



# Certification Page Regular and Emergency Rules

Revised July 2019

**Emergency Rules** (Complete Sections 1-3 and 5-6)

**Regular Rules**

**1. General Information**

a. Agency/Board Name <b>Livestock Board</b>			
b. Agency/Board Address <b>1934 Wyott Drive</b>		c. City <b>Cheyenne</b>	d. Zip Code <b>82002</b>
e. Name of Agency Liaison <b>Hallie Hasel</b>		f. Agency Liaison Telephone Number <b>307-777-8270</b>	
g. Agency Liaison Email Address <b>hallie.hasel@wyo.gov</b>		h. Adoption Date <b>June 20, 2023</b>	
i. Program <b>General Agency, Board or Commission Rules</b>			

**2. Legislative Enactment** For purposes of this Section 2, "new" only applies to regular (non-emergency) rules promulgated in response to a Wyoming legislative enactment not previously addressed in whole or in part by prior rulemaking and does not include rules adopted in response to a federal mandate.

a. Are these non-emergency or regular rules new as per the above description and the definition of "new" in Chapter 1 of the Rules on Rules?

No.  Yes. If the rules are new, please provide the Chapter Numbers and Years Enacted (e.g. 2015 Session Laws Chapter 154): **2023 Session Laws Chapter 79**

**3. Rule Type and Information** For purposes of this Section 3, "New" means an emergency or regular rule that has never been previously created.

a. Provide the Chapter Number, Title\* and Proposed Action for Each Chapter. Please use the "Additional Rule Information" form to identify additional rule chapters.

Chapter Number: <b>6</b>	Chapter Name: <b>Brucellosis Risk Mitigation Activities and Compensation</b>	<input type="checkbox"/> New <input checked="" type="checkbox"/> Amended <input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
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Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed
Chapter Number:	Chapter Name:	<input type="checkbox"/> New <input type="checkbox"/> Amended <input type="checkbox"/> Repealed

\* If the name of a chapter of rules is changing, please only provide the NEW chapter name on this rules certification form.

**4. Public Notice of Intended Rulemaking**

a. Notice was mailed 45 days in advance to all persons who made a timely request for advance notice.  No.  Yes.  N/A

b. A public hearing was held on the proposed rules.  No.  Yes. Please complete the boxes below.

Date:	Time:	City:	Location:

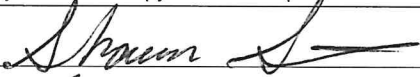
**5. Checklist**

a.  For regular rules, the Statement of Principal Reasons is attached to this Certification and, in compliance with Tri-State Generation and Transmission Association, Inc. v. Environmental Quality Council, 590 P.2d 1324 (Wyo. 1979), includes a brief statement of the substance or terms of the rule and the basis and purpose of the rule

b.  For emergency rules, the Memorandum to the Governor documenting the emergency, which requires promulgation of these rules without providing notice or an opportunity for a public hearing, is attached to this Certification.

**6. Agency/Board Certification**

The undersigned certifies that the foregoing information is correct. By electronically submitting the emergency or regular rules into the Wyoming Administrative Rules System, the undersigned acknowledges that the Registrar of Rules will review the rules as to form and, if approved, the electronic filing system will electronically notify the Governor's Office, Attorney General's Office, and Legislative Service Office of the approval and electronically provide them with a copy of the complete rule packet on the date approved by the Registrar of Rules. The complete rules packet includes this signed certification page; the Statement of Principal Reasons or, if emergency rules, the Memorandum to the Governor documenting the emergency; and a strike and underscore copy and clean copy of each chapter of rules.

Signature of Authorized Individual	
Printed Name of Signatory	Shaun Sims
Signatory Title	Wyoming Livestock Board President
Date of Signature	06-20-2023

**7. Governor's Certification**

I have reviewed these rules and determined that they:

- 1. Are within the scope of the statutory authority delegated to the adopting agency;
- 2. Appear to be within the scope of the legislative purpose of the statutory authority; and, if emergency rules,
- 3. Are necessary and that I concur in the finding that they are an emergency.

Therefore, I approve the same.

Governor's Signature	
Date of Signature	



# Wyoming Livestock Board

"To represent and serve Wyoming's livestock industry through protecting livestock health and verifying livestock ownership."

