

Rules and Regulations of the Department of Agriculture and Markets

(Title 1 of the Official Compilation of New York Codes Rules and Regulations)

PART 350 STANDARDS FOR CONDUCT OF FAIRS

Section

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§ 350.1 **Fair sponsor;** definition. For purposes of this Part a fair sponsor shall mean any organization that receives money from the State for the promotion of agriculture and domestic arts pursuant to Article 24 of the Agriculture and Markets Law.

§ 350.2 **No fee for 4-H, F.F.A., junior fair or school department exhibits.** No entry fee shall be charged for 4-H Club, F.F.A. and junior fair exhibits entered for competition in their own classes, or for entries in the school department.

§ 350.3 **Prompt, full payment of premiums.** All premiums advertised and awarded must be paid promptly and in full, without deduction in the guise of donations or otherwise, Notwithstanding any statements to the contrary or in modification thereof announced
Or stated in the premium book.

§ 350.4 **No premium for unworthy exhibit.** No premium should be awarded by any judge or paid by any fair sponsor for an unworthy exhibit.

§ 350.6 **No exhibits by judges in departments they oversee.** No judges shall be permitted to enter exhibits in competition for premiums in the department with which they are connected.

§ 350.7 **Exhibits to be plainly labeled.** All exhibits must be plainly labeled so that the full significance of the exhibits will be made clear.

§ 350.8 **Re-exhibition in domestic department.** No article shall be exhibited in the domestic department if it has been previously exhibited therein, unless permitted by official action of the board of directors of the fair sponsor.

§ 350.9 **Ownership of exhibits entered in fairs and shows.**

- All exhibits shall be entered in the name of the exhibit owner; provided, however, that any animal exhibit entered in a youth fair, youth exhibition, or 4-H show or exhibition may be entered in the name of the exhibitor.
- Exhibits shall have been owned by the exhibitor for a period of at least 30 days prior to entry of the exhibit; provided, however, that any animal exhibit entered in a youth fair, youth exhibition or 4-H show or exhibition shall have been in the care of the exhibitor for a period of at least 60 days prior to entry of the exhibit.
- Proof of ownership of any exhibit shall be provided by the exhibitor, upon request, to the fair sponsor.
- The fair sponsor may limit the number of breeds shown by any exhibitor.



Agriculture and Markets

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FAIR ANIMAL HEALTH REQUIREMENTS

**Animal Health Requirements For Admission to New York State and County Fairs
(Part 351 of NYS Agriculture and Markets Regulations)**

www.agriculture.ny.gov/animals (AI-202 -2021)

ANIMAL HEALTH REQUIREMENTS FOR ADMISSION TO NEW YORK STATE AND COUNTY FAIRS

(Part 351 of NYS Agriculture and Markets Regulations)

*NYS Department of Agriculture and Markets/Division of Animal Industry 10B Airline Drive, Albany, NY
12235 518-457-3502 www.agriculture.ny.gov/animals*

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(AI-202 -2021)

Fair Animal Health Requirements

GENERAL PROHIBITIONS AND REQUIREMENTS

- No person shall bring or have present an animal on the fairgrounds during a fair which is not qualified under NYS regulations.
- No person shall present an interstate or intrastate certificate of veterinary inspection that has been altered by anyone other than the issuing veterinarian.
- Animals demonstrating clinical signs or other evidence of infectious, contagious or communicable diseases shall not be allowed on the fairgrounds during a fair.
- Representatives of the Commissioner may deny admission to or require removal from the fair premises, or

require the segregation of any animal showing signs of or exposed to any infectious, contagious or communicable disease. **NOTE: The fair board of directors** has the authority to reject unworthy or unsightly exhibits for reasons other than infectious, contagious or communicable disease (Part 350.10). The state veterinarian or animal health inspector will bring questionable exhibits to the attention of the fair board.

- All animals presented that originate from a location other than New York shall meet all New York State importation regulations appropriate to the species in addition to the fair animal health requirements.

CERTIFICATES OF VETERINARY INSPECTION (CVI)

(AI-202 -2021)

- Cattle, sheep, goats, swine, llamas, alpacas, deer, and misc. ruminants, require a **valid CVI** to enter the fairgrounds.
- The CVI must be issued by a Category 2 accredited veterinarian.
- All animals must be officially identified. **ALL MANMADE ID MUST BE RECORDED**. Note that there are **new animal identification requirements for cattle and swine**. Refer to Animal Identification section below for more information.
- Only one species is allowed per CVI certificate.
- The type and duration of certificate required depends on the origin of the livestock.

