

Laws and Regulations Relating to

IMPORTATION OF WILD ANIMALS

Excerpts from the

California Health and Safety Code

and the

California Code of Regulations



**CALIFORNIA DEPARTMENT OF PUBLIC HEALTH
DIVISION OF COMMUNICABLE DISEASE CONTROL
INFECTIOUS DISEASES BRANCH
VETERINARY PUBLIC HEALTH SECTION
1616 CAPITOL AVENUE, M/S 7308
P. O. BOX 997377 SACRAMENTO, CA 95899-7377**

California Health and Safety Code

Chapter 14. Importation of Wild Animals

Note: Stats. 1969, Ch. 975, also contains the following provision:

SEC. 2. This act shall be applicable to the extent that it is not in conflict with federal law, or rules or regulations adopted thereunder.

Article 1. General

121775. As used in this chapter, "wild animal" refers to any animal of the class Aves (birds) or class Mammalia (mammals) that either is not normally domesticated in this state or not native to this state.

(Added by Stats. 1969, Ch. 975.)

121780. As used in this chapter, "enforcement officer" means any officer, employee, or agent of the department, local health officer, or of any state or local agency with which an agreement has been made to enforce Article 3 (commencing with Section 121850), or local health officer.

(Added by Stats. 1969, Ch. 975.)

121785. The department may enter into agreement with any state or local agency for the enforcement of Article 3 (commencing with Section 121850) of this chapter.

(Added by Stats. 1969, Ch. 975.)

121790. The department shall publish from time to time a list of animals that may not be imported into this state except by permit from the department. Unless a permit is issued pursuant to this chapter, it is unlawful to import into this state any wild animal for which a permit is required by the department.

(Added by Stats. 1969, Ch. 975.)

121795. The department may adopt regulations governing the entry, quarantine, or release from quarantine, of any and all wild animals imported into this state pursuant to this chapter. The regulations shall be designed to protect the public health against diseases known to occur in any such animals.

(Added by Stats. 1969, Ch. 975.)

121800. The violation of any provision of this chapter shall be a misdemeanor.

(Added by Stats. 1969, Ch. 975.)

Article 2. Permits

121825. The department may issue a written permit to import into this state any wild animal specified by the department pursuant to Section 121790, upon determination that the public health and safety will not be endangered by the importation in accordance with the terms and conditions of the permit.

(Added by Stats. 1969, Ch. 975.)

121830. A permit shall be issued only upon written application from the person desiring to

import the species, enumerating all of the following:

- (a) The number and true scientific name of each species of wild animal for which a permit is requested.
- (b) The carrier and probable point of first arrival in this state of each shipment of the species.
- (c) The purpose for which they are to be imported.
- (d) The name and address of the consignee.
- (e) The name and address of the consignor.
- (f) The place or premises where the animals shall be held in quarantine pending the completion of the tests, veterinary examinations, and observation period as may be specified by the department as a condition of the permit required under this chapter.
- (g) The name and address of the licensed veterinarian who shall conduct the tests and examinations as specified by the department pursuant to this chapter.

(Added by Stats. 1969, Ch. 975.)

121835. Each permit issued shall set forth the following:

- (a) The number and true scientific name of the species of wild animal for which the permit is granted.
- (b) A statement of the terms and conditions under which the entry of the species is permitted.
- (c) The place and conditions of quarantine where required.
- (d) A statement of the tests, veterinary examinations, observation period, and quarantine period as may be specified by the department.

(Added by Stats. 1969, Ch. 975.)

121840. Whenever any permit is issued under provisions of this article, one copy shall be sent by the department to the local health officer of the county where the species will be held in quarantine, two copies shall accompany each shipment of wild animals involved.

(Added by Stats. 1969, Ch. 975.)

121845. The department shall charge a fee for the issuance of the import permit provided for under Section 121825. The department shall provide by regulation the amount of the fee to be collected, the total amount of the fees to yield a sum approximating the cost of the administration and enforcement of this chapter. All fees shall be paid by the department into the General Fund.

(Added by Stats. 1969, Ch. 975.)

Article 3. Regulation and Enforcement

121850. Any person who imports, transports into the state, or receives, any live wild animal enumerated in or designated pursuant to Section 121790, shall hold the animal in confinement for inspection and immediately notify the department of the arrival thereof. If there is found in any shipment any species not specified in the permit issued under this chapter and subject thereto, or more than the number of any species specified, the animals shall be refused admittance as provided under Section 121865.

(Added by Stats. 1969, Ch. 975.)

121855. If, during inspection upon arrival any wild animal is found to be diseased, or there is reason to suspect the presence of disease that will or may endanger the public health and safety, the diseased animal, and, if necessary, the entire shipment shall be destroyed by or under the supervision of the enforcing officer, unless the public health and safety will not be endangered by its detention in quarantine for a time and under conditions satisfactory to the enforcing officer for disinfection, treatment, or diagnosis, or no detriment can be caused by its return to point of origin at the option and expense of the owner or bailee.

(Added by Stats. 1969, Ch. 975.)

121860. Whenever any wild animal brought into this state under permit is quarantined as provided in this chapter, the species shall not be released from quarantine except by release in writing from the department. All tests, veterinary examinations, and quarantines shall be at the expense of the owner or bailee of the animals involved. Any species refused release from quarantine under this section shall be destroyed, detained, or returned to its point of origin as provided in Section 121855.