1934 Wyott Drive, Cheyenne, Wyoming 82002-0051

Phone: (307) 777-7515 ■ Fax: (307) 777-6561 ■ Website: <http://wlsb.state.wy.us>



**Mark Gordon**  
Governor

**Hallie Hasel, DVM-State Veterinarian**

**Steve True**  
Director- Chief Executive  
Officer

## Memorandum

**To:** Honorable Mark Gordon, Governor

**From:** Hallie Hasel, DVM, State Veterinarian

**Date:** June 20, 2023

**Priority:** **High**

**Subject:** Proposed Emergency Rule for Chapter 6 Rules:  
Brucellosis Risk Mitigation Activities and Compensation

Summary:

The Wyoming Livestock Board is proposing to amend its Chapter 6 Rules because SEA No. 41 directs the Board to promulgate rules necessary to implement the act by July 1. The public comment period ended on May 30, 2023, with no public comment received. Due to the difficulties of scheduling Board meetings during the busy spring season to take action on the proposed rules, the regular rulemaking process will not be complete by July 1. Accordingly, the Board is proposing to promulgate the amended version of its Chapter 6 Rules as emergency rules to satisfy that deadline.

**In accordance with the Americans with Disabilities Act, special assistance or alternate formats will be made available for individuals with disabilities upon request in advance of the meeting.**

### Board Members

Shaun Sims  
Evanston  
President

Kirby Camino  
Buffalo  
Vice President

Hugh Hageman  
Fort Laramie

John Eversole  
Rock Springs

Mary Owens  
Casper

Weston Jones  
Thermopolis

Lexie Painter  
Lusk

**Chapter 6**  
**Brucellosis Risk Mitigation Activities and Compensation**

**“Emergency rules are in effect no longer than 120 days after filing with the Registrar of Rules.”**

**Section 1. Authority to Create Rules.** The following rules are promulgated pursuant to Wyoming Statutes §§ 11-19-405 through -407 and 11-18-103(a)(v) and are effective July 1, 2023.

**Section 2. Definitions Used in Rules.**

(a) If a term used in these rules is not defined below, refer to the Board’s Chapter 2 Brucellosis Management and Mitigation rules.

(i) “Adult Brucellosis Vaccination” means the vaccination of female Bovinae over 12 months of age with RB 51 vaccine following the protocol outlined by USDA APHIS.

(ii) “Brucellosis Mitigation Plan” means:

(A) A written document based on a Brucellosis Risk Assessment outlining the practices a Herd owner will utilize to mitigate the risk of Brucellosis exposure to the Herd that is signed by both the Wyoming State Veterinarian and the Herd owner or manager;

(B) A Wyoming State Veterinarian recommendation in writing that spaying heifers, adult vaccination, or both is warranted based on a risk assessment; or

(C) Voluntary surveillance testing deemed appropriate in writing by the Wyoming State Veterinarian.

(iii) “Chapter 2 Rules” means the Board’s Brucellosis Management and Mitigation rules, which establish protocol for vaccination, testing, and response for Brucellosis in Bovinae.

(iv) “Custom Slaughter Establishment” means a slaughter plant where livestock is slaughtered and processed for the owner of the livestock only and the product is not offered for public sale or commercial use.

(v) “Designated Surveillance Area” or “DSA” means that area as defined in the Board’s Chapter 2 Rules.

(vi) “Designated Surveillance Area-Origin Bovinae” or “Bovinae originating within the Designated Surveillance Area” means Bovinae that have moved or will move from a premises located wholly or partially within the defined boundaries of the Designated Surveillance Area.

(vii) “Mandatory Testing” means any Brucellosis testing required by the Board or USDA APHIS.

(viii) “Spaying” means any surgical procedure by which female Bovinae are rendered permanently infertile as certified by a licensed veterinarian.

(ix) “Temporary Surveillance Area” means an area designated by the Board and approved by the Governor as an area where risk of exposure to documented Brucellosis infected wildlife is of concern.

(x) “Temporary Surveillance Area-Origin Bovinae” or “Bovinae originating within a Temporary Surveillance Area” means Bovinae that have moved or will move from a premises located wholly or partially within the defined boundaries of a Temporary Surveillance Area.

(xi) “Testable Sample” means a blood sample, collected using a clean and separate needle, syringe and container, for Brucellosis testing in such condition that the tests conducted will yield valid results, as determined by the serology technicians at the testing laboratory.

