

**Proposed**

Department of Agriculture, Division of Animal Health  
Notice of Hearing on Proposed  
Administrative Regulations, Statewide

A public hearing will be conducted at 10:00 a.m., Wednesday, July 6, 2016, in the 1<sup>st</sup> floor meeting room 124 of the Kansas Department of Agriculture, 1320 Research Park Dr., Manhattan, Kansas, to consider the adoption of proposed regulations.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Agriculture, 1320 Research Park Dr., Manhattan, Kansas, 66502, or by e-mail at [ronda.hutton@kda.ks.gov](mailto:ronda.hutton@kda.ks.gov). All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes. These regulations are proposed for adoption on a permanent basis. A summary of the proposed regulations and their economic impact follows:

K.A.R. 9-27-1 relates to the designation of certain infectious or contagious diseases of animals in Kansas as reportable. Diseases designated as reportable in this list are to be immediately reported to the animal health commissioner.

**Economic Impact Statement:**

The regulation change was requested to update the list of reportable animal diseases in Kansas to better line up with federal list of reportable diseases. The federal list of reportable animal diseases has had several updates since this regulation was last updated in Kansas. Any confirmation of diseases on this list are reported to the federal level as most of the diseases are required to be reported by all OIE Member Countries.

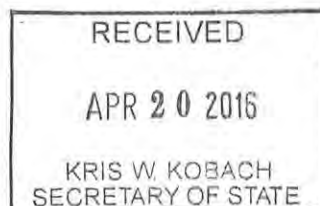
There will be minimal to no costs associated with updating the list of reportable animal diseases. The Kansas Department of Agriculture will be required to respond to any reports of diseases on the list. Costs incurred would initially include travel to location of any suspect animals, and any shipping costs to get samples to the appropriate laboratory. Further costs may be incurred upon a positive diagnosis. These may be associated with the activities including eradication of the disease, surveillance for further spread, cleaning and disinfection, and recovery. Some of these costs will be shared or reimbursed by the United States Department of Agriculture.

Significant costs may be incurred by a private business or individual if there is a positive diagnosis of a reportable disease. This may include eradication of infected animals/herd/flock, cleaning and disinfection, restocking, and any down time as a result of these processes. Some of these costs may be eligible for indemnity either through state or federal funds.

No alternative methods were considered because of minimal impact to the agency and other governmental agencies. No significant impacts (neither beneficial nor degrading) could be identified should the proposed changes be adopted.

Any individual with a disability may request accommodations in order to participate in the public hearing and may request the proposed regulations and impact statements in an accessible format. Requests for accommodations should be made at least five working days in advance of the hearing by contacting Ronda Hutton at (785) 564-6715 or fax (785) 564-6777. Handicapped parking is located on the west side of the building located at 1320 Research Park Drive, Manhattan, and the west entrance to the building is accessible to individuals with disabilities.

Copies of the regulations and their economic impact statements may be obtained by contacting the Department of Agriculture, Ronda M. Hutton, 1320 Research Park Drive, Manhattan, KS 66502 or (785) 564-6715 or by accessing the department's Web site at [agriculture.ks.gov](http://agriculture.ks.gov). Comments may also be made through our website under the proposed regulation.



Jackie McClaskey  
Secretary  
Kansas Department of Agriculture

**K.A.R. 9-27-1. Designation of infectious or contagious diseases.** The following diseases shall be designated as reportable infectious or contagious animal diseases and shall be reported in accordance with K.S.A. 47-622, and amendments thereto:

- (a) Anthrax;
- (b) all species of brucellosis;
- (c) equine infectious anemia;
- (d) classical swine fever, which is also known as hog cholera;
- (e) pseudorabies;
- (f) psoroptic mange;
- (g) rabies;
- (h) tuberculosis;
- (i) vesicular stomatitis;
- (j) avian influenza;
- (k) pullorum;
- (l) fowl typhoid;
- (m) psittacosis;
- (n) viscerotropic velogenic Newcastle disease, which is also known as exotic Newcastle disease;
- (o) foot-and-mouth disease;
- (p) rinderpest;
- (q) African swine fever;
- (r) piroplasmosis;

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- (s) vesicular exanthema;
- (t) Johne's disease;
- (u) scabies;
- (v) scrapie;
- (w) bovine leukosis;
- (x) other diseases that the livestock commissioner determines to be immediately reportable due to an animal health emergency situation; and
- (y) trichomoniasis;
- (x) equine herpesvirus myeloencephalopathy;
- (y) western equine encephalomyelitis;
- (z) eastern equine encephalomyelitis;
- (aa) Venezuelan equine encephalomyelitis;
- (bb) West Nile virus;
- (cc) bovine spongiform encephalopathy;
- (dd) chronic wasting disease; and
- (ee) any other diseases that the animal health commissioner determines to be immediately reportable due to an animal health emergency situation. (Authorized by K.S.A. 2015 Supp. 47-610 and 47-1832; implementing K.S.A. 2015 Supp. 47-610 and 47-622; effective Jan. 23, 1998; amended Sept. 24, 2010; amended P-\_\_\_\_\_.)

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**KANSAS DEPARTMENT OF AGRICULTURE  
IMPACT STATEMENT  
Amended Regulations  
K.A.R. 9-27-1. Designation of infectious or contagious diseases**

**I. Summary of Proposed Regulation, Including Its Purpose.**

K.A.R. 9-27-1 relates to the designation of certain infectious or contagious diseases of animals in Kansas as reportable. Diseases designated as reportable in this list are to be immediately reported to the animal health commissioner.

**II. Reason Or Reasons The Proposed Regulation Is Required, Including Whether Or Not The Regulation Is Mandated By Federal Law.**

The regulation change was requested to update the list of reportable animal diseases in Kansas to better line up with federal list of reportable diseases. The federal list of reportable animal diseases has had several updates since this regulation was last updated in Kansas. Any confirmation of diseases on this list are reported to the federal level as most of the diseases are required to be reported by all OIE Member Countries.

**III. Anticipated Economic Impact Upon The Kansas Department Of Agriculture.**

There will be minimal to no costs associated with updating the list of reportable animal diseases. The Kansas Department of Agriculture will be required to respond to any reports of diseases on the list. Costs incurred would initially include travel to location of any suspect animals, and any shipping costs to get samples to the appropriate laboratory. Further costs may be incurred upon a positive diagnosis. These may be associated with the activities including eradication of the disease, surveillance for further spread, cleaning and disinfection, and recovery. Some of these costs will be shared or reimbursed by the United States Department of Agriculture.

**IV. Anticipated Financial Impact Upon Other Governmental Agencies And Upon Private Business Or Individuals.**

Significant costs may be incurred by a private business or individual if there is a positive diagnosis of a reportable disease. This may include eradication of infected animals/herd/flock, cleaning and disinfection, restocking, and any down time as a result of these processes. Some of these costs may be eligible for indemnity either through state or federal funds.

**V. Less Costly or Intrusive Methods That Were Considered, But Rejected, And The Reason For Rejection.**

No alternative methods were considered because of minimal impact to the agency and other governmental agencies.

**VI. Environmental Impact**

No significant impacts (neither beneficial nor degrading) could be identified should the proposed changes be adopted.

