

June, 2008

- Second case of brucellosis confirmed

September,
2008

Official downgrade to Class A

May 15, 2009

- BAP implemented

July 10, 2009

- Class Free Status Officially Restored

January 13,
2010

DSA Official Order implemented.

2008-2009 State Import Regulations for Montana Cattle due to Brucellosis case

1. Nebraska (#1 destination for exports to feedlots and for change of pasture)
2. Iowa (#3 feedlots, #4 change of pasture)
3. Colorado (#1 slaughter, #3 feedlots, #5 change of pasture)
4. Wyoming (#2 change of pasture, #7 feedlots)
5. Kansas (#6 feedlots, #6 change of pasture)
6. California
7. Idaho
8. Pennsylvania
9. Washington
10. Wisconsin.

Map of Montana Brucellosis Action Plan Boundaries



Date	Type of Outreach
	Public Meetings
9/21-22/08	Board of Livestock Meeting in Helena
10/1/2008	Brucellosis Action Plan meeting in Sheridan (Dr. Zaluski, Dr. Linfield)
10/4/2008	Young Ag Leaders Conference in Helena (Dr. Zaluski)
11/13/2008	Choteau County Livestock Producers' meeting in Big Sandy
11/17-18/08	Board of Livestock Meeting in Helena
12/4/2008	Presentation at the Montana Woolgrowers meeting (Dr. Zaluski)
12/12/2008	Presentation at the Montana Stockgrowers Association meeting (Dr. Zaluski)
1/13/2009	Broadwater/Gallatin Counties at Headwaters Livestock Market, Three Forks
1/20/2009	Madison County at Ennis Fire Hall
1/21/2009	Park County in Livingston
1/22/2009	Sweet Grass County at the Big Timber Library
1/23/2009	Beaverhead County at the Dillon Fairgrounds
1/28/2009	Stillwater County at the Columbus Fairgrounds
2/2/2009	Carbon County at Bridger Elementary School
6/21-23/09	Booth at the MVMA Summer Meeting in Billings (Dr. Liska)
6/27/2009	MT Livestock Market Association in Bozeman (Dr. Zaluski, Dr. Beaty)
8/1/2009	MT Cattleman's Association meeting in Bozeman (Dr. Liska)
8/4/2009	DSA Concept Meeting in Billings
8/5/2009	DSA Concept Meeting in Bozeman
8/27/2009	Farm Bureau Meeting in Townsend (Dr. Liska)
9/21-22/09	Board of Livestock Meeting in Helena
10/19/2009	Shields Valley Watershed Group in Clyde Park (Dr. Liska)
10/27/2009	Park County Yellowstone Watershed Basin meeting (Dr. Zaluski, Dr. Liska)
11/16/2009	Board of Livestock Meeting in Helena
11/28/2009	Presentation at the Big Horn Livestock Assoc meeting in Hardin (Dr. Liska)
12/5/2009	Presentation at the Montana Woolgrowers Association meeting (Dr. Zaluski)
12/5/2009	Presentation at the Montana Cattlemen's Association Annual Cattle Days (Dr. Zaluski)
12/11/2009	Presentation at the Montana Stockgrowers Association annual convention in Billings (Dr. Zaluski)
12/16/2009	Public meeting to discuss the proposed DSA Official Order in Livingston
12/17/2009	Public meeting to discuss the proposed DSA Official Order in Twin Bridges
12/18/2009	Work group meeting to further discuss proposed DSA Official Order in Helena
1/13/2010	Board of Livestock Meeting in Helena
	Interviews
5/1/2009	Dr. Zaluski and Northern Broadcasting about the BAP
5/7/2009	Dr. Zaluski and Northern Broadcasting about NBEZ
5/27/2009	Dr. Zaluski and Northern Ag Network
	Conference Calls
8/21/2008	GYA surveillance planning
8/26/2008	GYA surveillance planning
9/12/2008	GYA surveillance planning
11/14/2008	GYA surveillance planning
12/3/2009	Work group call to discuss proposed DSA Official Order
	Letters & Memos Sent
5/6/2009	Memo & Posters to Montana District Investigators & Market Supervisors
5/7/2009	Memo to all MT vets (593) & all MT producers (11,338: 2008 per capita list) detailing the BAP
5/28/2009	Reimbursement memo, form & W-9 sent to all MT producers (11,338) & vets (593)
9/24/2009	Memo to all MT veterinarians (593) regarding continued Bruc testing requirements
9/28/2009	Memo to all MT producers (11,331) regarding continued Bruc testing requirements
9/28/2009	Memo to All MT Brand Enforcement Officials regarding continued Bruc testing requirements
11/10/2009	Letter & Survey to Area 1 producers who have not filled out a survey yet (857)
1/19/2010	Letter to all Area 1 producers who no longer have testing requirements (1223)
1/19/2010	Memo to all Area 1 brand inspectors (67)
1/19/2010	Memo to all Area 1 and surrounding county veterinarians (233)
	Press Releases
9/3/2008	USDA downgrades Montana's Brucellosis-Free Status
9/25/2008	MDOL Seeks Public Comment on Draft Brucellosis Action Plan
10/7/2008	State Looking For Brucellosis Task Force Members
10/10/2008	MDOL extends comment period on draft brucellosis plan
11/21/2008	Board of Livestock Approves Revised Brucellosis Action Plan
1/7/2009	Brucellosis Action Plan meeting set for Gallatin County
1/8/2009	Informational Meetings on Brucellosis Action Plan Scheduled
4/30/2009	Brucellosis Action To Take Effect May 15; Testing May Be Required in Seven Counties
5/13/2009	New Brucellosis Testing Requirements Take Effect Friday, May 15
7/17/2009	Montana Moves Forward with Brucellosis Action Plan
7/30/2009	MDOL Seeks Input on Federal Brucellosis Rules
10/7/2009	APHIS Brucellosis Plan Open for Public Comment
10/14/2009	Livestock Producers Reminded of Brucellosis Testing Deadline
11/24/2009	BOL Seeks Public Comment on Proposed Brucellosis Order
12/4/2009	MDOL Announces Outreach Efforts for Brucellosis Comments

