

**02 NCAC 52B .0410 MARKET AND SALE RESPONSIBILITY**

(a) Livestock markets and all others conducting sales of equine shall send a written request for approval of all sales to the State Veterinarian at least two weeks prior to sale. The State Veterinarian shall approve the request if:

- (1) the applicant is in compliance with this Section at the time of the application;
- (2) it appears that the applicant is able to comply with this Section at the time of the proposed sale; and
- (3) the Veterinary Division has personnel available to monitor the sale to determine compliance with this Section.

(b) Livestock markets or equine sales offering to provide equine infectious anemia (EIA) testing must employ a licensed, accredited veterinarian.

(c) Livestock markets or sales that have permanent facilities, including a licensed, accredited veterinarian, may handle equine that do not have a negative test, provided each such equine is tested as provided in this Section.

(d) Livestock markets and all others conducting sales of equine shall have check-in procedures, including at least the following:

- (1) See that the correct name and mailing address of the owner is on the "check-in" form, along with the license number of the vehicle that transported the animal;
- (2) Apply a backtag or paint number at "check-in" and note it on the "check-in" form;
- (3) See that all EIA test records are collected and presented to the market veterinarian or representative of the State Veterinarian for verification prior to the sale.

(e) Equine shall be presented to the market or sale veterinarian if testing is required, and assistance shall be provided for drawing blood samples for the EIA test.

(f) The market or sale management shall maintain records of sales for a minimum of two years, so that animals that react positively to the EIA test may be traced.

(g) Those managing the sale shall not permit the sale of equine on the premises except through the market or sale.

(h) Non-compliance with these Rules is grounds for revocation of approval to conduct sales.

*History Note: Authority G.S. 106-405.17; S.L. 1999-237, s. 13.6;  
Temporary Adoption Eff. October 1, 1999;  
Eff. April 1, 2001;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 26, 2017.*