



APRIL 7-16, 2022

BEEF BREEDING

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**LAKE COUNTY FAIR SUPPORTS
THE NATIONAL CODE OF SHOW RING ETHICS
IAFE (International Association of Fairs and Expositions)**

Exhibitors of animals at livestock shows shall at all times deport themselves with honesty and good sportsmanship. Their conduct in this competitive environment shall always reflect the highest standards of honor and dignity to promote the advancement of agricultural education. This code applies to junior as well as open class exhibitors who compete in structured classes of competition. This code applies to all livestock offered in any event at a livestock show. In addition to the "IAFE National Code of Show Ethics," fairs and livestock shows may have rules and regulations which they impose on the local, county, state, provincial and national levels.

All youth leaders working with junior exhibitors are under an affirmative responsibility to do more than avoid improper conduct or questionable acts. Their moral values must be so certain and positive that those younger and more pliable will be influenced by their fine example. Owners, exhibitors, fitters, trainers and absolutely responsible persons who violate the code of ethics will forfeit premiums, awards and auction proceeds and shall be prohibited from future exhibition in accordance with the rules adopted by the respective fairs and livestock shows. Exhibitors who violate this code of ethics demean the integrity of all livestock exhibitors and should be prohibited from competition at all livestock shows in the United States and Canada.

The following is a list of guidelines for all exhibitors and all livestock in competitive events:

1. All exhibitors must present, upon request of fair and livestock show officials, proof of ownership, length of ownership and age of all animals entered. Misrepresentation of ownership, age, or any facts relating thereto is prohibited.
2. Owners, exhibitors, fitters, trainers, or absolutely responsible persons shall provide animal health certificates from licensed veterinarians upon request by fair or livestock show officials.
3. Junior exhibitors are expected to care for and groom their animals while at fairs or livestock shows.
4. Animals shall be presented to show events where they will enter the food chain free of violative drug residues. The act of entering an animal in a livestock show is the giving of consent by the owner, exhibitor, fitter, trainer and/or absolutely responsible person for show management to obtain any specimens of urine, saliva, blood, or other substances from the animal to be used in testing. Animals not entered in any event which culminates with the animal entering the food chain shall not be administered drugs other than in accordance with applicable federal, state and provincial statutes, regulations and rules. Livestock shall not be exhibited if the drugs administered in accordance with federal, state and provincial statutes, regulations and rules affect the animal's performance or appearance at the event.

If the laboratory report on the analysis of saliva, urine, blood, or other sample taken from livestock indicates the presence of forbidden drugs or medication, this shall be prima facie evidence such substance has been administered to the animal either internally or externally. It is presumed that the sample of urine, saliva, blood, or other substance tested by the laboratory to which it is sent is the one taken from the animal in question, its integrity is preserved and all procedures of said collection and preservation, transfer to the laboratory and analysis of the sample are correct and accurate and the report received from the laboratory pertains to the sample taken from the animal in question and correctly reflects the condition of the animal at the time the sample was taken, with the burden on the owner, exhibitor, fitter, trainer, or absolutely responsible person to prove otherwise.

At any time after an animal arrives on the fair or livestock show premises, all treatments involving the use of drugs and/or medications for the sole purpose of protecting the health of the animal shall be administered by a licensed veterinarian.

5. Any surgical procedure or injection of any foreign substance or drug or the external application of any substance (irritant, counterirritant, or similar substance) which could affect the animal's performance or alter its natural contour, confirmation, or appearance, except external applications of substances to the hoofs or horns or animals which affect appearance only and except for surgical procedures performed by a duly licensed veterinarian for the sole purpose of protecting the health of the animal is prohibited.
6. The use of showing and/or handling practices or devices such as striking animals to cause swelling, using electrical contrivance, or other similar practices are not acceptable and are prohibited.
7. Direct criticism or interference with the judge, fair or livestock show management, other exhibitors, breed representatives, or show officials before, during, or after the competitive event is prohibited. In the furtherance of their official duty, all judges, fair and livestock show management, or other show officials shall be treated with courtesy, cooperation and respect and no person shall direct abusive or threatening conduct toward them.
8. No owner, exhibitor, fitter, trainer, or absolutely responsible person shall conspire with another person or persons to intentionally violate this code of ethics or knowingly contribute or cooperate with another person or persons either by affirmative action or inaction to violate this code of ethics. Violation of this rule shall subject such individual to disciplinary action.
9. The application of this code of ethics provides for absolute responsibility for an animal's condition by an owner, exhibitor, fitter, trainer, or participant whether or not he or she was actually instrumental in or had actual knowledge of the treatment of the animal in contravention of this code of ethics.
10. The act of entering an animal is the giving of consent by the owner, exhibitor, fitter, trainer, or absolutely responsible person to have disciplinary action taken by the fair or livestock show for violation of this Code of Show Ring Ethics and any other rules of competition of the fair or livestock show without recourse against the fair or livestock show. The act of entering an animal is the giving of consent that any proceedings or disciplinary action taken by the fair or livestock show may be published with the name of the violator or violators in any publication of the International Association of Fairs and Expositions, including *Fairs and Expositions* and any special notices to members.

