

### **302 KAR 22:070. Restrictions on biological materials in Kentucky.**

RELATES TO: KRS 257.020

STATUTORY AUTHORITY: KRS 257.030

NECESSITY, FUNCTION, AND CONFORMITY: KRS 257.030(4) authorizes the Board of Agriculture to promulgate administrative regulations to carry out the provisions of KRS Chapter 257. This administrative regulation establishes requirements to prevent and control the spread of communicable disease in livestock, poultry, and fish by restricting unauthorized use of biological materials in Kentucky.

Section 1. Live pathogenetic bacteria, virus, or disease producing agents of animal origin shall not be shipped, transported, or cause to be imported into the Commonwealth of Kentucky without prior written consent based on material type of the Office of the State Veterinarian (OSV). Requests for consent by the OSV shall be emailed or sent by U.S. mail to the Office of the State Veterinarian.

Section 2. All biological materials for immunization, treatment, or diagnostic purposes for livestock, poultry, or fish in the Commonwealth shall be approved in advance of use by the OSV or the United State Department of Agriculture upon written notice being provided to the OSV.

Section 3. Any entity distributing BVD-PI diagnostic tests shall request approval from the OSV, and shall maintain records for at least five (5) years after the sale, and shall make these records available to the Office of the State Veterinarian upon demand.

Section 4. Disease-producing organisms shall not be sold in or shipped to the Commonwealth of Kentucky unless the buyer or recipient is a licensed veterinarian, pharmacist, or entity authorized under Kentucky Revised Statutes to receive, hold, and sell biologics. (46 Ky.R. 1753, 2628; eff. 6-30-2020.)