

§ 77.6

(c) To qualify for accredited-free status, a nonmodified accredited State or zone must demonstrate to the Administrator that it has zero percent prevalence of affected cattle and bison herds, has had no findings of tuberculosis in any cattle or bison in the State or zone for the previous 5 years, and complies with the provisions of the "Uniform Methods and Rules—Bovine Tuberculosis Eradication, January 22, 1999 edition," which was incorporated by reference into the Code of Federal Regulations by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51,⁴ except that the requirement of freedom from tuberculosis is 2 years from the depopulation of the last infected herd in States or zones that were previously accredited-free and in which all herds affected with tuberculosis were depopulated.

(d) To qualify for modified accredited status, a nonmodified accredited State or zone must demonstrate that it complies with the provisions of the "Uniform Methods and Rules—Bovine Tuberculosis Eradication," and that tuberculosis has been prevalent in less than 0.01 percent of the total number of herds of cattle and bison in the State or zone for the most recent 2 years, except that the Administrator, upon his or her review, may allow a State or zone with fewer than 30,000 herds to have up to 3 affected herds for each of the most recent 2 years, depending on the veterinary infrastructure, livestock demographics, and tuberculosis control and eradication measures in the State or zone.

[64 FR 58779, Nov. 1, 1999]

§ 77.6 Interstate movement from accredited-free, accredited-free (suspended), and modified accredited States and zones.

Cattle and bison that originate in an accredited-free State or zone, an ac-

⁴Copies may be obtained from the National Animal Health Programs, Veterinary Services, APHIS, 4700 River Road Unit 43, Riverdale, Maryland 20737-1231. You may inspect a copy at the APHIS reading room, room 1141, USDA South Building, 14th Street and Independence Ave., SW., Washington, DC, or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

9 CFR Ch. I (1-1-00 Edition)

credited-free (suspended) State or zone, or a modified accredited State or zone and that are not known to be infected with or exposed to tuberculosis may be moved interstate without restriction.

[64 FR 58779, Nov. 1, 1999]

§ 77.7 Interstate movement from non-modified accredited States and zones.

Cattle or bison that originate in a nonmodified accredited State or zone, and that are not known to be infected with or exposed to tuberculosis, may be moved interstate only under the following conditions:

(a) The cattle or bison are moved interstate 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 that has inspection by a State inspector at the time of slaughter;

(b) If the cattle or bison are steers or spayed heifers, or are officially identified sexually intact heifers moved to an approved feedlot, they must be accompanied by a certificate stating that they have been classified negative to an official tuberculin test that was conducted within 30 days prior to the date of movement. All cattle and bison so moved that are not individually identified by a registration name and number must be individually identified by an APHIS-approved metal eartag or tattoo;

(c) Cattle and bison that are breeding animals from an accredited herd may be moved interstate if they are accompanied by a certificate showing the cattle or bison are from such a herd; or

(d) If the cattle or bison are breeding animals that are not from an accredited herd, they must be accompanied by a certificate stating that they have been classified negative to two official tuberculin tests conducted at least 60 days apart and no more than 6 months apart, with the second test conducted within 30 days prior to the date of movement. All cattle and bison so moved that are not individually identified by a registration name and number must be individually officially identified.

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