NEW YORK ORIGIN LIVESTOCK:

- A valid intrastate CVI (AI-61) is required.
- Each animal must be individually identified on the CVI (see below).
- The CVI must be issued **on or after May 1** of the current year.

OUT OF STATE ORIGIN LIVESTOCK:

- All animals **entering New York State** must satisfy import health and test requirements for that species and be accompanied by a valid interstate CVI.
- The **Interstate CVI is valid for 30 days from the date of CVI inspection**. During the fair season (**July 1 through Labor Day**) valid CVI's can be used multiple times for entrance into fairs. The initial entrance into a fair must be within 30 days of the date of CVI inspection. In order for the CVI to be used for a later fair, it must be dated and initialed by a state official noting the location of the initial fair. All documentation must accompany the animals. Animals not meeting the interstate and/or fair requirements will not be allowed on the grounds. Individual ID is required on all animals. Animals with incomplete or illegible ID will be rejected. Where rabies vaccination is required, the information can be included on the health certificate.

Questions regarding import requirements should be directed to the Division of Animal Industry at 518-457-3971, or at the division's import/export homepage: <http://www.agriculture.ny.gov/animals-import-export>

ANIMAL IDENTIFICATION:

- **ALL MANMADE ID MUST BE RECORDED**
- **Cattle** must be identified by an official USDA approved eartag. Radio frequency identification (RFID) ear tag, commonly referred to as an "840 RFID tags are strongly recommended.
- **Sheep and goats** must be identified by an official scrapie identification (see sheep and goats section).
- **Swine** must be identified by an official USDA approved ear tag. Radio frequency identification (RFID) eartag, commonly referred to as an "840 RFID tags" are strongly recommended.
Nursing piglets do not have to be individually identified if the sow is correctly identified on the CVI and the number of piglets in the litter is noted on the CVI.
- **Deer/elk** must be identified by USDA approved official ear tag.
- **Llamas and alpacas** must be identified by official ear tag or microchip.
- **Misc. ruminants** must be identified by unique ear tag or microchip.
- A complete written description is sufficient identification for horses entering New York accompanied by a CVI. The description must match the EIA test record. Horse sketches and descriptions should reference color pattern, hair whorls, chestnuts, scars and other markings as necessary to uniquely identify the horse. Tattoos and microchips if any should be included. "Bay, no markings" is not an acceptable description for a CVI or EIA test record.

- **NOTE:** If you are exhibiting animals identified by microchip a working reader must be supplied by the exhibitor.
- For questions on animal identification please contact your veterinarian or 518-457-3502.

RABIES VACCINATION

- Rabies vaccination is required for all species for which there is a USDA licensed vaccine available (cattle, horses, sheep, dog, cat, ferret) and that are 4 months of age or older on the date of admission to the fair.
 - ✓ For most rabies vaccines, the earliest age allowable for primary vaccination is 3 months. Animals that are vaccinated prior to 3 months of age will need to be re-vaccinated according to label before entering the fairgrounds.
- Vaccine must have been administered within the past 12 months. The exception is Imrab LA vaccine used in sheep which protects for 3 years after the second annual vaccination (consult your veterinarian).
- The rabies vaccination requirement **must be met on the day of admission** even if the animal was previously admitted to a fair when too young to vaccinate.
- **NOTE:** (Individual fairs can require animals for which there is no approved rabies vaccine to be vaccinated for rabies). The requirements outlined above would apply. The fair is responsible for notifying exhibitors. **The NYS Fair requires** rabies vaccination for all livestock species entering the grounds.