(xii) “USDA APHIS” means the United States Department of Agriculture Animal and Plant Health Inspection Service.

**Section 3. Payment Subject to Availability of Funds.** All payments authorized by these rules are contingent upon the availability of funding and will be issued at the sole discretion of the Board. The Wyoming State Veterinarian may, with Board approval, allow payment within statutory limits other than that set by these rules upon written request describing the extenuating circumstances that support payment in excess of the amounts set by these rules.

**Section 4. Compensation for Voluntary Surveillance Testing.**

(a) To be eligible for compensation for voluntary surveillance testing conducted on Bovinae from the Designated Surveillance Area or a Temporary Surveillance Area, the owner or manager for whom testing is performed must have a Brucellosis Mitigation Plan, which must include a determination that voluntary surveillance testing is warranted.

(b) Payments will be made directly to a Category II Accredited Veterinarian and, if applicable, an Approved Livestock Market pursuant to W.S. 11-19-407(c). The Board will make payments upon receipt of official Brucellosis test charts from the testing laboratory.

(i) The compensation rate for voluntary surveillance testing is \$5.00 per head if the animal tested has been within the boundaries of the Designated Surveillance Area or a Temporary Surveillance Area.

(ii) The Board will only pay compensation for Testable Samples that are received at the Wyoming State Veterinary Laboratory or another USDA APHIS approved Brucellosis testing laboratory in properly labeled tubes and with properly completed, legible

USDA APHIS Brucellosis test charts. The reason for the test must be specified on the test chart as “DSA” or “Temporary Surveillance Area.”

#### **Section 5. Compensation for Spaying Heifers.**

(a) To be eligible for compensation for Spaying heifers, the Spaying must be authorized by an Affected Herd Management Plan or a Brucellosis Mitigation Plan. The compensation rate for Spaying heifers is \$6.50 per head. The veterinarian Spaying the heifers shall submit an invoice to the Board listing: (1) the number of heifers Spayed; (2) the ownership of the heifers Spayed; and (3) whether the heifers Spayed are Designated Surveillance Area-Origin Bovinae or Temporary Surveillance Area-Origin Bovinae.

(b) Compensation will be paid only if one or more of the following conditions apply:

(i) The Herd is infected with Brucellosis;

(ii) The Herd is under Quarantine as an adjacent or a contact Herd;

(iii) The risk of exposure or transmission of Brucellosis to the Herd is high due to a documented commingling event during the period of February through June;

(iv) The risk of exposure or transmission of Brucellosis to the Herd is increased due to increased numbers of elk or wild bison in the vicinity of the Herd during the period of February through June; or

(v) There is documentation that the Herd was exposed to an event of abortion or calving by elk or wild bison at any time of year.

#### **Section 6. Compensation for Adult Vaccination of Female Bovinae.**

(a) To be eligible for compensation for Adult Brucellosis Vaccination, the Adult Brucellosis Vaccination must be authorized by a Brucellosis Mitigation Plan.

(b) The compensation rate for Adult Brucellosis Vaccination is \$3.50 per head.

(c) The Board will make payment upon receipt of a properly completed Adult Brucellosis Vaccination certificate and an invoice listing:

(i) The number of Bovinae that received an Adult Brucellosis Vaccination;

and

(ii) The ownership of the Bovinae that received an Adult Brucellosis

Vaccination.

#### **Section 7. Compensation for Mandatory Testing.**

(a) The Board will pay compensation for Mandatory Testing directly to a Category II

Accredited Veterinarian and, if applicable, to an Approved Livestock Market pursuant to W.S. § 11-19-407(c). The Board will make payment upon receipt of official Brucellosis test charts from the testing laboratory.

(b) The Board will only pay compensation for Testable Samples that are received at the Wyoming State Veterinary Laboratory or another USDA APHIS approved Brucellosis testing laboratory in properly labeled tubes and with properly completed, legible USDA APHIS Brucellosis test charts. The reason for the test must be specified on the test chart as “DSA” or “Temporary Surveillance Area.”

(c) An owner or manager is not required to have a Brucellosis Mitigation Plan or a Brucellosis Risk Assessment for the Category II Accredited Veterinarian to be eligible for compensation for Mandatory Testing.

(d) For Mandatory Testing of Test-Eligible Bovinae originating within the Designated Surveillance Area or a Temporary Surveillance Area, the compensation rate is \$5.00 per head tested.

