# CHAPTER 2

## ANIMAL DISEASES CONTROL

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NOTE: Rule-making authority cited for formulation of regulations on the Control and Prevention of Animal Diseases Within the Territory of Guam by the Department of Agriculture, 5 GCA §61202.

These Rules and Regulations were filed with the Legislative Secretary on May 7, 1985.

§2100. Definition of Terms. (a) Definitions. Whenever in these regulations the following words, names, or terms are used, they shall be construed, respectively, to mean:

(1) Accredited veterinarian: A veterinarian certified by federal and state animal health authorities to participate in cooperative disease control activities, including execution of health certificates for the interstate movement of animals.

(2) Animals: Wild animals, domestic animals, poultry and other birds, and hatching eggs.

(3) Animal products: Any edible or inedible substance derived in whole or in part from animals.

(4) APHIS: Animal and Plant Health Inspection Service of the United States Department of Agriculture.

(5) Approved disinfectant: A germicidal agent approved for use in a specific territorial-federal animal disease control and eradication program.

(6) Birds: All classes of aves other than poultry.

(7) Beef cattle: Grades, purebreds, and crosses of recognized breeds of cattle used in production of beef.

(8) Carrier: Any ship, vessel, airplane or other conveyance used to transport animals, the master, commanding officer, owner, local manager, or agent.

(9) Chief, Customs and Quarantine Division: Chief of the Customs and Quarantine Division, Department of Commerce.

(10) Dairy cattle: Grades, purebreds and crosses of the recognized breeds of cattle used in the production of milk.

(11) Department: Department of Agriculture, Territory of Guam.

(12) Director: The Director of Agriculture, Government of Guam.

(13) Domestic animals: Horses, mules, asses, cattle, sheep, goats, swine, dogs, cats, poultry and other animals maintained in the domestic state; includes poultry and hatching eggs.

(14) Effects: Ropes, halters, harnesses, buckets, stalls, crates, pens, stables, feed, feed bags and other equipment used to handle, confine, maintain or transport animals.

(15) Exotic diseases: Animal diseases foreign to Guam.

(16) Feral animal: A domestic animal that exists in the wild state; an uncultivated animal of a domestic species.

(17) Garbage: All waste material derived in whole or in part or that has been in contract with fruits, vegetables, meats or other plant or animal material.

(18) Hatching eggs: Poultry eggs used for producing young.

(19) Heifer: A cow that has not had a calf.

(20) Horses: Horses, mules and asses.

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

(22) Inspector: A veterinarian or livestock inspector of the Department of Agriculture.

(23) Interstate: From one state into or through another state.

(24) Livestock: Domestic animals or raised on a farm; does not include dogs and cats.

(25) Licensed veterinarian: A veterinarian having a current, valid license to practice veterinary medicine in the Territory of Guam.

(26) Menagerie: A collection of wild or foreign animals in cages or enclosures, especially for exhibition purposes.

(27) Pathogen: Any organism or material capable of producing disease.

(28) Poultry: Chickens, ducks, turkeys, pigeons, guinea fowl, geese, peafowls, pheasants, and other domestic feathered life; includes hatching eggs.

(29) Premises: Track of land including any building on it.

(30) Provisional quarantine: Temporary or conditional quarantine.

(31) Quarantine: The isolation of an animal on premises or in areas specified by the Territorial Veterinarian; 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.

(32) State: A State, Territory, Common- wealth, the District of Columbia or possession of the United States of America recognized as such by the United States Department of Agriculture.

(33) Swill: Any substance collected for animal food which may contain, in whole or in part, products or by-products of animal origin.

(34) Territorial Veterinarian: A licensed veterinarian in the Department of Agriculture.

(35) Transmissible disease: Any contagious, infectious or communicable disease of animals.

(36) Uniform Methods and Rules: Recommended minimum standards adopted by APHIS for the achievement of goals in territorial-federal animal disease control and eradication programs.

(37) Vaccine: A suspension of attenuated or killed microorganisms such as bacteria and viruses used for the prevention or treatment of infectious diseases.

(38) Veterinary Services: Agency in APHIS, USDA, responsible for federal animal health programs.

(39) Wild animals: Non-domestic animals.

(b) Gender, Plurals, Etc. Unless it shall clearly appear from the context to the contrary.

§2101. Regulatory Jurisdictions. (a) Importation of domestic animals form foreign countries. Importations of domestic animals into the Territory of Guam from foreign countries are subject to the regulations of the Veterinary Services, Animal and Plant Health Inspection Service, United States Department of Agriculture, and the Department of Agriculture, Territory of Guam.