ACCEPTABLE PROOF OF RABIES VACCINATION:

- Acceptable proof of rabies vaccination **must include** a signed written statement from the veterinarian administering the vaccine or a valid certificate of veterinary inspection that has the vaccination listed and is signed by the Category 2 accredited veterinarian.
- Acceptable proof of rabies vaccination must include the name of the product used, the date of administration and the duration of immunity if longer than one year.
- If the statement of **rabies vaccination is included on an EIA test record**, it must be **signed separately in addition** to the required EIA test record signature.
- **NOTE: RABIES TITERS are not acceptable proof of rabies protection and cannot be used to meet entry requirements.**
- Acceptable proof of vaccination for dogs is a valid vaccination certificate or a copy of the dog license that contains the rabies vaccination information.
- **BVD-PI TESTING:** All cattle, llamas and alpacas exhibited at NY county fairs or the State Fair must be negative to an approved test appropriate to detect Bovine Viral Diarrhea persistent infection (BVD-PI). The testing veterinarian is responsible to make sure the proper test is conducted. This is a once in a lifetime test that must be reported on the required certificate of veterinary inspection. The issuing veterinarian is responsible for verifying the validity of the test, the identification of the animal and recording the test date on the CVI. If a previous test is not verifiable the test must be repeated.
- **CLEANING AND DISINFECTION:** All buildings on the fairgrounds housing animals must be cleaned and disinfected prior to the opening of the fair and between groups of animals when housing is rotated (Section 50.2 of Agriculture and Market regulations).
- **ANIMAL DEATHS:** Occasionally animal deaths occur at a fair. If a death occurs it must be reported to the state veterinarian in charge as soon as possible for review. The animal must be promptly removed from the public exhibit area to a secure location and held for the veterinarian prior to disposal.
- **CALVING, KIDDING AND LAMBING:** Any cattle, goats, or sheep that calve, kid or lamb while at a county fair or the State Fair will be ordered removed from the fairgrounds along with their offspring, unless the animals are part of a birthing demonstration.
- **COMMINGLING OF SHEEP AND CATTLE:** Due to the potential spread of malignant catarrhal fever from sheep to cattle, it is strongly recommended that cattle be kept separate from sheep.
- **COMMINGLING OF SWINE AND POULTRY:** Due to the potential spread of influenza viruses it is recommended that swine and poultry be housed in separate locations.

- **ISOLATION ON RETURNING HOME:** The owner or custodian shall keep show animals biologically separate from the herd or flock for a period of at least two weeks after returning to the premises of origin. If any illness is noted in the exhibition animals the owner should contact their veterinarian immediately.



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INDIVIDUAL SPECIES REQUIREMENTS AI-202 (2021)

HORSES:

- Certificate of Veterinary Inspection (CVI) is not required for New York origin horses. CVI is required for imported horses. Extended Equine CVIs (EECVIs) are acceptable. For more information on EECVIs visit<http://www.globalvetlink.com>.
- Negative Equine Infectious Anemia (EIA) test is required for all horses 6 months of age or older. The horse must be accompanied by a valid negative EIA test record. The sample collection for the qualifying EIA test must have been **on or after January 1, 2020** for New York origin horses. For imported horses, the EIA test must have been conducted within 12-months prior to entry.
- The EIA test certificate must include a complete description of the horse.
- Rabies vaccination is required for all horses **4 months of age** or older (see above).

CATTLE:

- Certificate of Veterinary Inspection with animals properly identified (see Animal Identification section above).
- Rabies vaccination is required for all cattle **4 months of age** or older (see above).
- All cattle must be negative to an approved test appropriate to detect Bovine Viral Diarrhea persistent infection (BVD-PI). The date and results of the testing **must be noted on the certificate** of veterinary inspection.
- All cattle must be vaccinated against bovine respiratory disease complex including bovine respiratory syncytial virus, bovine virus diarrhea, infectious bovine rhinotracheitis and parainfluenza with a product administered in a manner and time frame adequate to confer protective immunity for these diseases for the duration of the fair.

SHEEP:

- Certificate of Veterinary Inspection with animals individually identified with USDA approved individual scrapie program identification. Identification must be one of the following: 1) USDA approved tags or 2) a legible USDA approved flock tattoo and individual animal ID number or 3) electronic ID if the sheep is enrolled in the Scrapie Flock Certification Program. For info: scrapie ID, contact USDA 1-866-USDA-TAG (1-866-873-2824).
- Rabies vaccination is required for all sheep **4 months of age** or older (see above).
- The CVI must contain a written statement from the issuing Category 2 accredited veterinarian that the flock of origin was inspected after May 1 of the current year and no evidence of contagious, infectious or communicable diseases was found.
- If evidence of soremouth (contagious ecthyma) is found on any sheep, the entire exhibit including the affected animals shall immediately be removed from the fair premises with the holding pens cleaned and disinfected immediately after removal.