(e) For Mandatory Testing at Approved Livestock Markets of Test-Eligible Bovinae originating within the Designated Surveillance Area or a Temporary Surveillance Area, the compensation rate is \$5.50 per head tested.

(f) If Mandatory Testing of Test-Eligible Bovinae originating within the Designated Surveillance Area or a Temporary Surveillance Area occurs at an Approved Livestock Market and that market supplies labor to move the Bovinae through the alleys and chutes, the Board will pay that market \$2.00 per head tested. If a Category II Accredited Veterinarian supplies this labor, the Category II Accredited Veterinarian will receive this payment in addition to the \$5.50 per head for testing, and the Approved Livestock Market will not receive compensation.

#### **Section 8. Compensation for Testing at Custom Slaughter Establishments.**

(a) For a Custom Slaughter Establishment to be eligible for compensation for Brucellosis testing of Test Eligible Bovinae, it must agree to collect a Testable Sample during the slaughter process and to submit the Testable Sample to the Wyoming State Veterinary Laboratory.

(b) The Board will pay a Custom Slaughter Establishment \$3.50 per head for each slaughtered Test Eligible Bovinae from which the facility collected a Testable Sample if:

(i) The Bovinae Directly Moved to the Custom Slaughter Establishment from the Designated Surveillance Area or a Temporary Surveillance Area; or

(ii) The Bovinae was subject to a Brucellosis Mitigation Plan.

(c) The Board will make payment upon receipt of official Brucellosis test charts from the testing laboratory.

**Chapter 6**  
**Brucellosis Risk Mitigation Activities and Compensation**

**“Emergency rules are in effect no longer than 120 days after filing with the Registrar of Rules.”**

**Section 1. Authority to Create Rules.** The following rules are promulgated pursuant to Wyoming Statutes §§11-19-405 through -407 and 11-18-103(a)(v) and are effective July 1, 2023.

**Section 2. Definitions Used in Rules.**

(a) If a term used in these rules is not defined below, refer to the Board’s Chapter 2 Brucellosis Management and Mitigation rules.

(i) ~~“Adult Brucellosis Vaccination” means the vaccination of female Bovinae over twelve (12) months of age with RB 51 vaccine following the protocol outlined in the current Brucellosis Eradication Uniform Methods and Rules (UMR) or other APHIS directive. by USDA APHIS.~~

(ii) ~~“Brucellosis Area of Concern” means that area as defined in the Board’s Chapter 2 Rules or as amended by a Board order. “Brucellosis Mitigation Plan” means:~~

(A) A written document based on a Brucellosis Risk Assessment outlining the practices a Herd owner will utilize to mitigate the risk of Brucellosis exposure to the Herd that is signed by both the Wyoming State Veterinarian and the Herd owner or manager;

(B) A Wyoming State Veterinarian recommendation in writing that spaying heifers, adult vaccination, or both is warranted based on a risk assessment; or

(C) Voluntary surveillance testing deemed appropriate in writing by the Wyoming State Veterinarian.

(iii) “Chapter 2 Rules” means the Board’s Brucellosis Management and Mitigation rules, which establish protocol for vaccination, testing, and response for Brucellosis in Bovinae.

(iv) “Custom Slaughter Establishment” means a slaughter plant where livestock is slaughtered and processed for the owner of the livestock only and the product is not offered for public sale or commercial use.

(iv) “Designated Surveillance Area” or “DSA” means that area as defined in the Board’s Chapter 2 Rules ~~or as amended by a Board order.~~



(vi) “Designated Surveillance Area-Origin Bovinae” or “Bovinae originating within the Designated Surveillance Area” means Bovinae that have moved or will move from a ~~farm, ranch, or range premises~~ located wholly or partially within the defined boundaries of the Designated Surveillance Area.

(vii) “Mandatory Testing” means any Brucellosis testing required by the Board or USDA APHIS.

(viii) “Spaying” means any surgical procedure by which female Bovinae are rendered permanently infertile as certified by a licensed veterinarian.

~~(ixviii) “Surveillance Testing” means optional testing for Brucellosis other than that testing done to satisfy Chapter 2 Rules test requirements or USDA APHIS test requirements, including testing provided for under the terms of a Brucellosis Mitigation Plan.~~ “Temporary Surveillance Area” means an area designated by the Board and approved by the Governor as an area where risk of exposure to documented Brucellosis infected wildlife is of concern.