DEPARTMENT OF LIVESTOCK
ANIMAL HEALTH DIVISION
OFFICIAL ORDER NO. 10-01-D

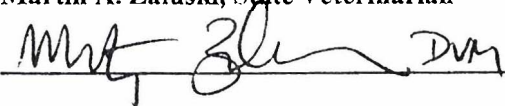
DATE: January 13, 2010

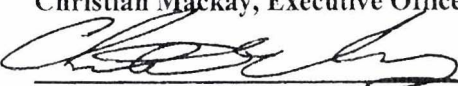
DATE EFFECTIVE: January 13, 2010

DATE OF BOARD APPROVAL: January 13, 2010

SUBJECT: Surveillance Requirements for Brucellosis and Establishing a Designated Surveillance Area

STATUTORY AUTHORIZATION: 81-1-301(1), 81-2-103, 81-2-102(1)(d), Montana Code Annotated § 32.3.103, 32.3.104, 32.3.105, 32.3.111, 32.3.116, Administrative Rules of Montana

ORDERED BY: Martin A. Zaluski, State Veterinarian


REVIEWED BY: Christian Mackay, Executive Officer, Board of Livestock


ORDER

Brucellosis infected wild ungulates including elk and bison pose a real and continuing risk of transmission of *Brucella abortus* to livestock in Montana. Surveillance for brucellosis in livestock in the high risk area has been successful in detecting previous transmissions. It is imperative that surveillance and risk mitigation activities including brucellosis vaccination continue in this area to rapidly detect disease and to enable the continued marketability of Montana's livestock.