(b) Importation of domestic animals from other U.S. area. Importations of domestic animals into the Territory of Guam from other states and other areas under the jurisdiction or control of the United States requires an entry permit from the Department of Agriculture, Government of Guam.

(c) Importations of animals other than domestic.

(1) Permit required. An entry permit issued by the Director of Agriculture, Government of Guam, importing non-domestic animals into the Territory. 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 under any entry requirements

he may prescribe to prevent introduction of diseases transmissible to domestic animals.

(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 because of the diagnosis there of Exotic Newcastle disease or other highly contagious and deadly disease of birds.

(d) Importation of animal products from foreign countries. Importation of animal products into the Territory of Guam, processed in foreign countries, in any form or state, require an entry permit from the Department of Agriculture, Government of Guam. Such permit shall be requested in advance of importation and shall comply with the regulations of the Veterinary Services, Animal and Plant Health Inspection Service, United States Department of Agriculture. Commercial importation of animal products from foreign countries shall strictly comply with federal regulations. Passengers or crew members arriving in private or commercial carriers shall report any animal product to the Customs and Quarantine Division in the Baggage Declaration and Entry form.

(e) Importation of animal products from a U.S., Territory or Commonwealth. Importation of animal products into the Territory of Guam from a U.S. State, Territory or Commonwealth, in any form or state, will be required to satisfy USDA interstate shipping requirements. These products will not be allowed entry if the carrier or the shipment have landed or moved in transit through a foreign country.

§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 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 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 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.

(c) Emergency quarantine declaration. The Director, upon advisement of the Territorial Veterinarian, 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.

§2103. Landings and Entry into the Territory. (a) Entry into Territory. No animals shall be allowed entry into the Territory unless all pre-entry requirements have been met. Landing or removal of animals from a carrier for purposes of inspection or quarantine shall not constitute entry into the Territory for any purpose whatsoever. No effects of animals, likewise, shall be brought into the Territory unless so authorized by an inspector of the Department of Agriculture.

(b) Reporting on arrival. Carriers transporting animals through any port in Guam, or landing animals at any port within the Territory of Guam, or carrying animals as ship's pets shall, on arrival of the carrier, submit a General Declaration to the Customs and Quarantine Division providing the following information:

(1) Number and kind of animals on board, including those born enroute, giving the names and addresses of the owners, importers, consignors, consignees, and port of origin of the animals; and

(2) Number and kind of animals which have died or have been injured enroute, with the circumstances of the deaths or injuries.

(c) Removal of animals from carrier.

(1) Animals for entry. Animals for entry shall be securely confined on the pier or at the airport in a manner approved by an inspector until movement is authorized by him.

(2) Animals for transit. Animals for transit shall be securely confined on the pier or at the airport in a manner approved by the inspector.

(d) Landing swill. All landing of swill or garbage shall comply with existing federal regulations.

(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 agent.

(f) Responsibility. It shall be the responsibility of carriers arriving in the Territory of Guam and of the local managers or agents of carriers that the provisions of this regulation are strictly complied with.

§2104. Importation of Horses and other Equidae. (a) Preshipment Requirements. They shall be accompanied by a health certificate issued by an accredited veterinarian and approved by a state or federal veterinarian in the state of origin. The certificate shall give a description of each animal, including breed, sex, age and identifying marks, scars, or tattoos, and shall certify that the animals described:

 Are free of extransmissible diseases, or evidence of recent exposure to them;

(2) Have originated in an area in which infectious equine encephalomyelitis has not occurred in the six month period immediately preceding the date of shipment;

(3) Have been inoculated by an accredited veterinarian with one or more doses, as recommended by the manufacturer, or a USDAapproved equine encephalomyelitis vaccine to provide protection against the type or types of equine encephalomyelitis experienced in the area of origin. The date or dates of vaccination shall be stated on the certificate. The animals shall not be eligible for shipment until a minimum period of fifteen days has elapsed following completion of the vaccination procedure;

(4) Have been tested and found negative to the Coggins or other USDA-approved test for Equine Infectious Anemia at a state, federal, or private laboratory accredited by USDA to conduct this test within ninety days before shipment. The results, dates of test, and name of laboratory shall be stated on the certificate; and

(5) Have been completely sponged or sprayed, thoroughly wetting mane and tail, under the supervision of a state, federal, or accredited veterinarian in the state of origin with a one-half of one per cent water solution of malathion wettable powder, or other USDA- approved pesticide within seven days before shipment.