(x) “Temporary Surveillance Area-Origin Bovinae” or “Bovinae originating within a Temporary Surveillance Area” means Bovinae that have moved or will move from a premises located wholly or partially within the defined boundaries of a Temporary Surveillance Area.

(xi) “Testable Sample” means a blood sample, collected using a clean and separate needle, syringe and container, for Brucellosis testing ~~that is received at the Wyoming State Veterinary Laboratory or other USDA APHIS approved Brucellosis testing laboratory~~ in such condition that the tests conducted will yield valid results, as determined by the serology technicians at ~~that the testing~~ laboratory.

(xii) “USDA APHIS” means the United States Department of Agriculture, Animal and Plant Health Inspection Service.

**Section 3. Payment Subject to Availability of Funds.** All payments authorized by these rules are contingent upon the availability of funding and will be issued at the sole discretion of the Board. The Wyoming State Veterinarian may, with Board approval, allow payment within statutory limits other than that set by these rules upon written request describing the extenuating circumstances that support payment in excess of the amounts set by these rules.

**Section 4. Compensation for Voluntary Surveillance Testing, ~~Spaying, and Adult Brucellosis Vaccination.~~**

(a) ~~To be eligible for compensation for Surveillance Testing, Spaying, and Adult Brucellosis Vaccination, the owner or manager for whom the services are rendered must have a Brucellosis Mitigation Plan, which must include a Brucellosis Risk Assessment.~~ To be eligible for compensation for voluntary surveillance testing conducted on Bovinae from the Designated Surveillance Area or a Temporary Surveillance Area, the owner or manager for whom testing is

performed must have a Brucellosis Mitigation Plan, which must include a determination that voluntary surveillance testing is warranted.

~~(b) To be eligible for compensation for voluntary Surveillance Testing conducted on Bovinae from a Brucellosis Area of Concern, the owner or manager for whom testing is performed must have a Brucellosis Risk Assessment that determines that voluntary Surveillance Testing is warranted. Payments will be made directly to a Category II Accredited Veterinarian and, if applicable, an Approved Livestock Market pursuant to W.S. 11-19-407 (c). The Board will make payments upon receipt of official Brucellosis test charts from the testing laboratory.~~

~~(c) — Approval from the Wyoming State Veterinarian or his designee is required prior to Spaying or performing Adult Brucellosis Vaccination if compensation is sought pursuant to these rules. A Brucellosis Mitigation Plan is considered prior approval as long as the procedure is specifically listed as a part of the Brucellosis Mitigation Plan.~~

~~(d) — Payments will be made directly to a Category II Accredited Veterinarian and, if applicable, an Approved Livestock Market pursuant to W.S. 11-19-407(e). The Board will make payment upon receipt of a notarized invoice indicating: (1) the number of head tested, Spayed, or Adult Brucellosis Vaccinated; (2) the ownership of the animals tested, Spayed, or Adult Brucellosis Vaccinated; and (3) the location where testing, Spaying, or Adult Brucellosis Vaccinating occurred. Invoice forms may be obtained from the offices of the Board.~~

(i) The compensation rate for voluntary surveillance testing ~~Surveillance Testing~~ is \$5.00 per head if the animal tested has been within the boundaries of the Designated Surveillance Area or a Temporary Surveillance Area. ~~Brucellosis Area of Concern. However, the compensation rate is \$5.50 per head tested for Surveillance Testing at Approved Livestock Markets of Test Eligible Bovinae originating within the Designated Surveillance Area. The Board will only pay compensation for Testable Samples that are received at the Wyoming State Veterinary Laboratory or another USDA APHIS approved Brucellosis testing laboratory in properly labeled tubes and with properly completed, legible APHIS Brucellosis test charts showing the official identification, vaccination status, age, breed, and gender of each animal represented. The reason for the test must be specified on the test chart as “DSA” or “Brucellosis Area of Concern.”~~

(ii) If Surveillance Testing of Test Eligible Bovinae originating within the Designated Surveillance Area occurs at an Approved Livestock Market and that market supplies labor to move the Bovinae through the alleys and chutes, the Board will pay that market \$2.00 per head tested. If a Category II Accredited Veterinarian supplies this labor, the Category II Accredited Veterinarian will receive this payment in addition to the \$5.50 per head for testing, and the Approved Livestock Market will not receive compensation. The Board will only pay compensation for Testable Samples that are received at the Wyoming State Veterinary Laboratory or another USDA APHIS approved Brucellosis testing laboratory in properly labeled tubes and with properly completed, legible USDA APHIS Brucellosis test charts. The reason for the test must be specified on the test chart as “DSA” or “Temporary Surveillance Area.”

