

NOTICES OF PUBLIC INFORMATION

Notices of Public Information contain corrections that agencies wish to make to their notices of rulemaking; miscellaneous rule-making information that does not fit into any other category of notice; and other types of information required by statute to be published in the *Register*. Because of the variety of material that is contained in a Notice of Public Information, the Office of the Secretary of State has not established a specific format for these notices.

NOTICE OF PUBLIC INFORMATION

DEPARTMENT OF AGRICULTURE ANIMAL SERVICES DIVISION

ADMINISTRATIVE ORDER 03-09: EXOTIC NEWCASTLE DISEASE CALIFORNIA, NEVADA, ARIZONA, AND TEXAS

- 1. Title and its heading:** 3, Agriculture
Chapter and its heading: 2, Department of Agriculture
Animal Services Division
Section numbers: R3-2-602, R3-2-603, R3-2-605, R3-2-606, R3-2-611, R3-2-617,
and R3-2-618
- 2. PURPOSE**
To prevent the spread of exotic Newcastle disease within the state of Arizona.
- 3. AUTHORITY**
A.R.S. § 3-1203(A) General powers and duties; civil penalties
A.R.S. § 3-1205 Control of animal diseases; violation; classification
9 CFR Part 82 Subpart A Exotic Newcastle Disease (“END”)
- 4. APPLICABILITY**
This Order supplements *Arizona Administrative Code*, Title 3, Chapter 2, Article 6, Health Requirements Governing Admission of Animals, and applies to all avian species, commercial traffic originating from a quarantine area in California, Nevada, Arizona, or Texas, and to bird exhibits, shows, auctions, public displays, and competitions in Arizona.
- 5. ORDER**

 - A. Area under quarantine. The area under quarantine includes all counties and portions of counties in California, Nevada, Arizona, and Texas currently declared or in the future declared to be under quarantine for END by those states or by the U.S. Department of Agriculture (“USDA”), Animal and Plant Health Inspection Service (“APHIS”). As of the date of this Order, the following counties are under quarantine:
 1. In California, all of the following counties:
 - a. Imperial County,
 - b. Los Angeles County,
 - c. Orange County,
 - d. Riverside County,
 - e. San Diego County,
 - f. Santa Barbara County,
 - g. San Bernadino County,
 - h. Ventura County, and
 - i. That portion of Kern County listed at 68 FR 26989, May 19, 2003.
 2. In Nevada, that portion of Clark County listed at 68 FR 26988, May 19, 2003.
 3. In Arizona, that portion of La Paz County that lies within the boundaries of the Colorado River Indian Reservation.
 4. In Texas, that portion of El Paso County listed at 68 FR 34781, June 11, 2003.
 - B. Items under restriction. Birds, poultry, poultry waste, vehicles, and materials or used appliances that could transmit END.