I. Livestock producers operating within the counties of Beaverhead, Madison, Gallatin, Park, Sweet Grass, Stillwater and Carbon Counties who have not submitted a Operation Specific Risk Survey to the Montana Department of Livestock or completed a whole herd brucellosis test since January 1, 2009 shall:

- A. Brucellosis test cattle within 30 days prior to change of ownership.
- B. Exceptions/variances:
 - 1. Steers and spayed heifers do not need to be tested.
 - 2. Animals moving to an approved Montana Livestock Market may be tested on arrival.
 - 3. Animals moving directly to slaughter.

II. Livestock producers operating within any part of Beaverhead, Gallatin, Madison or Park Counties shall:

- A. Officially Calvhooed Vaccinate (OCV) all eligible animals (intact, female cattle and domestic bison 4-12 months of age) prior to change of ownership. Unvaccinated OCV eligible animals may:
 - 1. Become official calvhooed vaccinates at ranch of origin, OR
 - 2. Become official calvhooed vaccinates at a Montana approved livestock market, OR

3. Be moved under quarantine to a final destination in Montana and remain under quarantine until officially calfhood vaccinated within thirty (30) days with written approval of the Montana State Veterinarian.
 4. Be sold to a state that accepts non OCV animals
- B. Female cattle or domestic bison that are not OCV eligible may become official adult vaccinates (AV) following a negative brucellosis test with written permission from the Montana State Veterinarian.

III. For Livestock producers in the following geographical area which shall be known as the Designated Surveillance Area (DSA) shown by the map (Appendix A) and described as,

- **Park County** – south of Interstate-90.
- **Gallatin County** – south of Interstate-90 from Park-Gallatin county line to Bozeman, then south of Hwy 84 from Bozeman to Gallatin-Madison County line.
- **Madison County** – south of Hwy 84 from Gallatin-Madison County line to Norris, then east of US Hwy 287 from Norris to Ennis, then south of State Hwy 287 from Ennis to Alder, then east of State Rd 357 (Upper Ruby Road – becomes Forest Route 100) to Madison-Beaverhead county line.
- **Beaverhead County** – from Madison-Beaverhead county line, east of Forest Route 100 (becomes Road 204 - Gravelly Range Road), continuing east of 204 to Stibel Lane (Road 202) - south of State Road 509 (approximately 1 mile), then east of Road 207 running south to the Montana/Idaho border.

The following requirements will apply.