(iii) ~~—The compensation rate for Spaying Bovinae originating within the Designated Surveillance Area is \$6.50 per head only if one or more of the following conditions apply:~~

~~(A) —The Herd is infected with Brucellosis;~~

~~(B) —The Herd is under quarantine as an adjacent or a contact Herd;~~

~~(C) —The risk of exposure or transmission of Brucellosis to the Herd is high due to a documented commingling event during the period of February through June;~~

~~(D) —The risk of exposure or transmission of Brucellosis to the Herd is increased due to increased numbers of elk or wild bison in the vicinity of the Herd during the period of February through June; or~~

~~(E) —There is documentation that the Herd was exposed to an event of abortion or calving by elk or wild bison at any time of year.~~

~~(iv) —If a Brucellosis Mitigation Plan allows Adult Brucellosis Vaccination, the compensation rate for Adult Brucellosis Vaccination of female Bovinae within the Designated Surveillance Area or a Brucellosis Area of Concern will be \$3.50 per head.~~

~~(v) —The Wyoming State Veterinarian may, with Board approval, allow payment within statutory limits other than that set by the Board in subsection (d)(i), (iii), or (iv) upon written request describing the extenuating circumstances that support payment in excess of the amounts in (d)(i), (iii), or (iv).~~

## **Section 5. Compensation for Spaying Heifers. Mandatory Testing.**

~~(a) The Board will pay compensation for Mandatory Testing directly to a Category II Accredited Veterinarian and, if applicable, to an Approved Livestock Market pursuant to W.S. 11-19-407(c). The Board will make payment upon receipt of a notarized invoice indicating the number of head tested, the ownership of the animals tested, and the testing location. Invoice forms are available at the offices of the Board. To be eligible for compensation for Spaying heifers, the Spaying must be authorized by an Affected Herd Management Plan or a Brucellosis Mitigation Plan. The compensation rate for Spaying heifers is \$6.50 per head. The veterinarian Spaying the heifers shall submit an invoice to the Board listing: (1) the number of heifers Spayed; (2) the ownership of the heifers Spayed; and (3) whether the heifers Spayed are Designated Surveillance Area-Origin Bovinae or Temporary Surveillance Area-Origin Bovinae.~~

~~(b) The Board will only pay compensation for Testable Samples that are received at the Wyoming State Veterinary Laboratory or another USDA APHIS approved Brucellosis testing laboratory in properly labeled tubes and with properly completed, legible APHIS Brucellosis test charts showing the official identification, vaccination status, age, breed, and gender for each animal represented. The reason for the test must be specified on the test chart as~~

“DSA” or “Brucellosis Area of Concern.” Compensation will be paid only if one or more of the following conditions apply:

~~(c) — An owner or manager is not required to have a Brucellosis Mitigation Plan or a Brucellosis Risk Assessment for the Category II Accredited Veterinarian to be eligible for compensation for Mandatory Testing.~~

~~(d) — The Board will determine the amount paid for Mandatory Testing on a per head basis and will review the payment schedule annually.~~

~~(i) For Mandatory Testing of Test Eligible Bovinae originating within the Designated Surveillance Area, the compensation rate is \$5.00 per head tested. The Herd is infected with Brucellosis;~~

~~(ii) For Mandatory Testing at Approved Livestock Markets of Test Eligible Bovinae originating within the Designated Surveillance Area, the compensation rate is \$5.50 per head tested. The Herd is under Quarantine as an adjacent or a contact Herd;~~

~~(iii) If Mandatory Testing of Test Eligible Bovinae originating within the Designated Surveillance Area occurs at an Approved Livestock Market and that market supplies labor to move the Bovinae through the alleys and chutes, the Board will pay that market \$2.00 per head tested. If a Category II Accredited Veterinarian supplies this labor, the Category II Accredited Veterinarian will receive this payment in addition to the \$5.50 per head for testing, and the Approved Livestock Market will not receive compensation. The risk of exposure or transmission of Brucellosis to the Herd is high due to a documented commingling event during the period of February through June;~~