11. The act of entering of an animal in a fair or livestock show is the giving of verification by the owner, exhibitor, fitter, trainer, or absolutely responsible person that he or she has read the IAFE National Code of Show Ring Ethics and understands the consequences of and penalties provided for actions prohibited by the code. It is further a consent that any action which contravenes these rules and is also in violation of federal, state, or provincial statutes, regulations, or rules may be released to appropriate law enforcement authorities with jurisdiction over such infractions.

LAKE COUNTY FAIR

Exhibitor Eligibility & Responsibilities

I. EXHIBITOR ELIGIBILITY

- A. All exhibitors must be a registered member of a chartered Lake County 4-H Club or Lake County FFA Chapter. Their membership must be in good standing and they must meet all of their Club or Chapter requirements. In addition, all exhibitors must reside within the boundaries of Lake County and/or attend a Lake County School or home school. Anyone having graduated or dropped out of high school shall be ineligible to enter or show. The Livestock Committee and/or Fair Management has the right to ask for proof of school records and proof of residence. **PLEASE NOTE: The Lake County Fair Association reserves the right to disqualify anyone for any reason.**
1. All FFA exhibitors must qualify for extracurricular activities as required by the laws of the State of Florida and provide a Certificate of Eligibility from his or her high school principal.
 2. All 4-H exhibitors must qualify and meet the policy requirements of the Florida Cooperative Extension Service and provide a copy of the Lake County 4-H Membership Card from the Lake County Extension Office.
- B. An FFA chapter or 4-H club shall be considered to be an eligible exhibitor.
- C. An official application form must be completed and accepted for each animal to be exhibited. The Lake County Fair Board reserves the right to limit the number of animals in all shows and sales and to alter class divisions when necessary.
- D. An exhibitor may only show and sell one (1) market and/or production animal. Excluding Meat Goat project.
- E. All exhibitors are required to wear the appropriate attire, according to 4-H or FFA guidelines, when exhibiting and selling livestock. No "bling" pants or belts or exhibitor will be disqualified.
- F. **Age Breakdown are as follows, as of September 1, 2021. Junior: 8-10 years old, Intermediate: 11-13, Senior: 14-18**
- G. Exhibitor cannot be pregnant while showing an animal at the Lake County Fair.
- H. Any exhibitor going under, over, or through the perimeter fence of the Fairgrounds will be automatically disqualified.

II. EXHIBITOR RESPONSIBILITIES

- A. Official application forms must be signed by the exhibitor, the exhibitor's parent or guardian and the exhibitor's FFA advisor or 4-H leader. Applications must be accepted in the fair office or postmarked on or before the deadline for each show. Applications for steer and swine must be presented at initial weigh-in, accepted and filed. The deadline for entry on-line entries is **February 1, 2022**. (excluding Steer, Swine and Meat Goat).
- B. All Livestock will be subject to ENTRY FEES. \$10.00 per head (Market Steers, Market Hogs, Beef Breeding, Meat Goats, Breeding Goats and Dairy Goats); \$5.00 per head (poultry and rabbits). This fee will be charged at the time of initial registration through the Showworks System and is not refundable.
- C. Exhibitors are expected to conduct themselves as ladies and gentlemen at all times and each exhibitor is responsible for his or her own behavior. Conduct that violates the laws of the State of Florida, the rules of the Lake County Fair, or which in any way brings discredit to the Fair or Shows may lead to disqualification from showing or selling the exhibitor's entries, and may bar the exhibitor from future exhibition, or both.
- D. Lake County Fair Project Record Books will be available on our website at www.lakecofair.com. If you have any problems, please call the Fair Office at 352-357-7111. These must be completed, approved, and signed by the exhibitor, parent or guardian, and 4-H leader or FFA advisor. **DEADLINE TO TURN IN RECORD BOOKS MARCH 16-18, 2022. Books will be turned into the Lake County Extension office. FAILURE TO COMPLY WILL RESULT IN THE ANIMAL BEING DISQUALIFIED. (Use Lake County Fair Record Book.) Unacceptable or incomplete record books, as determined by a screening committee, MAY be cause for exhibitor disqualification from showing their animal(s).**
- E. Should an animal be eliminated from the Fair for other than disciplinary reasons or an unacceptable record book, the exhibitor's record book remains eligible for record book contests and awards, if any.
- F. Each exhibitor is expected to maintain, clean and keep the quarters of his or her livestock attractive at all times. Feed, hay, equipment, tack and tools necessary for the maintenance, care and proper display of the animals must be provided by the exhibitor. If hay is to be used, hay bags MUST be provided and used by the exhibitor. Said items must be removed from the barn promptly after the Show or Sale.

