

1 **15A NCAC 10B .0101 is proposed for amendment as follows:**

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3 **15A NCAC 10B .0101 IMPORTATION OF WILD ANIMALS AND BIRDS**

4 (a) Before any live wild bird or wild animal is imported into North Carolina for any purpose, a permit shall be  
5 obtained from the Executive Director of the North Carolina Wildlife Resources Commission authorizing the  
6 importation, using application forms provided by the Commission.

7 (b) ~~No deer, Deer,~~ elk, or other species in the family Cervidae may only be imported into the state of North Carolina  
8 from a herd in which Chronic Wasting Disease (CWD) has not been detected for at least five years and has been  
9 managed using standards equivalent to, or more stringent than, the criteria specified in 15A NCAC 10H .0301 and  
10 15A NCAC 10H .0302. The individual state, Canadian province or country of origin must have CWD monitoring  
11 requirements that are at least as stringent as those described in this Rule, 15A NCAC 10H .0301 and 15A NCAC  
12 10H.0302. The originating individual state's, Canadian province's or country's CWD monitoring program must be  
13 jointly reviewed by Wildlife Resources Commission and Department of Agriculture and Consumer Services  
14 personnel before approval of any importation of cervids into North Carolina. There shall be no importation from  
15 individual states, Canadian provinces or countries in which CWD has been detected, for any purpose until the U.S.  
16 Department of Agriculture (USDA) establishes a Chronic Wasting Disease (CWD) program that includes a test to  
17 detect Chronic Wasting Disease along with requirements for monitoring cervids that shall establish a basis for  
18 determining whether a cervid and any cervid herd or farm on which the tested animal has resided has been free of  
19 CWD for five years, provided that the program, test and monitoring requirements are recommended for application  
20 to wild animals by the Southeastern Cooperative Wildlife Disease Study.

21 (c) Cervids imported into North Carolina shall be individually identified by tags provided by the Wildlife Resources  
22 Commission that shall be affixed by the licensee to each cervid as set forth in these Rules.

23 (d) Waterfowl imported into North Carolina shall be tested as follows:

24 (1) Waterfowl shall be tested for Avian Influenza (AI) and Exotic Newcastle Disease (END) by use of  
25 serological screening methods and according to the following sample sizes:

26 <100 birds - test 95% of source flock or shipment

27 101-200 birds - test 44% of source flock or shipment

28 201-300 birds - test 26% of source flock or shipment

29 301-400 birds - test 18% of source flock or shipment

30 401-500 birds - test 14% of source flock or shipment

31 >500 birds - test 58 individuals from source flock or shipment.

32 (e) (2) Waterfowl that have tested positive in seriological tests shall be tested further by virus  
33 isolation/polymerase-chain-reaction (PCR) tests and identification techniques.

34 (f) (3) Cloacal swabs pooled into groups of no more than five samples for testing shall be used for virus  
35 isolation or PCR tests for AI and END.

36 (g) (4) Final virus isolation/PCR tests that are required because of positive results of serological tests  
37 shall be conducted within 10 days prior to release of birds.

- 1 ~~(4)~~ (5) The Wildlife Resources Commission shall not accept Directigen<sup>®</sup> test results for AI tests on  
2 captive-reared waterfowl.
- 3 ~~(4)~~ (6) Test results shall not be used to accept or reject any individual bird(s) from shipments or flocks  
4 that have positive results on any assay.
- 5 ~~(4)~~ (7) All test results shall be submitted directly from the testing lab to the Wildlife Resources  
6 Commission, Division of Wildlife Management.
- 7 ~~(4)~~ (8) Neither permit nor license shall be issued until tests are negative for AI and END.

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*History Note: Authority G.S. 113-134; 113-274; 113-291.3; 113-292; 106.549-97(b);  
Eff. February 1, 1976;  
Temporary Amendment Eff. October 8, 2002; May 17, 2002;  
Amended Eff. June 1, 2005; August 1, 2004.  
Amended Eff. Apr. 1, 2010*

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