(Added by Stats. 1969, Ch. 975.)

121865. Any live wild animal brought into this state in violation of the provisions of this chapter or any regulations thereunder may, upon notice from the enforcing officer inspecting them or discovering the violation, be returned to the point of origin, or destroyed, within the time specified in the notice, at the option of the owner or bailee.

The exercise of any such option shall be under the direction and control of the enforcing officer and at the expense of the owner or bailee. If the owner or bailee fails to exercise the option within the time specified in the notice, the enforcing officer shall immediately thereafter seize and destroy the animals at the expense of the owner or bailee.

(Added by Stats. 1969, Ch. 975.)

121870. This chapter, or any regulations adopted pursuant thereto, shall not authorize the importation, transportation, or possession of any live wild animals enumerated in Chapter 2 (commencing with Section 2116) of Division 3 of the Fish and Game Code or the regulations of the Fish and Game Commission adopted pursuant thereto, except as provided in Chapter 2 (commencing with Section 2116) of Division 3 of the Fish and Game Code.

(Added by Stats. 1969, Ch. 975.)

Title 17, California Code of Regulations

Article 1. General

30070. Purpose and Scope. These regulations are intended to provide safeguards for the protection of persons in the State of California from disease hazards associated with imported wild animals. The regulations apply to all persons, including but not limited to the following: educational and research institutions, zoological gardens, schools, colleges, universities, pet stores, animal care facilities, and laboratories, who import, hold, sell, purchase or possess any wild animal for which an import permit is required under the provisions of Chapter 14, Division 20, California Health and Safety Code.

NOTE: Authority cited: Section 100110, 100275 and 121795, Health and Safety Code.
Reference: Sections 121775 through 121870, Health and Safety Code.

History:

1. New Subchapter 3.1 (30070 through 30086) filed 10-8-70; effective thirtieth day thereafter (Register 70, NO. 41).
2. Renumbering of former Subchapter 3.1 to Subchapter 3.2 and new Subchapter 3.1 (Articles 1-3, Sections 30062-30066, not consecutive) filed 7-24-84 as an emergency; effective upon filing (Register 84, No. 31). A Certificate of Compliance must be transmitted to OAL within 120 days or emergency language will be repealed on 11-26-84.
3. Repealed by operation of Government Code Section 11346.1(g) (Register 84, No. 48).
4. Renumbering of former Subchapter 3.1 to Subchapter 3.2 and new Subchapter 3.1 (Article 1-3, Sections 30062-30066, not consecutive) filed 11-26-84 as an emergency; effective upon filing (Register 84, No. 48). A Certificate of Compliance must be transmitted to OAL within 120 days or emergency language will be repealed on 3-26-85.
5. Editorial correction of HISTORY NOTE Nos. 2-4 (Register 84, No. 48).

30071. Definitions.

For the purposes of these regulations:

- (a) "Person" means any person, firm, association, organization, partnership, business trust, corporation, or company.
- (b) "Department" means the State Department of Health Services.
- (c) "Animal" means any wild animal or bird specified by the Department under provisions of Chapter 14, Division 20, of the Health and Safety Code.
- (d) "Veterinarian" means a person authorized to practice veterinary medicine under provisions of Chapter 11, Division 2, California Business and Professions Code.
- (e) "Standards" means the requirements with respect to the quarantine housing, handling, care, treatment, and transportation of imported animals.
- (f) "Primate" means a nonhuman member of the highest order of mammals, including prosimians, monkeys, and apes as specified in Section 30072.
- (g) "Euthanasia" means the humane destruction of an animal accomplished by a method that involves instantaneous unconsciousness and immediate death or by a method that involved anesthesia, produced by an agent which causes painless loss of

consciousness.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code.

Reference: Section 121795, Health and Safety Code.

History: 1. Amendment filed 12-14-88; operative 1-13-89 (Register 88, No. 53).

http://www.news10.net/display_story.aspx?storyid=29660

Article 2. Import Permits

30072. Wildlife Admitted by Permit. No person shall import into or receive in this State any animals of the following orders, families, and genera specified herein without first obtaining a permit and paying to the Department such fees as required under these regulations.

(a) Birds (Class *Aves*). Admissible without permit from the department.

(b) Mammals (Class *Mammalia*)

(1) Primates (Order *Primates*)--Members of the following families, all general therein: Family *Lorisidae*, Genus *Loris* (Slender Loris), Genus *Nycticebus* (Slow Loris), Genus *Arctocebus* (Golden Potto), Genus *Perdecticus* (Potto), Genus *Galago* (Galago), and Genus *Euoticus* (Needle-clawed Galago).

Family *Callithricidae*, Genus *Callithrix* (Short-tusked Marmoset), Genus *Cebuella* (Pygmy Marmoset), Genus *Saguinus* (Long-tusked Marmoset), and Genus *Leontideus* (Lion-headed Marmoset).

Family *Cebidae*, Genus *Aotus* (Douroucoulis), Genus *Callicebus* (Titi Monkey), Genus *Cacajao* (Ukari), Genus *Pithecia* (Saki), Genus *Chiropotes* (Red-backed Saki), Genus *Alouatta* (Howler Monkey), Genus *Cebus* (Capuchin), Genus *Saimiri* (Squirrel Monkey), Genus *Ateles* (Spider Monkey), Genus *Brachyteles* (Woolly Spider Monkey), Genus *Lagothrix* (Woolly Monkey), and Genus *Callimico* (Goeldi's Marmoset).