- G. All animals (except Swine) must be halter broken and kept under control by the exhibitor. No animal may compete that cannot be properly managed and led by the exhibitor. The Barn Superintendent shall assign an area to all exhibitors.
- H. Grooming, feeding, handling and other care of the animal at the Fair is part of the livestock project and the responsibility of the exhibitor. Professional fitters are prohibited. Cooperation among and between exhibitors and Advisors/Leaders in the same event is permitted and encouraged. **The Lake County Fair Livestock Shows are now a “Clip, Blow, and Go” ONLY show; no adhesives, paint, extra hair, sheen, etc. will be allowed. The penalty is disqualification from the show and/or sale.**
- I. Each exhibitor must personally show his or her animal unless prior permission of the Livestock Committee is received to do otherwise. FFA chapter or 4-H club animals may be exhibited by any member of the organization who would otherwise qualify as an eligible exhibitor. A person exhibiting for an organization may not also exhibit personally in the same show.
- J. Each exhibitor assumes all liability in case of the death or injury to the animal until sold. The purchaser assumes liability at the time of sale. The Lake County Fair at no time assumes responsibility for the health or injury of any livestock exhibited at the Fair.
- K. All exhibits must stay until the removal date and time for that exhibit. If an animal is removed early all premiums will be forfeited and the exhibitor will not be allowed to show any animal the following year.
- L. The Lake County Fair does not issue passes/tickets for parents and/or families. Livestock exhibitors will be issued a colored armband for their respective show and sales. **Tickets must be purchased for entry to the fair.** Lake County 4-H/FFA members and family members can purchase a **10-day ticket for \$25.00 (\$90.00 value)**. Tickets will be available for purchase on the website <http://www.lakecofair.com> . These special 4-H/FFA passes will only be available for purchase between February 18 - March 18. It is highly recommended and encouraged that you purchase your passes before March 18...after March 18 these passes will not be available for purchase. **PLEASE NOTE:** This is a voucher that will need to be redeemed for your hard passes. You can redeem your vouchers beginning Monday, March 28-Tuesday, April 6 (9:00AM-5:00 PM) in the Fair Office. If you are unable to pick these passes up, they will be available for pickup at your designated check-ins. These passes are only available and EXCLUSIVE to our Lake County 4-H/FFA exhibitors and families. The 4-H/FFA tickets are limited to eight (8) per customer. Single day discount admission tickets will be available for purchase on-line starting March 25th for \$7.00 each.
- M. No alcoholic beverages will be permitted on the Fairgrounds. Lake County Fair Association has a Zero Tolerance Policy for alcohol and drugs on the fairgrounds. Any evidence of drug or alcohol use will result in elimination of participation in any Fair functions.
- N. Soft drinks may be served in paper cups, approved cans or plastic bottles. No glass bottles please.
- O. Smoking will not be permitted in the show sheds, tents or barns at any time.
- P. Original sign-in sheet must be turned in at final weigh-in/check-in copy should be put in record book. **Copies will not be available from the Fair Office after March 1, 2022.**

ADDITIONAL EXHIBITOR RESPONSIBILITIES

- Q. All animals will be treated as commercial animals in a safe and timely manner.
- R. The following number of days will be used when calculating weight gain:

Steer - 189 days	Swine -97 days	Meat Goats – 97 days
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- S. The Lake County Fair will not sponsor the sale of any animal that has been eliminated or disqualified for any reason.
- T. **If an animal cannot walk of its own accord from the pen to the show ring, the animal cannot show and/or sell.**
- U. Each exhibitor must prepare a letter of thanks to the buyer of his or her stock and present the letter with an addressed stamped envelope, ready for mailing but not sealed, to your FFA Advisor or 4-H Leader. Your advisor will approve and forward these letters to the Fair Manager / Office. **NO CHECKS WILL BE MAILED TO THAT EXHIBITOR UNTIL THE LETTER IS RECEIVED IN THE FAIR OFFICE. If the Thank You letter is not received the exhibitor will NOT be allowed to show the next year.** Exhibitors are also encouraged to send thank you letters to the sponsors of all the trophies, plaques or awards they received.
- V. **Buyer’s Thank You letters are due in the Fair Office by MONDAY, MAY 2, 2022. There will be a \$100 Fine for all letters turned in after the deadline and may be disqualified from showing the next year. There will be a \$50 fine for any unacceptable thank you letter, i.e. ripped half page letter with no buyer name, one sentence, etc.**
- W. **A six (6%) sales commission will be deducted from the sale of each market animal sold; in addition, a six (6%) processing fee will be deducted from all add-ons that are paid through the Fair Office. The fee is for promotion and production of the Lake County Fair Livestock Shows and Sales. It is highly encouraged that add-ons are given directly to the exhibitors.**
- X. It is the responsibility of the exhibitor to furnish the Fair Office with all buyers' names and addresses. All buyer credentials will be mailed to the prospective buyer through the Fair Office. No tickets will be handed out to exhibitors. You must have their name and address in the office by March 15, 2022 in order for us to mail tickets to them in time for your show and sale. **Previous year’s buyers will be sent tickets so please provide information only on those not listed.**
- Y. All steer, swine, and market goats must be sold at auction to the highest bidder.
- Z. No graffiti will be permitted on animals. Any animal with graffiti will not be allowed to sell.
- AA. **All market animals sold must go to slaughter, NO EXCEPTIONS!**

- BB. Pictures of the exhibitor with buyer will be presented to the buyer as soon as possible.
- CC. Each show must have a minimum of 6 Lake County exhibitors. Entry deadline is February 1, 2022.
- DD. Golf carts, utility vehicles, and/or ATV's are to be used by authorized personnel ONLY.
- EE. **All animals must have a Premise ID from the State of Florida (except rabbit and poultry). It is the exhibitor's responsibility to obtain a Premise ID from the State.**
- FF. **No one is allowed in the show ring during the show and/or sale unless sanctioned by the Lake County Fair Association.**
- GG. **Before any procedure is performed on an animal due to bloat, or other medical emergency, a Livestock Committee member must be notified.**

III. LIVESTOCK PREMIUMS & AWARDS QUALIFICATIONS

- A. All judging (unless otherwise noted) will be done on the Danish system of blue, red and white ribbons.
- B. Showmanship Awards will be awarded for Heifer, Steer, Bull, Swine, Goat, Poultry, and Rabbit. To participate in Showmanship Contest, you must use the animal that is registered under your name. You may not borrow another animal.
- C. Record Book Awards will be awarded for each Beef Breeding, Steer, Swine, Goat, Rabbit and Poultry.
- D. Herdsman awards are offered for Beef Breeding, Steer, Meat Goat and Swine show exhibitors. Exhibitors will be judged daily on the following basis:
 - 1. Orderliness and cleanliness of service area, stall, pens, animals, and public walkways.
 - 2. Personal appearance of exhibitors.
 - 3. Cooperation with show officials in presenting attractive exhibits.
 - 4. Availability of either exhibitor or information about their exhibits.
- E. The Lake County Fair may announce and offer additional awards. It shall be the responsibility of the Livestock Committee to select the recipients of all special awards. The Livestock Committee's decision is final.
- F. Beef Breeding awards will be given out after the show is finished. Steer awards will be given out on the night of the sale. Swine awards will be given out on the night of the sale.
- G. Please allow 6 weeks to receive your premium and sale checks.
- H. There is no money paid for the rosette ribbons. These winners are chosen from the blue-ribbon winners and they are paid only for the blue ribbon.
- I. There will be an award given to the Best All Around Lake County FFA chapter or 4-H club for outstanding cleanliness, courtesy, personal appearance and attitude. This award of \$100.00 will be given for each show - Steer, Beef Breeding, Swine and Goat. This award is given in honor of Charles E. Norris and therefore will be called the "Charles E. Norris Sportsman Award".
- J. There will be an award given to an exhibitor of each show in honor of a longtime supporter James Richardson. This award will be called the "James 'Big Jim' Richardson Award" and will be given to an exhibitor participating in the show for their first time.
- K. Award sponsorship is determined upon the approval of the Lake County Fair Board of Directors.