(b) Post-shipment requirements.

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

(2) 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. The animals shall not be released for entry into the Territory until the Territorial Veterinarian is satisfied that they are free from symptoms of transmissible diseases and external parasites.

(3) All expenses in connection with the segregation and treatment, or destruction and disposal of the quarantined animals shall be borne by the owner, importer or consignee.

§2105. Importation of Cattle. (a) Pre-shipment requirements. They shall be accompanied by a health certificate issued by an

accredited veterinarian and approved by a state or federal veterinarian in the state of origin. The health certificate shall give a description of each animal, including age, sex, breed, and either a national uniform ear tag number, individual tattoo, or brand number, and shall certify that the animals described:

(1) Are free from external parasites and symptoms of transmissible diseases or have not had recent exposure to these diseases;

(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;

(3) 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 official test for brucellosis performed in a USDA-approved laboratory within thirty days before shipment;

(4) Have been tested by an accredited veterinarian and found to be free of anaplasmosis by a complement-fixation test performed in a state or federal laboratory within thirty days before shipment; and

(5) Have been dipped or completely sprayed under the supervision of a state, federal, or accredited veterinarian with a one-half of one percent water solution of malathion wettable powder within seven days before shipment or one-half of one percent emulsion concentrate of Ciodrin within forty-eight hours before shipment, or other USDAapproved pesticide.

(b) Post-shipment requirements.

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

(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 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, 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) Pre-shipment requirements. They shall be accompanied by a health certificate issued by an accredited veterinarian and approved by a state or federal veterinarian in the state of origin attesting that the following requirements of this section have been compiled with. The health certificate shall give a description of each animal, including age, sex, breed, and ear tag number, and shall certifythat the animals described:

(1) Have been examined by an accredited veterinarian within seven days before shipment and found to be free from external parasites and symptoms of, or evidence of recent exposure to, bluetongue, Brucella ovis infection, contagious ecthyma, foot-rot, scabies, scrapie, vibrionic abortion, mycotic abortion, or any other transmissible disease of sheep;

(2) Have originated in a state or area officially declared to be free of scabies for the twelve-month period preceding date of shipment; and

(3) Have been dipped or completely sprayed under the supervision of a state, federal, or accredited veterinarian with a one-half of one percent water solution of malathion wettable powder, or other USDAapproved pesticide within seven days before shipment.

(b) Post-shipment requirements.

(1) They shall be inspected by the Territorial Veterinarian or his 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. The animals shall not be

released nor be permitted entry into the Territory until the Territorial Veterinarian is satisfied that they are free from symptoms of transmissible diseases and external parasites.

(2) All expenses in connection with the segregation and treatment or destruction and disposal of the quarantined animals shall be borne by the owner, importer or consignee.

§2107. Importation of Goats. (a) Pre-shipment requirements. They shall be accompanied by a health certificate issued by an accredited veterinarian and approved by a state or federal veterinarian in the state of origin attesting that the following requirements of this section have been complied with. The health certificate shall give a description of each animal, including age, sex, breed, and ear tag or tattoo, and shall certify that the animals described:

(1) Have been examined by an accredited veterinarian within seven days before shipment and found to be free of external parasites, symptoms of transmissible diseases, and evidence of recent exposure to these diseases;

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

(3) 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; and

(4) Have been dipped or completely sprayed under the supervision of a state, federal, accredited veterinarian, or other person authorized by the livestock sanitary official of the state of origin with a one-half of one percent water solution of malathion wettable powder, or other APHIS-approved pesticide within seven days before shipment.

(b) Post-shipment requirements.

(1) They shall be inspected by the Territorial Veterinarian 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.

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

(2) All expenses in connection with the segregation and treatment or destruction and disposal of the quarantined animals shall be borne by the owner, importer or consignee.

§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 days of shipment by an accredited veterinarian and approved by a state or federal veterinarian in the state of origin, certifying that the swine:

(1) Are progeny of and originate in a herd and are not under quarantine for any swine disease;

(2) Have originated in a validated brucellosis-free herd or in a herd not under quarantine in a validated free area;

(3) Have originated in a herd in which there have been no cases of pseudorabies during the twelve-month 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;

(4) Are free of symptoms of transmissible diseases and external parasites;

(5) Have not been fed raw garbage; and

(6) Are identified by a slap brand or ear tag and the identification is recorded or described on the health certificate.