Family *Cercopithecidae*, Genus *Macaca* (Macaque), Genus *Cynomacaca* (Celebes Macaque), Genus *Cynopithecus* (Celebes Crested Macaque), Genus *Cercocebus* (Mangabey), Genus *Chaeropithecus* (Baboon), Genus *Comopithecus* (Hamadryas Baboon), Genus *Mandrillus* (Mandrill), Genus *Theropithecus* (Gelada Baboon), Genus *Cercopithecus* (Guenon), Genus *Miopithecus* (Talapoin Monkey), Genus *Allenopithecus* (Allen's Monkey), Genus *Erythrocebus* (Patas Monkey), Genus *Presbytis* (langur), Genus *Pygathrix* (Douc Langur), Genus *Rhinopithecus* (Snub-nosed Langur), Genus *Simias* (Mentawi Islands Snub-nosed Langur), Genus *Nasalis* (Proboscis Money), and Genus *Colobus* (Colobus Monkey).

Family *Pongidae*, Genus *Hylobates* (Gibbon), Genus *Symphalangus* (Siamang Gibbon), Genus *Pongo* (Orangutan), Genus *Pan* (Chimpanzee), and Genus *Gorilla* (Gorilla).

(2) Carnivores (Order *Carnivora*)--Members of the following families, all genera therein unless otherwise noted:

(A) Family *Felidae*, genus *Felis* and genus *Panthera*, consisting of New World species: *F. pardalis* (Ocelot), *F. wiedii* (Margay), *F. tigrina* (Little Spotted Cat), *F. colocolo* (Pampas Cat), *F. geoffroyi* (Geoffroy's Cat), *F. guigna* (Kodkod), *F. gacobita* (Gato Andina), *F. yagouaroundi* (Jaguarundi), and *P. onca* (Jaguar).

All other members of the family *Felidae* are admissible without permit from the

Department.

(B) Family *Canidae*, genus *Aopex* (Arctic Fox), genus *Vulpes* (Red or Kit Fox), genus *Urocyon* (Gray Fox), and genus *Canis*, including all species other than *Canis familiaris* (the domestic dog).

All other members of the family *Canidae* are admissible without permit from the Department.

(C) Family *Procyinidae*, genus *Bassariscus* (Ring-Tailed Cat) and genus *Procyon* (Raccoon).

All other members of the family *Procyinidae* are admissible without permit from the Department.

(D) Family *Mustelidae*, genus *Mephitis* (Striped-Skunk) and genus *Spilogale* (Spotted Skunk).

All other members of the family *Mustelidae* are admissible without permit from the Department.

(3) Bats (Order *Chiroptera*)--Members of all families, all genera therein.

NOTE: Reference should also be made to statutory provisions of the California Fish and Game Code and the joint regulations of the Fish and Game Commission and the California Department of Agriculture. Where questions exist regarding the importation into and the keeping of live wild birds, mammals, amphibians, reptiles, crustaceans and fish in California, representatives of the Department of Fish and Game should be consulted.

NOTE: Authority cited: Sections 100275, 121790 and 121795, Health and Safety Code.

Reference: Sections 121790 and 121795, Health and Safety Code.

History: 1. Amendment of subsection (b)(2), designation of (b)(2)(A) and new subsections (b)(2)(B)--(b)(3) and NOTE filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

30073. Application for Import Permits. Import permits for animals listed under Section 30072 shall be issued only upon written application from the person desiring to import them. The application shall include but not be limited to the following:

(a) The number, common name, and true scientific name of each species (Example reference: Walker, E. P., and others. *Mammals of the World*. Baltimore, Johns Hopkins Press. 1975. Volumes I and II).

(b) The carrier and probable point of first arrival in this state of each shipment.

(c) The purpose for which they are to be imported (exhibition, research, sale to the public, etc.).

(d) The name and address of the consignee.

(e) The name and address of the consignor.

(f) The place or premise where the animals shall be held in quarantine pending the completion of such tests, veterinary examinations, and observation period as may be specified by the department in issuance of import permit. Adequate quarantine facilities must be available and approved by the Department before issuance of the import permit can be made (See Sections 30077 and 30077.1).

(g) The name and address of the veterinarian who shall conduct the tests and examinations specified by the department.

(h) For personal pets only, the date of acquisition and name and address of supplier.

NOTE: Authority cited: Sections 100275, 121795 and 121830, Health and Safety Code.

Reference: Sections 121825 and 121830, Health and Safety Code.

History: 1. Amendment of subsection (a) and new NOTE filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

30073.1. Determination of Application Completeness and Notification.

(a) Within 15 calendar days of receipt of an application for a wild animal importation permit, or a request for permit modification, the Department shall inform the applicant in writing either that the application is complete and accepted for filing, or that it is deficient and identify the additional specific information necessary for the application to be complete.

(b) The date on which the application is determined complete for filing, or on which the application is determined deficient shall be the date on which the Department's written notification to the applicant is postmarked.