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- C. Items not under restriction. Poultry meat products produced under USDA inspection or equivalent Arizona inspection are exempt from the list of items under restriction. Vehicles transporting any poultry meat products are required to be clean of materials that could transport END. Such vehicles exiting California, Nevada, or Texas may be subject to inspection at an Arizona Port-of-Entry.
- D. A live bird of any type, including poultry, may not be moved from an area under quarantine into Arizona, or from or within an Arizona area under quarantine unless permission is granted by the Arizona Department of Agriculture and the bird has been tested according to a protocol established by the USDA.
- E. A dead bird of any type, eggs, material, including poultry waste or used appliances that could transmit END may not be moved from an area under quarantine into Arizona, and such movement from or within an Arizona area under quarantine requires prior authorization from the Arizona Department of Agriculture or the USDA. An exemption is made for:
 - 1. Eggs that meet the requirements of 9 CFR 82.8, including washing, sanitizing, and packing in new material, or
 - 2. Poultry waste that meets the requirements of a USDA-approved protocol.
- F. Equipment used for processing eggs, or for housing, feeding, watering, entertaining, or otherwise caring for birds of any type may only be moved from an area under quarantine if accompanied by a certificate signed by a state, tribal, or federal animal health official stating that the equipment has been cleaned and disinfected according to a protocol established by the USDA.
- G. A commercial vehicle originating from an area under quarantine in:
 - 1. **California or Nevada** that is transporting feed or eggs must stop at an Arizona Port-of-Entry inspection station located in Yuma (I-8), Ehrenberg (I-10), Parker (SR 95), Topock (I-40), or Kingman (US-93 SR 68) and provide the state inspector proof of the cleaning and disinfection of the vehicle, trailer, and packing material performed immediately prior to the loading of the vehicle. This proof must be provided in writing and demonstrate that the cleaning and disinfection was performed according to a protocol established by the USDA. A copy of a compliance agreement between the USDA and an egg processor or feed manufacturer or distributor will satisfy the proof requirement.
 - 2. **Texas** that is transporting feed or eggs must stop at an Arizona Port-of-Entry inspection station located in San Simon (I-10), Duncan (SR 70), Douglas (SR 80), or Sanders (I-40) and provide the state inspector proof of the cleaning and disinfection of the vehicle, trailer, and packing material performed immediately prior to the loading of the vehicle. This proof must be provided in writing and demonstrate that the cleaning and disinfection was performed according to a protocol established by the USDA. A copy of a compliance agreement between the USDA and an egg processor or feed manufacturer or distributor will satisfy the proof requirement.
- H. A vehicle of any type transporting a bird from:
 - 1. **California or Nevada** shall stop at an Arizona Port-of-Entry inspection station located in Yuma (I-8), Ehrenberg (I-10), Parker (SR 95), Topock (I-40), or Kingman (US-93 SR 68) and provide the state inspector an original health certificate issued by an accredited veterinarian within thirty days prior to entry stating the birds are healthy and do not originate from a quarantine area. Photocopies of health certificates must have an original veterinarian signature.
 - 2. **Texas** shall stop at an Arizona Port-of-Entry inspection station located in San Simon (I-10), Duncan (SR 70), Douglas (SR 80), or Sanders (I-40) and provide the state inspector an original health certificate issued by an accredited veterinarian within thirty days prior to entry stating the birds are healthy and do not originate from a quarantine area. Photocopies of health certificates must have an original veterinarian signature.
- I. Poultry or bird events, such as exhibits, shows, auctions, competitions, or other public displays of birds of any type are prohibited in an Arizona county under quarantine.
- J. A promoter of a poultry or bird event in an Arizona county not under quarantine shall immediately inform the State Veterinarian by mail, fax, or e-mail of a scheduled event. The notification shall include the contact name, mailing address, physical location of the event, and daytime telephone number.
- K. Birds from an area under quarantine are not to be included in an event of any type held in an Arizona county not under quarantine. A promoter of an event in an Arizona county not under quarantine shall inform the event participants in writing of this Order, the current quarantine for exotic Newcastle disease, and the risk of introducing that disease into Arizona. The promoter shall require each event participant to attest in writing that they are not in violation of this Order. The signed document shall be forwarded to the State Veterinarian within one week of the conclusion of the event. If a participant advises the promoter that he or she is in violation of the Order, the promoter shall immediately call the office of the State Veterinarian at (602) 542-4293.

6. IMPLEMENTATION

This Order cancels Director's Administrative Order 03-08 and is effective as of June 16, 2003 and remains in effect until cancelled.

NOTICE OF PUBLIC INFORMATION

DEPARTMENT OF ENVIRONMENTAL QUALITY

1. A.R.S. statute and its heading:

A.R.S. § 49-701.01(C), Definition of solid waste; exemptions

2. Public information relating to the listed statute:

This Notice of Public Information provides notice that, in accordance with A.R.S. § 49-701.01(C), the Director has made a site-specific determination to exempt a substance as solid waste. The waste that is exempted is trees damaged by the Rodeo-Chediski wildfire. The site where this substance is exempted is the land within the boundary of the Rodeo-Chediski fire. The time period during which this exemption applies is through July 31, 2004.

3. Name and address of agency personnel with whom persons may communicate regarding the statute:

Name: Peggy J. Guichard-Watters, Manager, Solid Waste Section

Address: Arizona Department of Environmental Quality
1110 W. Washington
Phoenix, AZ 85007-2952

Telephone: (602) 771-4117 or (800) 234-5677, ext. 4117 (toll-free in Arizona)

4. Effective date:

In accordance with A.R.S. § 49-701.01(C)(1), this site-specific determination is effective on the date of the Director's determination which was June 16, 2003.