

APA-1

TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control: 80
Department or Agency: Alabama Department of Agriculture and Industries Animal Industry
Rule No.: 80-3-6-.26
Rule Title: Disposal Of Diseased Carcasses
Intended Action: Amend

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved? No

To what degree?: N/A

Is the increase in cost more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rule-making process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer

Cynthia D. Gilchrist
Cynthia D Gilchrist

Date

Wednesday, December 11, 2024

REC'D & FILED
DEC 11, 2024
LEGISLATIVE SVC AGENCY

ALABAMA DEPARTMENT OF AGRICULTURE AND INDUSTRIES
ANIMAL INDUSTRY

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Department of Agriculture and Industries

RULE NO. & TITLE: 80-3-6-.26 Disposal Of Diseased Carcasses

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

To amend the rule to add other acceptable disposal methods for animal carcasses.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Views may be presented in person on Tuesday, February 11, 2025, at 10:00 a.m., in the auditorium of the Richard Beard Building, 1445 Federal Drive, Montgomery, AL 36107

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Tuesday, February 11, 2025

CONTACT PERSON AT AGENCY:

N. Gunter Guy, Jr., General
Counsel, Department of Agriculture
and Industries, 1445 Federal
Drive, Montgomery, AL 36107. (334)
240-7117.

Cynthia D. Gilchrist

Cynthia D Gilchrist

(Signature of officer authorized
to promulgate and adopt
rules or his or her deputy)

Disposal Of Diseased Carcasses.

(1) Carcasses or parts of carcasses of all animals that die from disease shall be burned or buried, and when buried, covered with not less than four (4) feet of dirt or rendered or cooked in a pressure rendering tank where the temperature may be held not lower than 220 degrees Fahrenheit for not less than four (4) hours.

(2) All condemned carcasses or parts of carcasses condemned shall be handled as specified in paragraph (1) above.

(3) In no case shall dead animals be permitted to remain in barn, lot, yard, or anywhere in the city or upon the farm, longer than twenty-four (24) hours after the death of the animal or animals before disposing of said carcasses or parts of carcasses as specified in paragraphs (1).

(4) Owners or managers of private or public slaughter houses shall dispose of all condemned carcasses or parts of carcasses, waste materials, and offal within twenty-four (24) hours of the time the animal dies or is slaughtered; or from the time when the offal or waste is removed from the slaughtered animal carcass.

(5) No dead animals or solid waste or offal shall be thrown, flushed or placed in any way into running brooks, creeks, streams, ponds, lakes, or pools of any kind.

(6) Every veterinarian inspecting slaughter animals in any slaughter house or packing house in Alabama shall report to the State Veterinarian all cases of tuberculosis, anthrax, or any other infectious or contagious disease that he may find and give a full history of the cases and also the kind of animal, sex, lesions, and the method of disposal of all such infected carcasses.

(7) All rendering plants that haul dead animals shall use steel-bodied trucks or trucks with bodies of other impervious material. Facilities at the plant must be provided for thoroughly washing and disinfecting all trucks and vehicles. All trucks and vehicles shall be thoroughly cleaned and disinfected after each trip to haul dead animals before being permitted to make trips to farms or other premises.

(8) Rendering plants shall have a separate room, with concrete floor, for skinning and cutting up dead animals. Grease and tankage shall not be stored in the same room where animals are skinned and cut up for rendering.

(9) In addition to the disposal methods described above, the State Veterinarian may publish and maintain a list of generally approved disposal methods. The State Veterinarian may provide approval for a specific disposal method that is not on the list of generally approved methods by providing written permission to the individual requesting approval if the State Veterinarian is satisfied that the proposed disposal method is effective and safe.

(10) Disposal of poultry grown for commercial purposes is governed by Chapter 80-3-20 of the Alabama Administrative Code.

Author: Charles H. Barnes, Patrick B. Moody

Statutory Authority: Code of Ala. 1975, §~~3-15-170~~-15-170.
§3-1-28

History: Filed April 19, 1982. **Amended:** Filed November 30, 1990. **Amended:** Published ; effective .