(c) Post-shipment requirements.

(1) Upon arrival, the swine shall be inspected by the Territorial Veterinarian or his 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 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 is satisfied that they are free of transmissible diseases or external parasites.

(2) All expenses in connection with the segregation, treatment, destruction, or disposal of the quarantined swine shall be borne by owner, importer or consignee.

§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 including the following:

(A) A description of the day-old poultry or hatching eggs;

(B) A statement that the day-old poultry or hatching eggs originated in a flock 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. Chickens and turkeys other than day-old chicks or poults shall be accompanied by a certificate issued by an accredited veterinarian and approved by a state or federal veterinary officer in the state of origin. The health certificate shall:

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

(B) Describe the chickens or turkeys, including a list of leg or wing band numbers; and

(C) Declare that the chickens or turkeys have:

(i)Originated in a flock 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;

(ii) Been vaccinated with an APHIS-approved Newcastle disease vaccine not less than thirty days nor more than sixty days before shipment, giving the date of vaccination and the manufacturer's name, serial number, and expiration date of the vaccine used; and

(iii) Not been vaccinated with a live virus vaccine or any disease other than Newcastle disease within sixty days of shipment.

(3) All other birds.\* All 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:

(A) Describe the birds, including leg or wing band numbers and scientific name;

(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.

(4) All shipments shall be in either new containers or in those that have been thoroughly cleaned and disinfected to the satisfaction of the accredited veterinarian issuing the health certificate.

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

(1) Inspected by the Territorial Veterinarian or his 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.

(A) All expenses in connection with the testing, segregation, treatment, destruction, and disposal of the quarantined birds and poultry shall be borne by the owner, importer or consignee.

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

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

(1) A permit for the importation of menagerie and feral animals shall be obtained from the Director in advance of shipment. Application for the permit shall be made in writing to the Director, Department of Agriculture, Government of Guam.

(2) All animals shall be subject to inspection by the Territorial Veterinarian or his 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. The animals shall not be released until the Territorial Veterinarian is satisfied that they are free from transmissible diseases.

(i) All expenses in connection with the segregation and treatment or destruction and disposal of the quarantine animals shall be borne by the owner, importer or consignee.

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

§2111. Importation of Vaccines, Microorganisms, and Parasites. (a) No importation except on written approval. The importation, whether for study or for immunization purposes, of live vaccines and of microorganisms and parasites which are injurious to animals is prohibited except under permit issued by the Territorial Veterinarian. Application for the permit shall be made in advance.

(b) Sale of live vaccines and pathogenic microorganisms within the Territory. Live vaccines and pathogenic microorganisms used for immunizing animals shall be sold by the importer only to veterinarians who are licensed in the Territory of Guam unless authorized otherwise in writing by the Territorial Veterinarian.

§2112. Reporting of Animal Diseases. (a) Department responsibility. The Department of Agriculture shall maintain a list of reportable diseases. This list shall be sent periodically to practicing

veterinarians in the Territory of Guam, together with specific instructions on reporting to the Department.

(b) Practitioner responsibility. Veterinarians practicing in the Territory of Guam shall report all cases of reportable diseases observed in accordance with instructions from Department of Agriculture referred to in Section 1 of this regulation.

§2113. Use of Viable Veterinary Biological Products. (a) Control over use. The Territorial Veterinarian shall have authority to restrict and prescribe the manner of use of any vaccine, virus, or other viable biological product, subject to the direction and control of the Director of Agriculture, whenever in his opinion such action is necessary for the effective control, prevention, and eradication of transmissible diseases among animals.

§2114. Landing, Collection and Processing of Foreign-Origin Swill. (a) Prohibition; exceptions. Except as otherwise provided by these regulations, no swill from any carrier arriving in the Territory of Guam, whether from the United States or from any foreign country, shall be landed in the Territory of Guam.

§2115. Quarantine of Animals and Premises. (a) Quarantine - general. The Territorial Veterinarian is authorized to place a quarantine on any animal, herd, premises, or village whenever in his opinion such action is necessary to prevent the spread of a transmissible disease. No animals shall be removed from or added to such herds, premises, or areas except by permit from the Territorial Veterinarian. The quarantine shall remain in effect until rescinded by him.

(1) A quarantine order shall identify the disease involved, name the class of animals and effects prohibited movement, and delineates the area quarantined.