NOTE: Authority cited; Section 15376, Government Code; and Section 100275 and 121825, Health and Safety Code. Reference: Section 15376, Government Code; and Section 121825, Health and Safety Code.

History: 1. New section filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

30073.2. Application Time Periods for Processing a Permit Based on Actual Performance.

(a) The Department's time periods for processing a wild animal importation permit application, or a wild animal quarantine facility approval application, from the receipt of the initial application to the final decision regarding the permit or approval, are as follows:

(1) The median time for processing is:

(A) 10 calendar days for an importation permit application.

(B) 90 calendar days for a quarantine facility approval application.

(2) The minimum time for processing is:

(A) 5 calendar days for an importation permit application.

(B) 60 calendar days for a quarantine facility approval application.

(3) The maximum time for processing is:

(A) 15 calendar days for an importation permit application.

(B) 180 calendar days for a quarantine facility approval application.

NOTE: Authority cited: Section 15376, Government Code; and Sections 100275 and 121825, Health and Safety Code. Reference: Section 15376, Government Code; and Section 121825 Health and Safety Code.

History: 1. New section filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

30074. Issuance of Import Permits. Issuance of import permits for animals listed under Section 30072 may be made by the Department upon:

(a) Submission of written application providing the information enumerated under Section 30073 not less than seven (7) days preceding the probable date of shipment, and

(b) If necessary, submission of a written application for Department approval of the wild animal quarantine facility, completion of an on-site inspection, and final approval of the quarantine facility or premise designated in the permit application, and

(c) Payment of the necessary permit fees required under Section 121845 of the Health

and Safety Code and set forth under Section 30076 of these regulations, and

(d) Determination by the Department that the public health and safety is not endangered, and

(e) Approval of the probable point of first arrival into this State.

NOTE: Authority cited: Sections 100275, 121795, 121830 and 121845, Health and Safety Code. Reference: Sections 121795, 121825, 121830 and 121845, Health and Safety Code.

History: 1. Amendment of first paragraph, subsections (b) and (d) and new NOTE filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

30074.1. Importation of Animals Under Special Permit. Permits not requiring the quarantine of imported wild animals may be issued by the Department under the following special conditions:

(a) Short-Term Exhibition of Captive Born and Raised Nonhuman Primates Having No Contact With the Public. Animals subject to these provisions (as specified under Section 30072) may be brought into the State for short-term nonresident exhibition purposed (e.g., circuses) under a short-term exhibition permit issued by the Department upon application for the permit and payment of a \$10.00 permit fee per animal. Persons wishing to import or receive nonhuman primates for short-term exhibition purposes under this subsection shall provide the Department with documentation of the following.

(1) A health history on the animal, or the parents of animals less than six months of age, for the 180 days prior to importation, and

(2) The animal(s) are captive born and raised, and

(3) How the animal(s) will be maintained in a manner approved by the Department to prevent direct physical contact with the public, and

(4) A veterinary health certificate issued not more than 30 days before importation certifying that the animal has been examined by a veterinarian accredited by the United States Department of Agriculture and is free of signs of contagious or infectious disease.

(b) Short-Term Exhibition of Captive Born and Raised Nonhuman Primates Having Direct Contact With the Public. Animals subject to these provisions (as specified under Section 30072) may be brought into the State for nonresident exhibition purposes under a short-term exhibition permit issued by the Department upon application for a permit and payment of a \$10.00 permit fee per animal. Persons wishing to import or receive short-term exhibition nonhuman primates into the State where the animal(s) will have direct contact with the public shall provide the Department with documentation of the following:

(1) A health history on the animal, or the parents of animals less than six months of age, for the 180 days prior to importation, and

(2) The animal(s) are captive born and raised, and

(3) How the animal(s) will be maintained in a manner approved by the Department to prevent direct physical contact with the public at all times except when being exhibited, and

(4) A veterinary health certificate issued not more than 30 days before importation certifying that the animal has been examined by a veterinarian accredited by the United States Department of Agriculture and is free of signs of contagious or infectious

diseases.

(5) A negative tuberculin skin test performed on the animal(s) not more than 30 days before importation.

(c) Short-Term Exhibition of Captive Born and Raised Carnivores. Animals subject to these provisions (as specified under Section 30072) may be brought into the State for short-term nonresident exhibition purposes (e.g., circuses) under a short-term exhibition permit issued by the Department upon application for the permit and payment of a \$10.00 permit fee per animal. Persons wishing to bring short-term exhibition carnivores into the State shall provide the Department with documentation of the following:

(1) A health history on the animal, or the parents of animals less than six months of age, for the 180 days prior to importation, and

(2) The animal(s) are captive born and raised, and

(3) How the animal(s) will be maintained in a manner approved by the Department to prevent direct physical contact with other animals or the public, and

(4) A veterinary health certificate issued not more than 30 days before importation certifying that the animal has been examined by a veterinary accredited by the United States Department of Agriculture and is free of signs of contagious or infectious diseases.

(d) Zoological exhibition of specified wild animals.