Lake County Fair Beef Breeding Show

Fair Check-In: Wednesday, April 6, 2022...12:00 PM-2:00 PM

Show: Thursday, April 7, 2022...6:00 PM

1. All exhibitors must register their animals on-line by February 1, 2022. There will be a \$10.00 non-refundable entry fee for each animal entered.
2. The Beef Breeding Show is open to heifers from 6 to 28 months old and bulls must be 9 months or older as of 4/1/2022.
3. **Please see Rule DD under Additional Exhibitor Responsibilities. If a calf is NOT weened, it does not have to have a Premise ID.**
4. All Heifers over 28 months must show evidence of reproduction or have a veterinarian's certificate of pregnancy. Calves at side, if any, must be on halter and be led in shows by another qualified and eligible exhibitor not entered in this class. Failure to meet these requirements will mean disqualification of cow and calf. The manageability test (Section II. F.) applies to cow and calf and will be enforced. Calves should be less than 6 months old.
5. **It is mandatory to have a chain halter on your animal at all times while at the Fair.**
6. Heifer age is calculated as of 4/1/2022.
7. **Bull age: Calf must be 9 months old by 4/1/2022.**
8. Bulls do not have to be registered by a Breed Association.
9. **All Bulls must have a permanent nose ring to be shown at the Fair. Lead rope must be hooked to nose ring during the Show.**
10. Entries will be divided into workable classes by age. All classes will be determined as of 4/1/2022.
11. Ownership of the animals must be vested by January 31, 2022. (Bill of Sale, etc.)
12. **An exhibitor may enter up to two (2) heifers, one (1) bull and one (1) aged cow. One (1) animal per class can be shown, with a maximum of five (5) total animals entered. All exhibitors must be registered for the Show as of February 1, 2022.**
13. The requirements of showing a bull are that the exhibitor be 12 years of age by September 1, 2021 and has shown a previous year in a livestock show (steer, heifer, or open breed show).
14. All animals must be identified by an ear tag or tattoo. These identifying numbers must appear on the official application. Vaccination tattoos are not to be considered a form of identification.
15. All animals will be naturally polled or properly dehorned with no more than 1 inch from the base.
16. EXHIBITORS ARE REQUIRED TO DEMONSTRATE THEIR ABILITY TO SAFELY CONTROL THEIR ANIMALS. After all animals are checked in, a parade will be held from the assigned area, through the show ring, set up, and back to the assigned area. Each exhibitor shall untie, parade, and re-secure their animal without assistance. Any exhibitor who fails any part of the foregoing test will be given another opportunity. EXHIBITORS WHO FAIL THE SECOND TIME WILL BE DECLARED DISQUALIFIED AND SHALL REMOVE THEIR ANIMAL(S) FROM THE FAIRGROUNDS BEFORE THE FAIR OPENS TO THE PUBLIC.
17. Unruly animals judged to be safety hazards to their exhibitor or others will be excused from the ring.

Lake County Fair Beef Breeding Show

18. All exhibits must stay until the removal date and time for that exhibit. If an animal is removed early all premiums will be forfeited and the exhibitor will not be allowed to show any animal the following year.
19. It will be the responsibility of the Show Judge to select Outstanding Lake County Beef Breeding.
20. An Official Certificate of Veterinary Inspection (OCVI) is required for all Beef Breeding animals.

HEIFER CLASSES

Class I	6 to 9 months
Class II	10 -13 months
Class III	14 to 17 months
Class IV	18 to 21 months
Class V	22 to 27 months

BULL SHOW

Bulls of every age will be shown together.

Awards & Premiums

Ribbons:

Blue - \$25, Red - \$20, White - \$15

Class Champions – Award & Rosette
Grand Champion Heifer – Buckle & Rosette
Reserve Grand Champion Heifer – Award & Rosette
Aged Cow Champion – Buckle & Rosette
Reserve Aged Cow Champion – Award & Rosette
Champion Bull – Buckle & Rosette
Reserve Champion Bull – Award & Rosette

Showmanship:

1st Place – Senior/Intermediate/Junior – Belt Buckle
2nd Place - Senior/Intermediate/Junior – Award

Record Books:

1st Place – Senior/Intermediate/Junior - \$75 & Award
2nd Place – Senior/Intermediate/Junior - \$50 & Award
3rd Place – Senior/Intermediate/Junior - \$25 & Award

Herdsman Award:

1st Place - \$50 & Award
2nd Place - \$25 & Award

Outstanding Lake County Heifer

\$75 & Award

Outstanding Lake County Bull

\$50 & Award

Charles E. Norris Sportsmanship Award:

\$100 & Award

James “Big Jim” Richardson Award:

Award

HEALTH REGULATIONS AND REQUIREMENTS For Admission of Animals for Exhibition

5C-4.0017 General Requirements and Limitations.