GOATS:

- Certificate of Veterinary Inspection with animals individually identified with USDA approved individual scrapie program identification. Identification must be one of the following: (1) USDA approved tags or (2) a legible registration tattoo or (3) a legible USDA approved herd tattoo and individual animal ID number or (4) electronic ID if the goat is enrolled in the Scrapie Flock Certification Program and/or the electronic ID is recorded on the goat's registration paper. For information on scrapie ID, contact USDA at 1-866-USDA-TAG (1-866-873-2824).
- The CVI must contain a written statement from the issuing Category 2 accredited veterinarian that the herd of origin was inspected after May 1 of the current year and no evidence of contagious, infectious or

communicable diseases was found.

- If evidence of soremouth (contagious ecthyma) is found on any goat, the entire exhibit including the affected animals shall immediately be removed from the fair premises with the holding pens cleaned and disinfected immediately after removal.

SWINE:

- Certificate of Veterinary Inspection with animals properly identified (see Animal Identification section above).

LLAMAS AND ALPACAS:

AI-202 (2020)

- Certificate of Veterinary Inspection with animals properly identified (see Animal Identification section above).
- All llamas and alpacas must be negative to an approved test appropriate to detect **Bovine Viral Diarrhea persistent infection (BVD-PI)**. The date and results of the testing must be noted on the certificate of veterinary inspection.

POULTRY:

- Poultry (with the exception of doves, pigeons and waterfowl) must be accompanied by **(1)** results of a negative pullorum typhoid test conducted within 90 days prior to exhibition **OR (2)** proof that the birds originated directly from a US pullorum-typhoid clean flock or equivalent flock.
- Poultry qualified **by 90 day test** must be identified by official leg band.
- Proof of NPIP status must be in the form of an NPIP certificate or purchase receipt containing NPIP certification information. If utilizing a receipt, it must be dated within 1 year of the date of admission to the fair.

DEER/ELK: (Cervidae)

- Certificate of Veterinary Inspection with animals properly identified (see Animal Identification section above).
- Originate from a herd classified as accredited or qualified under USDA tuberculosis regulations.
- A movement permit obtained from the Division of Animal Industry is required for all deer movements. All CWD and TB program requirements must be met before a permit will be issued. Questions regarding movement permits should be directed to the Division of Animal Industry at 518-457-3502.

MISCELLANEOUS RUMINANTS:

- Certificate of Veterinary Inspection with animals properly identified (see Animal Identification section above).

INTERSTATE HEALTH:

1/2021

REQUIREMENTS FOR FAIR ANIMALS - This document is a supplement to the **Animal Health Requirements (AI-202)** published for animals exhibited at New York State county fairs and the State Fair. Its purpose is to summarize the import requirements that must be met for livestock entering New York destined for fairs.

Please carefully review the NYS Ag & Markets Animal Health Requirements.

Note that individual county fairs may require rabies vaccination in species not required by the state.

Contact the specific fair for their requirements:

- Fair contact information is available at www.nyfairs.org.
- Further assistance can be obtained by contacting the Division of Animal Industry (DAI) at 518-457-3502 or your State Veterinarian's office.
- You can also go to the following link on NYS Ag & Mkts. Dept. website:
<https://agriculture.ny.gov/animals/animal-import-export>

CERTIFICATE OF VETERINARY INSPECTION (CVI)

INTERSTATE CERTIFICATE OF VETERINARY INSPECTION (ICIV) –

This document is a supplement to the Animal Health Requirements (AI-202-21) published for animals exhibited at NYS county fair and the State Fair. Its purpose is to summarize the import requirements that must be met for livestock entering New York destined for fairs.

Please carefully review the animal Health Requirements:

- Note that individual county fairs may require rabies vaccination in species not required by the state. Contact the specific fir for their requirements.

- Fair contact information is available with www.nyfairs.org. further assistance can be obtained by contacting the Division of Animal Industry (DAI) at 518-457-3502 or your state veterinarian's office. You can also go to the following link on our Dept. website: http://www.agriculture.ny.gov/AI/import_export.html

INTERSTATE CERTIFICATE OF VETERINARY INSPECTION (ICVI) –

- An interstate CVI is required for **cattle, horses, swine, sheep, goats, llamas/alpacas, deer/elk and misc. ruminants** moving interstate.