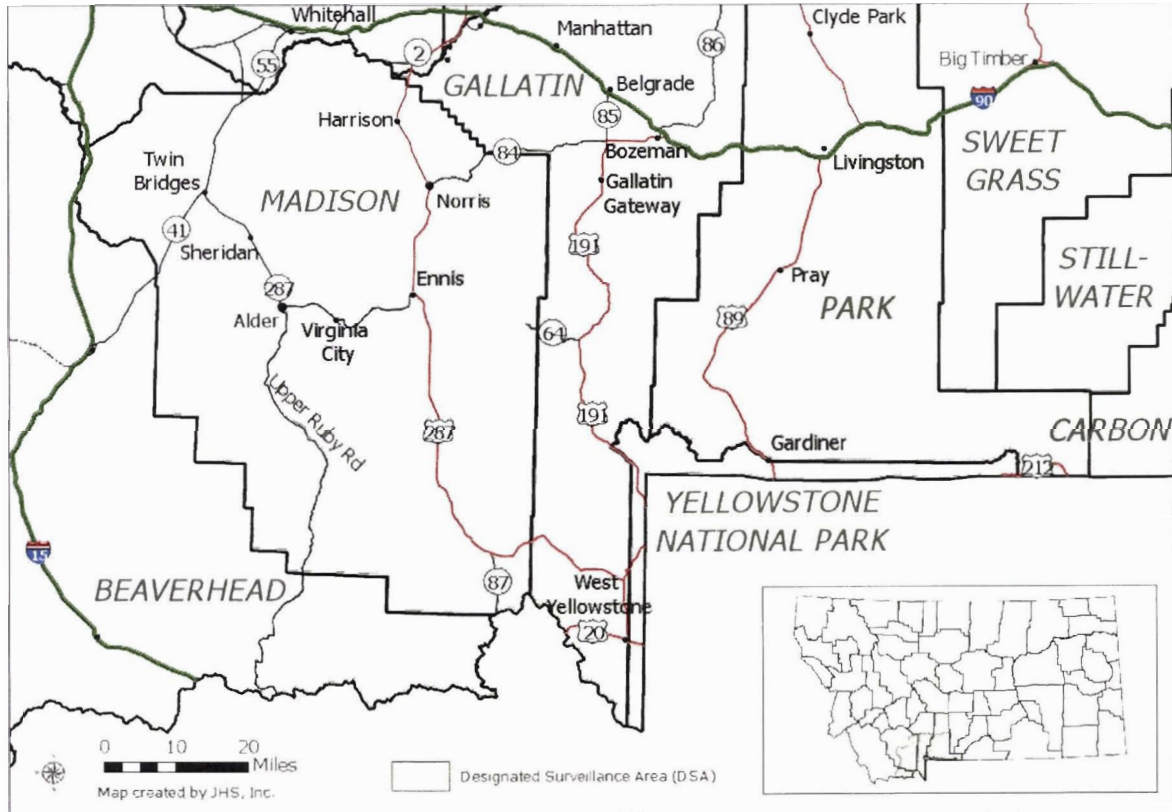
- A. Testing of age eligible animals (12 months or older sexually intact male and female cattle)
1. Annual whole herd brucellosis testing of all sexually intact cattle or domestic bison.
 2. Brucellosis test within 30 days prior to movement out of the DSA.
 3. Brucellosis test within 30 days prior to change of ownership.
 4. Exceptions/variances:
 - a. Steers and spayed heifers do not need to be tested.
 - b. Animals moving to an approved Montana Livestock Market may be tested on arrival.
 - c. Animals moving directly to slaughter.
 - d. Testing completed after July 15th, is accepted until February 15th of the following year (seven months).
 - e. Other variances or exceptions to requirements will be considered on an individual basis by the Montana State Veterinarian or his designee based on an official herd plan.
- B. Individual animal identification
1. Official identification of sexually intact cattle or domestic bison 12 months-of-age and older prior to sale/change of ownership or permanent movement outside DSA.
 2. Identification options
 - a. OCV eartags (orange metal, or orange RFID)
 - b. USDA, or USDA approved eartags (metal clips or RFID) or other identification approved by the state veterinarian.

ADDITIONAL:

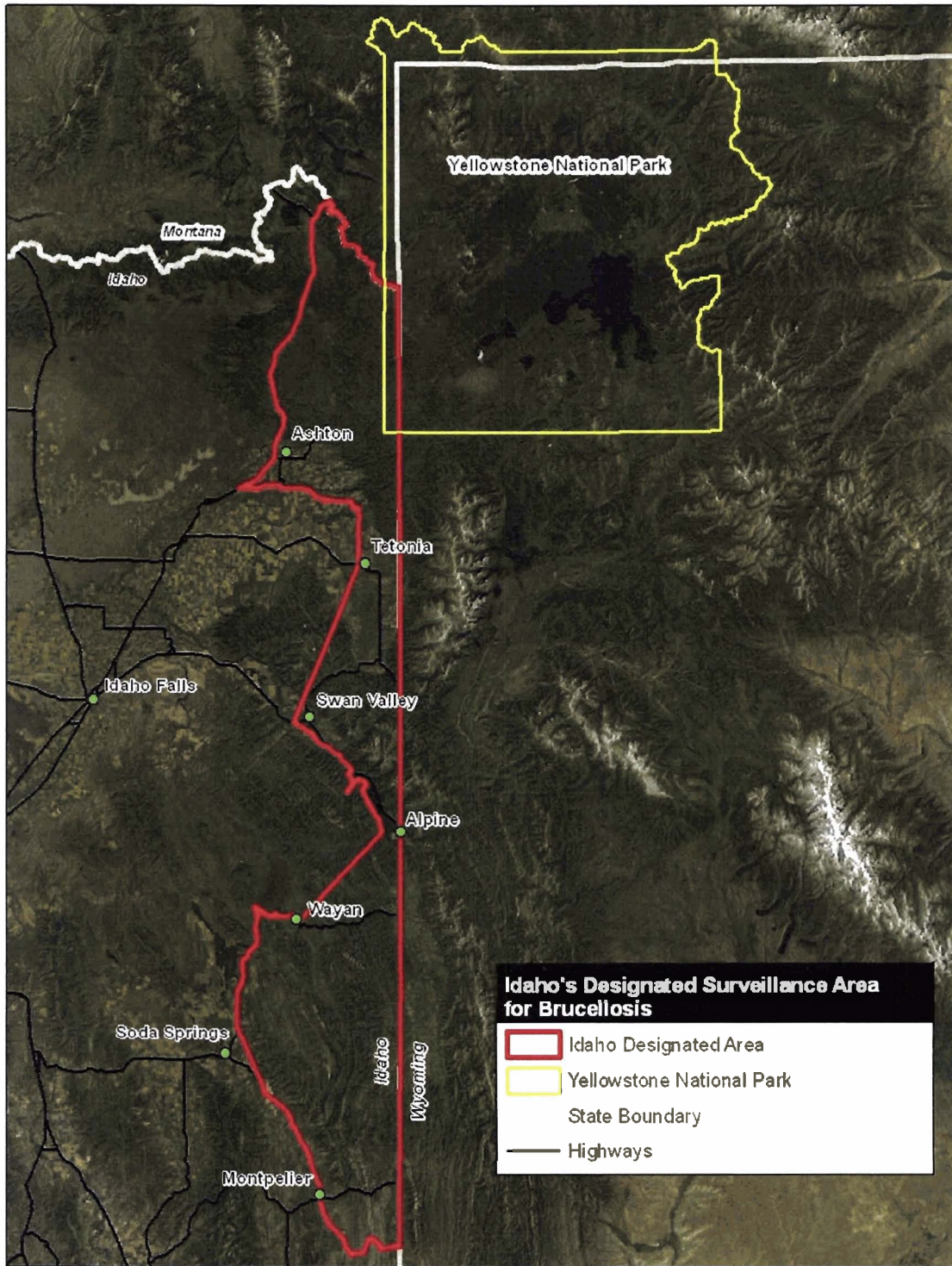
This Official Order:

- Rescinds Official Order 09-01-D; Brucellosis Requirements for Brucellosis Action Plan, and,
- Is subject to annual review by the Montana Board of Livestock.
- Is not valid without signatures of the Executive Officer of the Board of Livestock and the Montana State Veterinarian.