- (1) Official Certificate of Veterinary Inspection (OCVI) Required. Animals presented for exhibition purposes in Florida, unless specifically exempted, must be accompanied by an OCVI issued by a veterinarian accredited in the state of origin.
 - (a) The OCVI must be complete including the breed, sex, and registration number, and the official individual identification of each animal.
 - (b) Results of a specific test requirement or herd accreditation, certification or validation number for each animal must be recorded on the OCVI with the date of the test or herd accreditation, certification or validation.
- (2) Expiration of Required OCVI.
 - (a) For Florida-origin animals an OCVI is valid for 90 days from the date of issue; or until the expiration date of any required tests, whichever is the earliest date.
 - (b) For animals imported into Florida for exhibition purposes only, the OCVI is valid for 30 days, except that, for equine imported into Florida using a current Equine Interstate Passport Card, DACS-09207, or equivalent of the state of origin signed by the State Veterinarian or chief animal health official, the OCVI will be extended to the date of expiration of the Equine Interstate Passport Card or its equivalent of the state of origin.
- (3) Exemption to Required OCVI. An OCVI is not required for animals originating in Florida and entered in market classes provided that animals are segregated from other animals and the pens are occupied only by the animals in a market class. Pens used for market classes must not be reused until after cleaning and disinfecting.
- (4) Inspection Required. Prior to immediate acceptance at an exhibition, all animals presented for exhibition must be visually inspected by an authorized representative for:
 - (a) The required official individual identification of the animal; and
 - (b) Clinical signs of disease including, but not limited to: caseous lymphadenitis, blisters/ulcers around the mouth, nostrils, coronary band, pinkeye, pox, scabies, lice, ringworm, atrophic rhinitis, or multiple warts that are clearly visible; and
 - (c) Evidence of compliance with animal tests and OCVI requirements, where required.
- (5) Animals Rejected for Exhibition.
 - (a) Any animal in noncompliance with animal tests and OCVI requirements, or
 - (b) Any animal not meeting the official individual identification requirements, or
 - (c) Any animal which is suspected of having or showing clinical signs of dangerous transmissible, contagious or infectious disease on visual inspection, or any animal which is known to be exposed to such diseases must be:
 1. Immediately withdrawn from exhibition and returned to the place of origin, or
 2. Examined by a Florida-licensed and USDA-accredited veterinarian at the owner's expense within 24 hours, who certifies by a signed, written statement, that the animal is free of dangerous transmissible, contagious or infectious disease and pests.
- (6) Forms. Equine Interstate Passport Card, DACS-09207 Rev. 07/05, is hereby incorporated by reference. Copies may be obtained from the Florida Department of Agriculture and Consumer Services, Division of Animal Industry, 407 S. Calhoun St., Tallahassee, FL 32399-0800.

Rulemaking Authority 585.002(4), 585.08(2)(a), 585.145(2) FS. Law Implemented 585.08(2)(a), 585.145(1), (2) FS. History—New 6-21-06.

5C-4.0015 Definitions.

For the purposes of this chapter the following definitions shall apply:

- (1) Accredited Veterinarian. A veterinarian licensed in the state of origin and accredited by the United States Department of Agriculture, Animal and Plant Health Inspection Service (USDA, APHIS) to perform certain functions of the federal and cooperative-state-federal programs in accordance with the provisions of Title 9 Code of Federal Regulations (9 CFR) § 161 (2005).
- (2) Animal(s). This term shall include:
 - (a) Livestock including grazing animals, such as cattle, horses, sheep, swine, goats, and other hooved animals;
 - (b) Ratites, limited to ostriches, emus, and rheas;
 - (c) Poultry or Domestic fowl which are propagated or maintained for commercial or breeding purposes; and
 - (d) Wild or game animals which may threaten the agricultural interests of Florida.
- (3) Authorized Representative. An employee of the state or federal government, or a licensed veterinarian accredited by the USDA, who is authorized to conduct animal disease control and eradication activities.

