



WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

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Office of West Virginia
Secretary Of State

NOTICE OF RULE MODIFICATION OF A PROPOSED RULE

AGENCY: Agriculture

RULE TYPE: Legislative

TITLE-SERIES: 61-01A

RULE NAME: Feeding of Untreated Garbage to Swine

CITE AUTHORITY: §19-9A-1

The above proposed Legislative rules, following review by the Legislative Rule Making Review Committee, is hereby modified as a result of review and comment by the Legislative Rule Making Review Committee. The attached modifications are filed with the Secretary of State.

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes

Norman Bailey -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.

TITLE 61
LEGISLATIVE RULE
DEPARTMENT OF AGRICULTURE

SERIES 1A
FEEDING OF UNTREATED GARBAGE TO SWINE

¶61-1A-1. General.

1.1. Scope. -- These legislative regulations establish general operating rules and procedures in the Animal Disease Control Division and are established to prevent, suppress, control and eradicate communicable diseases of swine.

1.2. Authority. -- W. Va. Code ¶19-9A-1 et seq.

1.3. Filing Date. -- ~~May 31, 1985.~~

1.4. Effective Date. -- ~~May 31, 1985.~~

1.5. Sunset Date. -- This rule shall terminate and have no further force or effect August 1, ten years from its effective date.

¶61-1A-2. Permit For Feeding Garbage To Swine.

2.1. A person shall not feed garbage to swine until a permit has been secured from the Commissioner and properly posted on the swine feeding premises.

2.2. ~~The~~ There is no fee for a swine garbage feeding permit ~~shall be five dollars (\$5.00).~~

2.3. A permit to feed cooked garbage to swine is not transferrable.

2.4. The Commissioner, after receiving an application for a permit to feed cooked garbage to swine or to renew the permit, may cause an investigation to be made of the garbage feeding premises of the applicant, and all the equipment used for heating and treating garbage, to ascertain whether or not the premises and equipment are suitable and adequate. If it is found that the premises or equipment are inadequate for the heating, treating or feeding of garbage to swine, the Commissioner shall withhold until the applicant has provided adequate facilities.

2.5. The permittee shall keep all premises and equipment that are used for cooking and feeding garbage in a sanitary condition.

¶61-1A-3. Interstate Movement Of Swine Fed Uncooked Garbage.

3.1. Swine shall not be imported into this State that have been fed or have had access to uncooked garbage. All persons, firms, corporations, partnerships or associations, or employees of the same, who operate a public market, concentration point, pickup station or any other kind of business where livestock is bought, sold, traded or received for resale, whether licensed by the Commissioner or not, shall not receive for resale, buy, sell or trade in any manner whatsoever any swine that they have reason to believe have been fed or have had access to uncooked garbage.