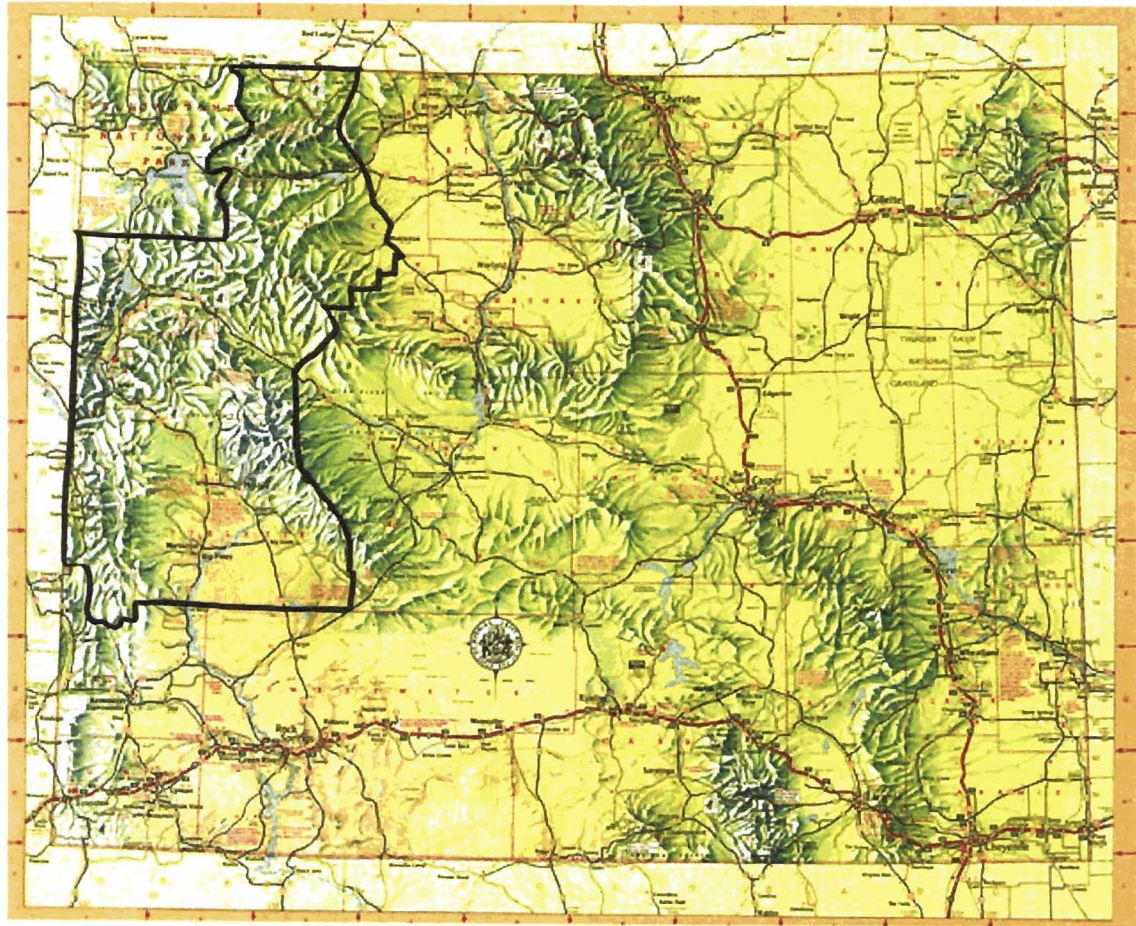
Designated Surveillance Area (DSA)



Idaho Designated Surveillance Area



Wyoming Designated Surveillance Area



32.3.111 EPIZOOTIC AREA

(1) The state veterinarian, upon deciding that there is or may be an outbreak of a disease or condition quarantinable under this subchapter, may declare any area of the state an epizootic area.

(2) No person may remove any animals from an epizootic area or bring any animals into an epizootic area without the permission of the state veterinarian or his authorized agent.

(3) Violation of this rule is punishable by 81-2-112 , MCA and other applicable provision of the MCA.

History: 81-2-102, 81-20-101, MCA; IMP, 81-2-102, 81-20-101, MCA; NEW, 1982 MAR p. 603, Eff. 3/26/82.

32.3.407 DEPARTMENT ORDERED BRUCELLOSIS TESTING OF ANIMALS

(1) The department, at any time, may order the official testing or retesting of animals for the presence of brucellosis if it considers such tests necessary to prevent the introduction or spreading of brucellosis.

(2) Orders to test shall be signed by the state veterinarian or any designated deputy state veterinarian.

(3) The order shall clearly state the number or approximate number and location of the animals.

History: 81-2-102, 81-2-103, MCA; IMP, 81-2-102, 81-2-103, MCA; NEW, 1984 MAR p. 268, Eff. 1/27/84.