EXTENDED EQUINE CVI'S are acceptable for horses.

- More information on (**EECVI's**) is available at www.globalvetlink.com and from your veterinarian. Note that interstate CVI's must be issued by a Category 2 accredited veterinarian. **The interstate CVI is valid for 30 days** from the date of CVI inspection. **During the fair season, from July 1 through Labor Day**, interstate CVI's can be used multiple times as long as the initial entrance to a NY fair is within 30 days of CVI inspection and the CVI is initialed by a NY state official at the fair. All documentation **must** accompany the animals. Animals not meeting the interstate and/or fair requirements will not be allowed on the grounds. Individual ID is required on all animals. Animals with incomplete or illegible ID will be rejected. Where rabies vaccination is required, the information can be included on the health certificate.

HORSES - Horses 6 months of age or older must test negative for equine infectious anemia (EIA). The sample collection date for the qualifying EIA test must be within 12 months prior to the date of entry. The horse must be clearly and completely identified. Rabies vaccination is required for all horses 4 months of age and older on the date of admission to a fair. Vaccination must be within the past 12 months.

CATTLE - Cattle must be identified by an official USDA ear tag. Radio frequency identification (RFID) eartag; commonly referred to as an **“840 RFID tag”** are **strongly recommended**. Cattle from all states must be test negative for BVD-PI with results and test date noted on the CVI. For cattle from the New England states, New Jersey, Ohio and Pennsylvania, no additional testing (other than the BVD-PI test) is required. For information on other states, you can contact DAI at 518-457-3971 or check the Department website at <https://agriculture.ny.gov/animals/animal-import-export> Vaccination for rabies is required for all cattle 4 months of age or older on the date of admission to a fair. Vaccination must be within the past 12 months. Bovine respiratory disease complex vaccination is also required.

SHEEP - Sheep can enter with CVI only. No tests are required. All sheep must be identified by a 1) USDA approved tag, 2) a legible USDA approved flock tattoo with individual ID, or 3) electronic ID if the sheep is enrolled in the Scrapie Flock Certification Program. The veterinary statement concerning the flock inspection is required. Rabies vaccination is required for all sheep 4 months of age and older on date of admission to a fair. Vaccination must be within the past 12 months unless a 3-year vaccination has been used.

GOATS - Goats can enter with CVI only. No tests are required. The veterinary statement concerning the flock inspection is required. All goats must be identified by a 1) USDA approved tag, 2) legible registration tattoo, 3) a legible USDA approved herd tattoo with individual ID, or electronic ID if enrolled in the Scrapie Flock Certification Program and/or the electronic implant ED is recorded on the goat's registration paper.

SWINE - Swine can enter with CVI only. All swine must be identified by USDA approved official USDA ear tag. Radio frequency identification (RFID)tags, commonly referred to as an **“840 RFID tag”** are **strongly recommended**.

LLAMAS / ALPACAS - New world camelids attending a New York county or state fair must be accompanied by a CVI with animals individually identified by microchip or official eartag. They must be test negative for BVD-PI with results noted on the CVI.

DEER/ELK (CERVIDAE) - CWD susceptible cervid species cannot be imported into New York. Non CWD susceptible species require a permit. Info on importing deer contact 518-457-3502.

POULTRY - Negative avian influenza and pullorum status is required for all poultry entering NY. Out of state poultry must be accompanied by the NPIO flock certificate if the flock is NPPI certified. Otherwise a CVI is

required.

- Poultry, with the exception of doves, pigeons and waterfowl, must test negative for pullorum within **90 days of importation** if not from an **NPIP Pullorum-Typhoid Clean flock**.
- In addition, all poultry must be 1) from a source flock in which 30 birds were tested negative for avian influenza within ten days prior to entry into NYS; or 2) from an NPIP U.S. H5/H7 Avian Influenza Clean or NPIP U.S. Avian Influenza Clean Flock.

MISC. RUMINANTS - CVI, Individual ID- *More information contact DAI at 518-457-3971*

End of NYS Ag & Markets Rules 2021