(1) Animals subject to these provisions as specified under Section 30072 may be brought into the State for exhibition in a zoological collection accredited by the American Association of Zoological Parks and Aquariums (AAZPA) under a zoological exhibition permit issued by the Department upon payment of a \$10.00 permit fee per animal. AAZPA accredited organizations wishing to import or receive specified wild animals for zoological exhibition purposed under this subsection shall provide the Department with documentation of the following:

(A) The animal(s) are captive born and raised, or have been in the possession of the consignee for at least 180 days prior to importation, and

(B) The animal(s) are being imported from an AAZPA-accredited zoological collection, and

(C) A health history on the animal or the parents of the animals less than six months of age, for the 180 days prior to importation, and

(D) a veterinary health certificate issued not more than 30 days before importation certifying that the animal has been examined by a veterinarian accredited by the United States Department of Agriculture and is free of signs of contagious or infectious diseases.

(E) A negative tuberculin skin test performed on all nonhuman primates not more than 30 days before importation.

(2) Nonhuman primates imported under this subsection shall be kept in isolation for 30 days immediately following importation. The animal(s) shall be tested if necessary for enteric pathogens during isolation. If at the end of the 30 days, the animal(s) are tuberculin skin tested with negative results, are examined and issued a health certificate by an accredited veterinarian certifying that the animal(s) are healthy and free of signs of contagious or infectious diseases, the animal(s) may be released by the Department upon review of isolation records.

(3) Carnivores or Chiroptera specified in Section 30072 imported under this

subsection shall be kept in isolation for 90 days immediately following importation. If at the end of the 90 days, the animal(s) are examined and issued a health certificate by an accredited veterinarian certifying that the animal(s) are healthy and free of signs of contagious or infectious diseases, the animal(s) may be released by the Department upon review of isolation records.

(e) Animal Breeding. Animals being moved for breeding purposes as part of a recognized animal colony established for experimental breeding of animals in captivity, may be moved for this purpose upon issuance of a fee exempt permit provided that the conditions specified by the Department in the permit are adhered to in full.

(f) Animal(s) permitted entry under subsection 30074.1(a) through (e) shall not be sold, traded, or given away during the permit period without notification and prior approval by the Department. The duration of the permit will be determined by the Department at the time of permit issue and shall not exceed the duration of an exhibitor's itinerary submitted to the Department at the time of permit application. the duration of the permit may be extended at the discretion of the Department.

NOTE: Authority cited: Sections 100275, 121795, 121830, 121835 and 121845, Health and Safety Code. Reference: Sections 121795, 121830, 121835 and 121845, Health and Safety Code.

History: Amendment of section and new NOTE filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

30075. Conditions of Quarantine for Personal Pets.

Note: Authority cited: Sections 100275, 121795 and 121825, Health and Safety Code. Reference: Sections 121795, 121825, 121830 and 121835, Health and Safety Code.

History: 1. Repealer and new NOTE filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

33076. Permit Fees.

(a) Each application for an import permit shall be accompanied by payment of an import permit fee to the Department. Except as provided in Section 30074.1(e), the permit fee charged shall be at the rate of \$10.00 per animal.

(b) If the actual number of animals received in the shipment exceeds the number enumerated in the application, payment of an additional fee, for the unpaid animal(s), shall be due at the rate of \$10.00 per animal plus a charge of \$10.00 for amending the original permit issued.

(c) If the actual number of animals received is less than the number enumerated on the application, the person may apply for a refund subject to such verification and documentation as may be required by the Department.

(d) No refund shall be allowed for animals found dead on arrival (DOA), but credit may be allowed for animals DOA against future imports within the following 12 month period. No credit or refund shall be allowed for animals which die during quarantine or are found diseased and not fit for release from quarantine.

(e) A previously issued import permit may be amended by the Department where necessary upon written request by the permittee provided the purpose of the amendment

does not in the opinion of the Department jeopardize the intent and purpose of the required quarantine procedure or the public health. A fee of \$10.00 must accompany the written request for amendment.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code.

Reference: Section 121845, Health and Safety Code.

History:

(1) New NOTE filed 12-26-84 (Register 84, No. 52).

(2) Subsection redesignation and amendment of subsections (a), (b) and (e) filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

Article 3. Quarantine Facilities and Operating Standards

30077. Animal Holding Facility.

(a) Structural. The housing facilities used for quarantine of imported animals shall be constructed in accordance with the compiled State Building Code, Part 2, Chapter 2-93, Title 24, California Code of Regulations. All quarantine structures, fixtures, equipment and facilities shall be maintained so as to be clean, sanitary and in good repair. All quarantined animals shall be contained within the facility.

(b) Storage. Supplies of food and bedding shall be adequately protected against contamination with zoonotic disease causing organisms. Refrigeration shall be provided for supplies of perishable food.

(c) Medical Waste Disposal. Animal and food wastes, bedding, debris and any items present in the quarantine facility while a wild animal quarantine is in effect shall be disposed of as medical waste in accordance with Health and Safety Code, Section 117625, et seq. Disposal facilities shall be provided and operated as to prevent vermin infestation and minimize odors and disease hazards.

(d) Handwashing Facilities. Handwashing facilities, such as basins or sinks, shall be provided to maintain cleanliness among caretakers. Handwashing facilities shall include hot and cold running water, soap, paper towels, and a waste container. Handwashing facilities shall conform to the State Building Code, Part 5, Title 24, California Code of Regulations.

(e) Drainage. A suitable method shall be provided to rapidly eliminate excessive water from housing facilities. If drains are used, they shall be properly constructed and shall be kept in good repair to avoid disease transmissions within the facility. Draining facilities to rapidly eliminate excessive water from housing facilities shall conform to the State Building Code, Part 5, Basic Plumbing Regulations, Title 24, California Code of Regulations.

