



WEST VIRGINIA SECRETARY OF STATE

KRIS 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: 61-01D

RULE NAME: List of Restricted Live, Modified Live and
Killed Vaccines for Animals

CITE AUTHORITY: §19-9-2

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

Amie J Minor -- 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
~~PROCEDURAL RULE~~ LEGISLATIVE RULE
DEPARTMENT OF AGRICULTURE

SERIES 1D
LIST OF RESTRICTED LIVE, MODIFIED LIVE, AND KILLED VACCINES FOR ANIMALS

§61-1D-1. General.

1.1. Scope. -- These ~~procedural~~ regulations establish the annual list of restricted use of live, modified live, and killed vaccines for animals.

1.2. Authority. -- W. Va. Code §19-9-2.

~~1.3. Filing Date. -- Technical Amendment Filed July 28, 2020.~~

1.4. Effective Date. -- ~~May 16, 2005.~~

1.5. Sunset Date. -- This rule shall terminate and have no further force or effect on August 1, 2032.

§61-1D-2. Incorporated by Reference.

2.1. 9 C.F.R. §§ 101.1-124.43 ("Subchapter E: Viruses, Serums, Toxins, and Analogous Products; Organisms and Vectors"), as administered by the U.S. Department of Agriculture's Animal and Plant Health Inspection Service, is hereby incorporated by reference.

§61-1D-23. Restricted Animal Vaccine List.

~~2.1.3.1.~~ Brucella vaccine may be used only by licensed and accredited veterinarians.

~~2.2.3.2.~~ Vaccines for Johne's disease, pseudorabies, bluetongue, avian influenza, laryngotracheitis (poultry) and anthrax shall not be used by anyone unless or until written authority for such use is granted by the Commissioner.

~~2.3.3.3.~~ No person may sell rabies vaccine to anyone other than a licensed veterinarian, ~~a~~ or person authorized by a county commission to conduct rabies clinics, or an establishment that legally sells ~~such~~ rabies vaccines to such persons licensed or authorized to use such preparations.