ARTICLE 48.1-10
POULTRY

Chapter
48.1-10-01 Poultry

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48.1-10-01-01. Importation requirements - Certificate of veterinary inspection - Identification - Exemptions.

1. Poultry imported into the state, must be accompanied by an official certificate of veterinary inspection except:

   a. Poultry consigned to a state or federally inspected slaughtering establishment.

   b. Poultry granted an exception by the board, if in the determination of the state veterinarian the animals are free of contagious or infectious diseases.

   c. Poultry leaving the state for exhibition or competition with a valid certificate of veterinary inspection may return to the state with the same certificate of veterinary inspection if the animal has not been out of the state for more than thirty days.

   d. Other poultry as otherwise provided for by these rules.

   e. Poultry hatching eggs and hatchlings less than five days of age which originate from national poultry improvement plan flocks certified as pullorum and fowl typhoid clean and avian influenza clean which may be imported on an electronic USDA-APHIS-VS Form 9-3 following approval of the hatchery by the state veterinarian.

2. Certificate of veterinary inspection for poultry must include an importation permit number issued by the state veterinarian before entering the state.

3. The state veterinarian may deny a request for an importation permit number if the state veterinarian has information that poultry:

   a. Has not met the disease testing, vaccination, and identification requirements set forth in North Dakota Century Code title 36 or this title, or as otherwise required by the state veterinarian;

   b. Has not met any pre-entry quarantine conditions imposed by law;

   c. Has been exposed to, may have been exposed to, is infected with, or may be infected with any contagious or infectious disease;

   d. Is or may originate from an area or premises under quarantine or other form of official or regulatory action relating to contagious or infectious disease; or

   e. May be a threat to the health and well-being of the human or animal population of the state, or both.

4. Shipping containers of poultry must contain the official form or certificate.

5. In lieu of testing, the following statements, which apply to all poultry entering the state, must be included on the certificate of veterinary inspection and be signed by the accredited veterinarian and the owner or the owner's representative:

   a. Pullorum and fowl typhoid (galliformes):

      "To my knowledge, birds listed herein are not infected with pullorum or fowl typhoid and have not been exposed to birds infected with pullorum or fowl typhoid during the past twelve months."

   b. Exotic Newcastle disease (viscerotropic, velogenic viruses):

      "To my knowledge, birds listed herein are not infected with exotic Newcastle disease or psittacosis and have not been exposed to birds known to be infected with exotic Newcastle disease or psittacosis within the past thirty days."

   c. Avian influenza:

      "To my knowledge, birds listed herein are not infected with avian influenza and have not been exposed to birds known to be infected with avian influenza."

   d. Avian tuberculosis:

      "To my knowledge, birds listed herein are not infected with avian tuberculosis and have not been exposed to birds infected with avian tuberculosis during the last twelve months."

6. No avian species or avian products originating from areas under quarantine for exotic Newcastle disease or avian influenza may be imported, unless approved by the state veterinarian based upon epidemiological evaluation and risk assessment.

7. The state veterinarian may require additional disease testing, treatment, vaccination, or identification if the state veterinarian has reason to believe that other health risks are present.

8. Poultry that is infected, or recently exposed to any contagious or infectious disease, may not be imported into the state.

History: Effective July 1, 2016; amended effective July 1, 2024.
General Authority: NDCC 36-01-08
Law Implemented: NDCC 36-01-08, 36-01-12, 36-14-04.1

48.1-10-01-02. Poultry exhibition.

1. Entries in live domestic bird or wild fowl exhibitions must be accompanied by a declaration or certification from the exhibitor containing the name and address of the owner or exhibitor, and the breed, species, and identification band number of the bird.

2. Diseased birds must be properly segregated and disposed of in a manner prescribed by the state veterinarian.

History: Effective July 1, 2016.
General Authority: NDCC 36-01-08
Law Implemented: NDCC 36-01-08

48.1-10-01-03. Importation disease testing requirements.

Pullorum-typhoid disease.

1. Poultry over four months of age, imported for breeding purposes, must test negative for pullorum-typhoid disease within thirty days prior to entry into the state or originate from qualified flocks, unless originating from a disease-free area as determined by the state veterinarian.

2. Poultry under four months of age and hatching eggs imported or offered for sale in the state must originate from qualified flocks.

3. Pullorum-typhoid testing must be a method prescribed by the national poultry improvement plan and approved by the state veterinarian.

History: Effective July 1, 2016; amended effective July 1, 2024.
General Authority: NDCC 36-01-08
Law Implemented: NDCC 36-01-08, 36-01-12

48.1-10-01-04. Removal or damaging of official identification or bands.

Official identification or bands may not be removed or tampered with without approval by the state veterinarian.

History: Effective July 1, 2016.
General Authority: NDCC 36-01-08
Law Implemented: NDCC 36-01-08