(f) Local Building Codes, Zoning Codes, Use and Business Permits. Notwithstanding the provisions of these regulations, the provisions of local building codes, zoning codes, and applicable use and business permits shall be complied with by the owner or operator of quarantine facilities as a condition to approval by the Department, provided such provisions are at least equal to these regulations. Construction shall be in accordance with Title 24, California Code of Regulations.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code.

Reference: Sections 121795, 121850 and 121855, Health and Safety Code.

History:

1. New NOTE filed 12-26-84 (Register, 84, No. 52).
2. Amendment filed 12-14-88; operative 1-13-89 (Register 88, No. 53).
3. Amendment of section heading and subsection (c) filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

30077.1. Alternative Housing Facilities. The use of alternative housing quarantine facilities for special purpose conditions may be approved by the Department upon written application provided the public health and safety shall not be endangered. These facilities shall be constructed in accordance with the State Building Code, Part 2, Chapter 2-93, Title 24, California Code of Regulations.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code, Reference: Sections 121795, 121850 and 121855, Health and Safety Code.

History:

1. New NOTE filed 12-26-84 (Register 84, No. 52).
2. Amendment filed 12-14-88; operative 1-13-89 (Register 88, No. 53).
3. Amendment of section heading and text filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

30078. Primary Enclosures. Primary enclosures shall conform to the following requirements:

- (a) They shall be maintained so as to be clean and dry.
- (b) They shall provide convenient access to clean food and water.
- (c) Primary enclosures shall conform to the State Building Code, Part 2, Chapter 2-93, Title 24, California Code of Regulations.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code. Reference: Section 121795, 121850 and 121855, Health and Safety Code.

History:

1. New NOTE filed 12-26-84 (Register 84, No. 52).
2. Amendment filed 12-14-88; operative 1-13-89 (Register 88, No. 53).

30079. Animal Health and Husbandry Standards.

(a) Food.

(1) The food shall be free from contamination, wholesome, and of sufficient quality and nutritive value to meet the known normal daily requirements for the condition and size of the animal.

(2) Food, and food receptacles if used, shall be accessible to all animals and shall be placed so as to minimize contamination by excreta. Food receptacles, except self feeders, shall be kept clean and sanitized at least once a week.

(b) Watering.

(1) All watering receptacles shall be kept clean and shall be sanitized at least once a week.

(2) Automatic watering devices shall be maintained in accordance with good husbandry practices. They shall be sanitized when occupancy in the primary enclosure is changed and at the end of quarantine period.

(c) Sanitation.

(1) Cleaning of Primary Enclosures. Excreta shall be removed from the primary enclosures at least daily, or as often as necessary to prevent contamination of the animals contained therein and to reduce disease hazards and odors. When hosing or flushing methods are used for this purpose, measures shall be taken to prevent animals confined in such enclosures from being wetted or contaminated involuntarily.

(2) Sanitization of Primary Enclosures.

(A) Prior to the introduction of animals into primary enclosures previously occupied by other animals, such enclosures shall be sanitized in the manner provided in subparagraph (c)(3) of this subdivision.

(B) Primary enclosures shall be sanitized often enough to prevent an accumulation of debris or excreta, or a disease hazard: Provided, however, that such enclosures shall be sanitized at least once every two weeks in the manner provided in subparagraph (c)(3) of this subdivision.

(3) Sanitizing Procedures. Cages, rooms, vehicles and hard surfaced pens or runs shall be sanitized either by washing them with hot water (180 F.) and soap or detergent, as in a mechanical cage washer, or by washing all soiled surfaces with a detergent solution followed by a safe and effective disinfectant, or by cleaning all soiled surfaces with live steam.

(d) Housekeeping. Premises (buildings and grounds) shall be kept clean and in good repair in order to protect the animals from injury and to facilitate the prescribed husbandry practices set forth in this section. Premises shall remain free of accumulations of trash.

(e) Pest Control. An effective program for the control of insects, ectoparasites, and avian and mammalian pests shall be established and maintained.

(f) Employees. A sufficient number of employees shall be utilized to maintain the prescribed level of husbandry practices set forth herein. Persons well trained and competent in retrieving, restraining and releasing animals in a humane manner for testing and examination procedures during quarantine must be provided. Such practices shall be carried out by or under the supervision of an animal caretaker who has a background in animal husbandry or care. Proper safeguards and precautions shall be practiced by employees so as not to endanger themselves, other persons, or animals. Outer work clothing, gloves, boots, etc., used in caring for animals in quarantine shall not be worn outside the quarantine area.

(g) Classification and Separation.

(1) Animals housed in the same primary enclosure shall be maintained in compatible groups and shall not be housed in the same primary enclosure with other animal species.

(2) Animals entering quarantine on different dates shall not be housed in the same room, unless the quarantine periods commence with the date of the last animal(s) admitted to the room (See Section 30081).

(h) Veterinary Care.

(1) Programs of disease control and prevention, euthanasia, and adequate veterinary care shall be established and maintained under the supervision and assistance of a veterinarian.