- (4) Commercial Production Swine. Swine that have been subjected to and found negative on an annual brucellosis and pseudorabies test and have been continuously managed with adequate facilities and practices to prevent exposure to either transitional or feral swine and so recognized by state animal health officials.
- (5) Group. One or more animals maintained on the same premises or in contact with one another.
- (6) Horse. Any horse, mule, ass, zebra or other equidae.
- (7) Isolation. Separation of individual animals by a physical barrier in a manner that assures one animal does not have access to the body, excrement, or discharges of another animal; does not share a building with a common ventilation system; and is not within ten feet of another animal.
- (8) Market Class. An exhibition class consisting of finished fed animals that all go directly to slaughter immediately following the exhibition.
- (9) Official Certificate of Veterinary Inspection (OCVI). A legible record or certificate made on an official form from the state of origin or from the USDA, or a Department-approved electronic format, issued and signed by veterinarians licensed and accredited in the state of origin for the purpose of certifying the official individual identification, test requirements, and health status of specific animals for movement, exhibition, and other designated purposes.
- (10) Official Individual Identification. An individual animal identification that uniquely identifies the animal, the owner, the premises where the animal was identified and the state in which the official individual identification was applied and:
 - (a) For Cattle:
 1. Is approved by the United States Department of Agriculture in accordance with 9 C.F.R. § 86.4(a)(1) (2013), as incorporated in Rule 5C-31.006, F.A.C.; or
 2. Is submitted to and verified by the Department as meeting the requirements for official individual identification such that state officials can determine the herd in which the animal was officially identified.
 - (b) For Livestock Other than Cattle:
 1. Tattoos and registered brands such as ear, tail-web or flank tattoos, breed registration tattoos when accompanied by breed registration papers; or an official breed registration brand when accompanied by a brand registration certificate;
 2. Official leg or wing bands for poultry;
 3. Color digital images or notarized color photographs of the animal, signed by a state-licensed, USDA-accredited veterinarian; or
 4. Implanted electronic chips with a unique number that is recorded in a single, central database.
- (11) Official test. A test conducted by a method approved by Department rules for the specific disease and animal species.
- (12) Poultry, Domestic Fowl or Ratites. Chickens, turkeys, quail, pheasants, chukars, peafowl, guineas, ratites (limited to ostriches, emus and rheas) and waterfowl that are propagated or maintained for commercial or breeding purposes.
- (13) Segregated. To maintain a group of animals separate from another group of animals in such a manner as to prevent physical contact between animals of the two groups.

Rulemaking Authority 585.002(4), 585.08(2), 585.145(2) FS. Law Implemented 585.08(2)(a), 585.145(1), (2) FS. History—New 1-19-95, Amended 6-4-95, 6-21-06, 2-19-14.

5C-4.002 Cattle or Bison.

- (1) OCVI Required.
 - (a) Florida-origin cattle or bison moved for exhibition must be accompanied by an OCVI dated not more than 90 days prior to exhibition.
 - (b) Cattle or bison imported from other states for exhibition must be accompanied by an OCVI dated not more than 30 days prior to exhibition.
- (2) Test or Certification Required.
 - (a) Tuberculosis.
 1. Florida-origin cattle or bison may be entered for exhibition without a tuberculin test.
 2. Imported dairy cattle may be entered for exhibition provided they have a negative caudal fold tuberculin skin test within 30 days prior to the date of the exhibition; except that, dairy cattle from Accredited Tuberculosis-Free Herds originating in Tuberculosis-Free States, are exempt from this test requirement.
 3. Imported beef cattle or bison may be entered for exhibition without a negative caudal fold tuberculin skin test provided they originate from Accredited Tuberculosis-Free States or Herds. Otherwise, they must meet the requirements in subparagraph 5C-4.002(2)(a)2., F.A.C.
 - (b) Brucellosis.
 1. Test Required. Cattle or bison, six (6) months of age or older, must have evidence of a negative brucellosis test within 30 days prior to the date of exhibition.

2. Exemption from Required Brucellosis Test.

- a. Steers and spayed heifers; and
- b. Cattle or bison originating from a Certified Brucellosis-Free Herd, or a Brucellosis Class Free State or Area which when certified, the OCVI must show the certified herd number and the date of the last herd certification test; and
- c. Cattle or bison from non-quarantined herds originating from Class A State or Area provided that the cattle are under 18 months of age.

Rulemaking Authority 585.002(4), 585.08(2)(a), 585.145(2) FS. Law Implemented 585.08(2)(a), 585.145(1), (2) FS. History—Amended 7-25-66, 11-15-67, 1-1-70, 7-1-71, 9-1-72, 8-7-77, 8-8-79, 9-30-80, 6-26-83, Formerly 5C-4.02, Amended 4-17-89, 1-19-95, 6-21-06.

5C-4.003 Swine.

(1) OCVI Required.

- (a) Swine for exhibition must be accompanied by an OCVI dated not more than 90 days prior to presentation for exhibition.
- (b) Swine imported for exhibition must be accompanied by an OCVI dated not more than 30 days prior to presentation for exhibition.

(2) Tests or Certification Required for Breeding Swine.

(a) Brucellosis.

1. Swine six (6) months of age or older must be negative to an official test for brucellosis within 30 days prior to exhibition, or
2. Originate from a Validated Brucellosis-Free Swine herd as defined in 9 CFR § 78.1, or
3. Originate from a Commercial Production Swine Herd as defined in subsection 5C-4.0015(4), F.A.C.

(b) Pseudorabies. Swine six (6) months of age or older must be negative to an official test for pseudorabies within 30 days prior to exhibition, or

1. Originate from a Qualified Pseudorabies-Free Herd as defined in 9 CFR § 85, or
2. Originate from an Approved Commercial Production Swine Herd.

