

(3) The reactor cattle or bison shall not be moved interstate in a means of conveyance containing any animals susceptible to tuberculosis unless all of the animals are being moved directly to slaughter; and

(4) Any person who moves reactor cattle or bison interstate under this paragraph shall plainly write or stamp upon the face of the transportation document the words “Tuberculin Reactor” and the following statement: “This conveyance shall be cleaned and disinfected in accordance with § 77.5(a)(5) of the regulations.”; and

(5) Each means of conveyance in which reactor cattle or bison have been transported interstate under this paragraph shall be cleaned and disinfected by the carrier, in accordance with the provisions of §§ 71.6, 71.7, and 71.10 of this subchapter, under the supervision of an APHIS representative or State representative or an accredited veterinarian or other person designated by the Administrator. If, at the point where the cattle are unloaded, such supervision or proper cleaning and disinfecting facilities are not available, and permission is obtained from an APHIS representative or State representative, the empty means of conveyance may be moved to a location where such supervision and facilities are available for cleaning and disinfecting. Permission shall be granted if such movement does not present a risk of the dissemination of tuberculosis.

(b) *Exposed cattle and bison.* Except for the movement of exposed cattle to a quarantined feedlot in accordance with § 50.16 of this chapter, exposed cattle or exposed bison shall be moved interstate only if they are moved directly to slaughter to an establishment operating in accordance with the Federal Meat Inspection Act (21 U.S.C. 601–695) or to a state inspected slaughtering establishment which has inspection by a state inspector at the time of slaughter and only in accordance with the following conditions:

(1) Exposed cattle and bison must be individually identified by attaching to either ear an approved metal eartag bearing a serial number, and must be:

(i) Branded with the letter “S,” at least 5 by 5 centimeters (2 by 2 inches)

in size, high on the left hip near the tailhead; or

(ii) Accompanied directly to slaughter by an APHIS or State representative; or

(iii) Moved directly to slaughter in vehicles closed with official seals. Such official seals must be applied and removed by an APHIS representative, State representative, accredited veterinarian, or an individual authorized for this purpose by an APHIS representative.

(2) Such exposed cattle or bison shall be moved in accordance with the requirements pertaining to reactor cattle or bison contained in paragraphs (a)(2), (a)(3), and (a)(5) of this section.

(c) *Suspect cattle and bison.* Suspect cattle or bison which have not been retested and found negative from herds in which no reactor cattle or bison have been disclosed on an official tuberculin test, and negative cattle or bison from such herds, shall only be moved interstate if they are moved directly to slaughter to an establishment operating under the provisions of the Federal Meat Inspection Act (21 U.S.C. 601 *et seq.*) or to a State inspected slaughtering establishment which has inspection by a State inspector at the time of slaughter.

(Approved by the Office of Management and Budget under control number 0579–0051)

[43 FR 34431, Aug. 4, 1978, as amended at 51 FR 33736, Sept. 23, 1986; 52 FR 1317, Jan. 13, 1987. Redesignated at 52 FR 39615, Oct. 23, 1987, and amended at 52 FR 39616, Oct. 23, 1987; 54 FR 31165, July 27, 1989; 60 FR 48367, Sept. 19, 1995; 61 FR 25138, May 20, 1996]

§ 77.6 Other movements.

The Administrator may, with the concurrence of the livestock sanitary officials of the State of destination, upon request in specific cases, permit the movement of cattle or bison not otherwise provided for in this part which have not been classified as reactor cattle or bison and are not otherwise known to be affected with tuberculosis, under such conditions as he may prescribe in each specific case to prevent the spread of tuberculosis. The Administrator shall promptly notify

the appropriate livestock sanitary officials of the State of destination of any such action.

[43 FR 34431, Aug. 4, 1978. Redesignated at 52 FR 39615, Oct. 23, 1987, and amended at 52 FR 39616, Oct. 23, 1987; 54 FR 31165, July 27, 1989]

PART 78—BRUCELLOSIS

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AUTHORITY: 21 U.S.C. 111–114a-1, 114g, 115, 117, 120, 121, 123–126, 134b, and 134f; 7 CFR 2.22, 2.80, and 371.2(d).

SOURCE: 51 FR 32580, Sept. 12, 1986, unless otherwise noted.

Subpart A—General Provisions

§ 78.1 Definitions.

The following terms are defined in this section:

- Accredited veterinarian
- Administrator
- Animals
- Animal and Plant Health Inspection Service
- APHIS representative
- Approved brucella vaccine
- Approved individual herd plan
- Approved intermediate handling facility
- Area
- “B” branded
- Boar
- Brucellosis
- Brucellosis exposed
- Brucellosis negative
- Brucellosis reactor
- Brucellosis ring test
- Brucellosis suspect
- Certificate
- Certified brucellosis-free herd
- Class A State or area
- Class B State or area
- Class C State or area
- Class Free State or area
- Complete herd test (CHT)
- Confirmatory test
- Dairy cattle
- Designated epidemiologist
- Directly
- Epidemiologist
- Epidemiology
- Farm of origin
- Feral swine
- Finished fed cattle
- Herd
- Herd blood test
- Herd known to be affected
- Herd not known to be affected
- Herd of origin of swine
- Interstate
- Market cattle identification test cattle
- Market swine test (MST) reactor
- Market swine test swine
- Monitored-negative feral swine population
- Moved
- Moved (movement) in interstate commerce
- Official adult vaccinate