(2) Each animal shall be observed daily by the animal caretaker in charge or by someone working under his direct supervision. Sick or diseased, injured, lame, or blind animals shall be provided with veterinary care or humanely disposed of unless such action is inconsistent with the purposes for which the animals are being imported.

(i) Vehicles.

(1) Vehicles used in transporting animals shall be mechanically sound and equipped to provide fresh air to all animals being transported, without injurious drafts. The vehicles shall contain the animals and restrict the entry of other animals and unauthorized persons.

(2) The ability to view the interior of the cargo space is necessary to observe any animals that may have escaped from their primary enclosures.

(3) The interior of the animal cargo space shall be kept clean.

(4) The animal cargo space and all primary enclosures used in transport shall be cleaned and sanitized in the manner provided in subsection (c)(3) of this section after each shipment has been transported from the point of arrival to the quarantine facility. Animals entering quarantine and those having complete the quarantine shall not be transported concurrently in the same vehicle.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code.

Reference: Sections 121795, 121850 and 121855, Health and Safety Code.

History: 1. New NOTE filed 12-26-84 (Register 84, No. 52).

30080. Approved Quarantine Facilities.

(a) Approval. Quarantine facilities used to house imported animals are subject to inspection and approval by representatives of the Department for such periods of time as the Department deems indicated. Such facilities may be used for housing imported animals only as long as they are maintained and operated in conformance with standards prescribed in Sections 30070 through 30086; in Title 42 of the Code of Federal Regulations, Section 71.53; and in "Biosafety in Microbiological and Biomedical Laboratories", U.S. Department of Health and Human Services, Public Health Service, Centers for Disease Control and National Institutes of Health, 2nd edition, 1998; which are hereby incorporated by reference.

(b) Inspection. The Department may make such inspection of approved facilities as it deems necessary to insure compliance with prescribed standards. Such inspections shall be carried out by Department representatives at any time, normally during but not restricted to working hours.

(c) Notification of Change in Name or Ownership. The Department shall be notified of any change in name, address, management or substantial control or ownership of any approved facility.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code.

Reference: Sections 121795 and 121835, Health and Safety Code.

History: 1. Amendment of subsection (a) and new NOTE filed 4-28-94; operative 5-30-

Article 4. Quarantine Provisions

30081. Quarantine. All imported animals must be maintained for such period of quarantine as may be required by the Department and under such conditions as prescribed herein:

(a) Quarantine Period and Conditions for Release Therefrom.

(1) Primates. The normal quarantine period required for primates is that which provides for a physical examination, administration of a tuberculin test by a veterinarian upon entry and a repeat physical examination and tuberculin test 30 days later. Primates may be released from quarantine by the Department upon completion of the second tuberculin test provided that in the judgment of the attending veterinarian:

(A) Both tuberculin tests are negative.

(B) The animals exhibit no visible oral ulcers at the end of quarantine period.

(C) The animals show no clinical evidence of dysentery or diarrhea, emesis, emaciation, contagious skin lesions, central nervous system disturbances, jaundice, or abnormal respiratory signs at the end of quarantine period.

(D) There is no evidence of a zoonotic disease traced back to the quarantined animals.

(E) In the opinion of the attending veterinarian the animals are healthy. A summary report by the attending veterinarian, in writing over this signature, shall be made to the Department incorporating 1) the results of all tests, physical examinations, etc., performed and 2) his opinion that the animals are healthy (See Section 30084).

(2) Carnivores. Carnivores shall be confined in a place and manner approved by the Department for a 90 day period. A primary enclosure as defined under Section 2-9302 and set forth under Section 2-9305, Title 24, California Code of Regulations, or an equivalent approved by the Department, is acceptable for confinement. If at the end of quarantine, the animals are examined and found healthy by a veterinarian, they may be released by the Department upon receipt of such certification in writing by the attending veterinarian without further restriction.

(b) Imported animals refused release from quarantine shall be handled in such manner as approved and specified by the Department.

(c) Where the quarantine procedures specified herein are not compatible with the objective of a specific research project, the Department may authorize variations from the requirements specified herein provided that no public health hazard will result from the variations allowed.

(d) Any person importing animals for purposes of sale to any educational and research institution, zoological garden, laboratory, college or university, may satisfy the requirements of this section and Sections 30081.1-30084 by contract with such institution. Such quarantine shall meet all of the requirements herein which regard to period, observation, reporting and other conditions of quarantine.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code.

Reference: Sections 121795 and 121855, Health and Safety Code.

History: 1. Amendment filed 12-14-88; operative 1-13-89 (Register 88, No. 53).

30081.1 Tuberculin Test. The method of tuberculin testing used shall be subject to approval by the Department. Normal variations in site of administration and type and dilution of tuberculin used for intradermal injection may be accepted by the Department. The use of such testing methods as the patch and multiple puncture tests will not be accepted.

Article 5. Quarantine Records

30082. Record Keeping. Adequate records shall be kept by permit number showing daily health status of each animal in the shipment, together with notation, under veterinary supervision, of signs of any illness, deaths, any treatment given, results of any tests or examinations performed, etc., on all animals in the shipment.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code.

Reference: Sections 121795 and 121855, Health and Safety Code.

History: 1. New NOTE filed 12-26-84 (Register 84, No. 52).

30083. Animal Identification. Identification of animals shall be maintained through use of cage numbers, tags on individual animals, or by means of tattoo.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code.

