

~~(3) Having originated in a herd in which there have been no cases of pseudorabies during the twelve-months preceding shipment and have been tested and found negative to the serum neutralization test for pseudorabies conducted by a state, federal, or other USDA-approved laboratory within thirty days before shipment. They shall be retested thirty days after arrival;~~

~~(c)(b) Post-shipment requirements.~~

~~(1) Upon arrival, the swine shall be inspected by the Territorial Veterinarian or his an assigned agent before entry into the Territory. Any indication of transmissible diseases, external parasites, or evidence of exposure to them at the time of inspection shall be sufficient reason to quarantine any or all of the swine in the shipment at premises approved by the Territorial Veterinarian or their agent or to deny entry for any purpose.~~

~~(i) If quarantined, the swine shall not be released nor be permitted entry into the Territory until the Territorial Veterinarian or an assigned agent is satisfied that they are free of transmissible diseases or external parasites.~~

§2109. Importation of Birds Poultry and Hatching Eggs.

(a) Pre-shipment requirements.

(1) Day old poultry (chicks, ducklings, poults, etc.) and hatching eggs. Day-old poultry and hatching eggs shall not be permitted entry into the Territory unless accompanied by a certificate issued by ~~an accredited veterinarian~~ NPIP inspector including the following:

(B) A statement that the day-old poultry or hatching eggs originated in a flock participating in the National Poultry Improvement Plan (NPIP) and having a Pullorum-clean rating in accordance with accepted federal or state standards

~~(C) A statement that the flock of origin has been free from symptoms of transmissible diseases for sixty days before the date of shipment;~~

~~(D) A statement that the day-old poultry have not been vaccinated with a live virus vaccine for any disease and other conditions that are specified by the Territorial Veterinarian.~~

(2) Chickens and turkeys

(C) Declare that the chickens or turkeys have:

(i) Originated in a flock participating in the NPIP and having a rating of Pullorum Typhoid clean in an official national or state plan for the control of diseases of poultry, ~~or have been tested for Pullorum-Typhoid disease with negative results within thirty days before entry;~~

(3) All other birds.* All other birds and poultry other than those described in Subsections (a) and (b) of this Section shall be accompanied by a certificate issued by an accredited veterinarian and approved by a state or federal veterinarian in the state of origin. The health certificate shall:

(B) Declare that the issuing veterinarian has examined the flock of origin and found it to be free of ectoparasites and symptoms of transmissible diseases or evidence of recent exposure to these diseases; ~~and~~

(C) Declare that the birds have not been vaccinated with a live virus vaccine other than for Newcastle disease within the sixty-day period before shipment, and

(D) Declare that the birds have completed a pre-arrival seven day isolation from mosquitoes under the supervision of an accredited veterinarian, except for budgerigars or other birds originating in Hawaii. Birds must enter Guam within 36 hours of completing isolation and be shipped in a mosquito-proof container.

(b) Post-shipment requirements. All poultry and other birds for entry shall be:

(1) Inspected by the Territorial Veterinarian or ~~his~~ an assigned agent. Failure to comply with the applicable requirements of this regulation, or any indication of transmissible diseases or evidence of exposure to them at the time of inspection, shall be sufficient reason to either refuse entry or to place them under provisional quarantine.

(c) Cooked eggs or cooked embryonated eggs ("Baluts") shall be permitted entry provided that the inspector should open an amount equivalent at ten percent (10%) of the total shipment in order to determine if enough cooking has been accomplished. If not, the entire shipment should be denied entry.

* In addition to the health requirements here, the importation of pet birds requires a prior permit from the Territorial Veterinarian or an assigned agent.

§2110. Importation of Non-Domestic Animals. (a) Requirements governing entry.

(2) All animals shall be subject to inspection by the Territorial Veterinarian or ~~his~~ an assigned agent before being granted entry into the Territory. Any indication of transmissible disease shall be sufficient reason to quarantine any or all of the animals in the shipment at premises approved by the Territorial Veterinarian or an assigned agent. The animals shall not be released until the Territorial Veterinarian or an assigned agent is satisfied that they are free from transmissible diseases.

(b) Duty of Chief, Customs and Quarantine. The Chief, Customs and Quarantine shall notify the Territorial Veterinarian or an assigned agent of the arrival of shipments of non-domestic animals.