The Big Sky Country

COPY

MONTANA HOUSE OF REPRESENTATIVES

REPRESENTATIVE GORDON (GORDY) VANCE
HOUSE DISTRICT 67

HELENA ADDRESS:
CAPITOL BUILDING
PO BOX 200400
HELENA, MONTANA 59620-0400
PHONE: (406) 444-4800

COMMITTEES:
BUSINESS AND LABOR
TRANSPORTATION
LOCAL GOVERNMENT

HOME ADDRESS:
305 STILLWATER AVE.
BOZEMAN, MT 59718
(406) 587-8608

January 9, 2010

TO: Animal Health Division, Department of Livestock and
Members of the Board of Livestock

FROM: Representative Gordon Vance, HD 67 and Vice-Chairman of the
Economic Affairs Interim Committee (EAIC)

To All Concerned;

I am writing to you to respectfully request that you delay the implementation of Order No. 09-02-D. The EAIC will be hearing a presentation regarding this order from the Department of Livestock at our regularly scheduled meeting on January 21, 2010. I am simply asking that you delay implementation of the order until the committee has had an opportunity to hear the presentation and to get answers to any questions the members may have.

Thank you for your thoughtful consideration of this request.

Respectfully,

A handwritten signature in black ink, appearing to read "Gordon Vance", written over a light blue horizontal line.

Representative Gordon Vance, HD 67
Vice-Chair EIAC

STATE OF MONTANA

BRIAN SCHWEITZER, GOVERNOR

DEPARTMENT OF LIVESTOCK

PO BOX 202001
HELENA, MONTANA 59620-2001



DEPARTMENT OF LIVESTOCK (406) 444-7323
EXECUTIVE OFFICE (406) 444-9321
FAX (406) 444-4316

January 15, 2010

Representative Gordon Vance
305 Stillwater Ave.
Bozeman, MT 59718

Dear Representative Vance:

Thank you for your letter to the Board of Livestock on Jan 9th. The board did take it under consideration at its regularly scheduled meeting on January 13. After much deliberation and discussion, the Board of Livestock did implement the Designated Surveillance Area Order No. 10-01-D (was 09-02-D).

Board members heard spirited testimony on both sides of this issue. Proponents included the Montana Stockgrowers Association as well as individual ranchers. Opponents included individual ranchers and commissioners from Gallatin and Park counties. No livestock industry group presented opposition at the meeting.

There were several reasons the board chose not to delay implementation an additional week. This order was available for public comment beginning with the last Board of Livestock meeting on November 16, 2009. The order was discussed at the Montana Stockgrowers Annual Convention, at public meetings in Livingston and Twin Bridges, and at a work group meeting at the Department of Livestock offices in Helena. All of these meetings were publicly noticed. The Board felt this was more than sufficient opportunity for all interested parties to comment.

Additionally, the Board felt it necessary to get an order in place since the Brucellosis Action Plan expired on January 11, 2010. Even in the two day lag period, Animal Health personnel received several inquiries from ranchers and auction markets, wondering when or if new regulations would be in place and what practices should be followed in the meantime. In the Board's best judgment, any further delay would serve to hinder commerce.

The advantage of an official order versus administrative rule is that of flexibility. The state veterinarian and the Board have the ability to amend, replace or rescind this order should an issue come up that needs addressed. This also added to the Board's decision to move forward.

I will be at the Economic Affairs Interim Committee to discuss this issue as well as any others you and the other committee members bring forward.

Sincerely,

A handwritten signature in black ink, appearing to read "Christian Mackay", is written over a light blue horizontal band.

Christian Mackay
Executive Officer
cc. Board of Livestock

Auction Market Numbers

Market	City	Date of Last Sale	Number of head
Public Auction Yards	Billings	1/20/2010	1,145
Billings Livestock Commission	Billings	1/14/2010	3,853
Headwaters Livestock Auction	Three Forks	1/18/2010	384
Montana Livestock Auction	Ramsay	1/19/2010	299