Reference: Sections 121795 and 121855, Health and Safety Code.

History: 1. New NOTE filed 12-26-84 (Register 84, No. 52).

Article 6. Quarantine Reporting

30084. Reporting of Tests Results, Physical Examinations, Illnesses, Deaths.

(a) A written summary report by the attending veterinarian of the results of all tests, physical examinations, etc., performed shall be made to the Department in writing over a signature of the attending veterinarian.

(b) Deaths or illnesses in quarantined animals shall be immediately reported to the attending veterinarian and then to the Department without delay. Dead animals shall be handled as biohazardous medical waste and kept under refrigeration pending necropsy instructions by the attending veterinarian. A necropsy shall be conducted under strict infection control precautions by the attending veterinarian or otherwise qualified pathologist, and adequate specimens shall be obtained for diagnostic laboratory examination to determine the cause of illness or death. Following necropsy, the carcass shall be handled and disposed of as a biohazardous waste.

(c) Records shall be maintained by the quarantine facility for a two-year period and shall be available for Department examination upon request.

NOTE: Authority cited: Sections 100275 and 121795, Health and Safety Code.

Reference: Sections 121795, 121855 and 121860, Health and Safety Code.

History: 1. Repealer and new subsection (b) and new NOTE filed 4-28-94; operative 5-30-94 (Register 94, No. 17).

Article 7. Cooperation with Other Governmental Agencies

30085. Cooperating Agencies. It is the intent of the Department to maintain liaison and to cooperate fully with other governmental agencies having jurisdiction with regard to the import, holding, or regulation of animals into the United States and California as well as within the State. These agencies include:

- (a) Foreign Quarantine Program, Center for Disease Control, U.S. Department of Health, Education and Welfare.
- (b) Animal Resources Branch, Division of Research Facilities and Resources, National Institutes of Health, U.S., Department of Health, Education and Welfare.
- (c) Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, U.S. Department of Interior.
- (d) Bureau of Customs, U.S. Treasury Department.
- (e) Animal Health Division, Agricultural Research Service, U.S. Department of Agriculture.
- (f) U.S. Department of Defense.
- (g) California Department of Fish and Game.
- (h) California Department of Agriculture.
- (i) County and city government, including local public health agencies, within the State of California.

Any importation or other acquisition of wild animals under these regulations does not relieve the importer's responsibility for complying with any applicable health, quarantine, agriculture, customs, license, permit or any other requirements imposed by the laws or regulations of other duly authorized federal or State agency or county, city and county, or city government in California.

Article 8. Exceptions

30086. Exceptions. The Department upon application may grant variances from the requirements of these regulations as it determines are authorized by law and will not result in hazard to the public health. Such applications, and variances made thereon, shall be in writing; any variances granted under this section shall set forth conditions designed to protect the public health, and shall be granted only for a specified period, not to exceed six months.

STATE BUILDING CODE 2-9301
Part 2, Title 24, California Code of Regulations

Chapter 2-93
WILD ANIMAL QUARANTINE FACILITIES

NOTE: This is a new chapter which has no corresponding chapter in the UBC.

NOTE: When model code text references another model code section that same section in Title 24 should be checked for any State amendments.

2-9301. Scope. The provisions of this chapter are intended to provide standards for the quarantine of wild animals.

2-9302. Definitions. For the purpose of this chapter, the following terms shall have the meaning indicated:

Escape Proof--A condition that will prohibit unintended release of wild animals from their quarantine enclosure.

Housing Facility--A room, building, or area used to contain a primary enclosure or enclosures for animal quarantine.

Primary Enclosure--A structure used to immediately restrict an animal or animals to a limited amount of space such as a room, pen, run, cage, or compartment within the quarantine facility.

Quarantine Facility--A facility for the quarantine confinement of imported wild animals.

Space Conditioning--The regulation of ambient temperature.

2-9303. Construction.

(a) General. Housing facilities used for quarantine shall be constructed in accordance with these provisions and Group B, Division 2, Occupancy Standards.

(b) Entry. Quarantine housing facilities shall restrict the entry of other animals and unauthorized persons by locking or bolting devices or other equipment methods.

Rooms containing primary enclosures shall be entered through double doors that maintain a minimum distance of 4 feet between doors permitting closure of one door before the second is opened.

All animals must be visible through a viewpoint from the entry area.

Windows to the outside shall be escape proof.

One handwashing sink shall be provided in each room in which animals are quarantined.

(c) Special Provision. The interior building surfaces of housing facilities shall be smooth and impervious to moisture.

2-9304. Light and Ventilation. All portions of the wild animal quarantine facility shall be space conditioned to maintain the health of the wild animals. Ventilation shall be provided in housing facilities so as not to create a health hazard by one or more of the following methods:

1. Openable windows.

2. Doors.
3. Vents.
4. Air Conditioning.
5. Fans.

Uniformly distributed illumination shall be provided of not less than 50 foot-candles measured at the level of the cage racks.

2-9305. Primary Enclosure. Primary enclosures shall be capable of containing quarantined animals and exclude access by other animals. Enclosures shall provide space to allow each animal to make normal postural adjustments with freedom of movement and maintain social activity. Primates shall be provided with a minimum floor space equal to an area of at least three times the area occupied by such primates when standing on four feet.