~~(iv) The Board will pay a Custom Slaughter Facility \$3.50 per head for each slaughtered Bovinae from which the facility collected a Testable Sample. The risk of exposure or transmission of Brucellosis to the Herd is increased due to increased numbers of elk or wild bison in the vicinity of the Herd during the period of February through June; or~~

~~(v) There is documentation that the Herd was exposed to an event of abortion or calving by elk or wild bison at any time of year.~~

~~(e) — The Wyoming State Veterinarian may, with Board approval, allow payment within statutory limits other than those set by the Board in subsection (d)(i) upon written request describing the extenuating circumstances that support payment in excess of the amount specified in (d)(i).~~

## **Section 6. Compensation for Adult Vaccination of Female Bovinae.**

(a) To be eligible for compensation for Adult Brucellosis Vaccination, the Adult Brucellosis Vaccination must be authorized by a Brucellosis Mitigation Plan.

(b) The compensation rate for Adult Brucellosis Vaccination is \$3.50 per head.

(c) The Board will make payment upon receipt of a properly completed Adult Brucellosis Vaccination certificate and an invoice listing:

and (i) The number of Bovinae that received an Adult Brucellosis Vaccination;

(ii) The ownership of the Bovinae that received an Adult Brucellosis Vaccination.

### **Section 7. Compensation for Mandatory Testing.**

(a) The Board will pay compensation for Mandatory Testing directly to a Category II Accredited Veterinarian and, if applicable, to an Approved Livestock Market pursuant to W.S. § 11-19-407(c). ~~The Board will make payment upon receipt of a notarized invoice indicating the number of head tested, the ownership of the animals tested, and the testing location. Invoice forms are available at the offices of the Board.~~ of official Brucellosis test charts from the testing laboratory.

(b) The Board will only pay compensation for Testable Samples that are received at the Wyoming State Veterinary Laboratory or another USDA APHIS approved Brucellosis testing laboratory in properly labeled tubes and with properly completed, legible USDA APHIS Brucellosis-test charts, showing the official identification, vaccination status, age, breed, and gender for each animal represented. The reason for the test must be specified on the test chart as “DSA” or ~~“Brucellosis Area of Concern.”~~ “Temporary Surveillance Area.”

(c) An owner or manager is not required to have a Brucellosis Mitigation Plan or a Brucellosis Risk Assessment for the Category II Accredited Veterinarian to be eligible for compensation for Mandatory Testing.

~~(d) The Board will determine the amount paid for Mandatory Testing on a per head basis and will review the payment schedule annually. For Mandatory Testing of Test-Eligible Bovinae originating within the Designated Surveillance Area or a Temporary Surveillance Area, the compensation rate is \$5.00 per head tested.~~

(e) For Mandatory Testing at Approved Livestock Markets of Test-Eligible Bovinae originating within the Designated Surveillance Area or a Temporary Surveillance Area, the compensation rate is \$5.50 per head tested.

(f) If Mandatory Testing of Test-Eligible Bovinae originating within the Designated Surveillance Area or a Temporary Surveillance Area occurs at an Approved Livestock Market and that market supplies labor to move the Bovinae through the alleys and chutes, the Board will

pay that market \$2.00 per head tested. If a Category II Accredited Veterinarian supplies this labor, the Category II Accredited Veterinarian will receive this payment in addition to the \$5.50 per head for testing, and the Approved Livestock Market will not receive compensation.

**Section 8. Compensation for Testing at Custom Slaughter Establishments.**

(a) For a Custom Slaughter Establishment to be eligible for compensation for Brucellosis testing of Test Eligible Bovinae, it must agree to collect a Testable Sample during the slaughter process and to submit the Testable Sample to the Wyoming State Veterinary Laboratory.

(b) The Board will pay a Custom Slaughter Establishment \$3.50 per head for each slaughtered Test Eligible Bovinae from which the facility collected a Testable Sample if:

(i) The Bovinae Directly Moved to the Custom Slaughter Establishment from the Designated Surveillance Area or a Temporary Surveillance Area; or

(ii) The Bovinae was subject to a Brucellosis Mitigation Plan.

(c) The Board will make payment upon receipt of official Brucellosis test charts from the testing laboratory.