(3) Exemptions. Swine for exhibition as “market class” swine are exempt from the OCVI and test requirements provided that all swine in the class go directly to slaughter following the exhibition.

(4) Isolation. Breeding swine returning to the farm from exhibitions must be isolated from other swine at least 30 days before being returned to the herd. Breeding swine for exhibition must be maintained in isolation between exhibitions or move directly between exhibitions.

(5) Materials. 9 CFR § 78 (2005) and § 85 (2005) are hereby incorporated by reference. Copies may be obtained from the United States Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington, D.C. 20402-9328.

Rulemaking Authority 585.002(4), 585.08(2)(a), 585.145(2) FS. Law Implemented 585.08(2)(a), 585.145(1), (2) FS. History—Amended 3-21-64, 6-20-68, 1-1-71, 3-1-72, Formerly 5C-4.03, Amended 4-17-89, 1-19-95, 6-21-06.

5C-4.004 Poultry, Domestic Fowl or Ratites.

(1) OCVI Required. An OCVI is required for poultry, domestic fowl or ratites for movement into Florida, but not specifically for exhibition. However, poultry, domestic fowl or ratites presented for exhibition without an OCVI, must be inspected as provided in subsection 5C-4.0017(4), F.A.C.

(2) Test or Certification Required. All poultry or domestic fowl entered for exhibition must originate from Pullorum-Typhoid Clean flocks or hatcheries, as provided in 9 CFR § 145 (2005) and § 147 (2005), or have a negative pullorum-typhoid test within 90 days prior to exhibition.

(3) Materials. 9 CFR § 145 (2005) and § 147 (2005) are hereby incorporated by reference. Copies may be obtained from the United States Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington, D.C. 20402-9328.

Rulemaking Authority 585.002(4), 585.08(2)(a), 585.145(2) FS. Law Implemented 585.08(2)(a), 585.145(1), (2) FS. History—Amended 4-20-67, 4-18-84, 4-4-85, Formerly 5C-4.04, Amended 6-21-87, 4-17-89, 1-19-95, 6-4-95, 6-21-06.

5C-4.005 Goats or Sheep.

(1) OCVI Required.

(a) Florida-origin goats or sheep presented for exhibition must be accompanied by an OCVI dated not more than 90 days prior to presentation.

(b) Goats or sheep imported into Florida for exhibition must be accompanied by an OCVI completed within 30 days prior to exhibition.

(2) Identification. All goats or sheep entered for exhibition purposes must have an official individual identification in accordance

with the National Scrapie Eradication Uniform Methods and Rules, APHIS 91-55-066, June 1, 2005.

(3) Test or Certification Required.

- (a) Tuberculosis Test. All dairy goats six (6) months of age or older imported for exhibition purposes must originate from an Accredited Tuberculosis-Free Herd, or have had a negative caudal fold tuberculosis test within 90 days prior to exhibition. When originating from accredited tuberculosis-free herds, the OCVI must show, the accredited herd number and the date of the last herd accreditation test.
- (b) Brucellosis Test. All dairy goats six (6) months of age or older imported for exhibition purposes must originate from a Certified Brucellosis-Free Herd, or have had a negative brucellosis test within 90 days prior to exhibition. When originating from a certified brucellosis-free herd, the OCVI must show the certified herd number and the date of the last herd certification test.
- (c) Exemption From Test Requirements. There are no tuberculosis or brucellosis test requirements for meat type goats or Florida-origin dairy goats.

(4) Materials. Scrapie Eradication Uniform Methods and Rules, APHIS 91-55-066, June 1, 2005, is hereby incorporated by reference. Copies may be obtained from the United States Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington, D.C. 20402-9328.

Rulemaking Authority 585.002(4), 585.08(2)(a), 585.145(2) FS. Law Implemented 585.08(2)(a), 585.145(1), (2) FS. History—New 11-4-76, Formerly 5C-4.05, Amended 4-17-89, 1-19-95, 6-4-95, 6-21-06

5C30.003 Penalties

- (1) This rule describes the penalties for violations of the requirements provided in Chapter 585, F.S., and Rule Title 5C, F.A.C.
- (2) The provision of specified penalties in this rule shall not preclude the Department from seeking any legal remedy or injunctive relief available under Sections 585.005 and 585.007, F.S.
- (3) The penalties for failure to comply with the health standards for importation or intrastate movement of animals are as provided in Table #1.

TABLE #1

Decision and Penalty Matrix for Division of Animal Industry Movement Violations

Division of Animal Industry – DAI Equine Infectious Anemia – EIA Individually Identified – ID
 National Poultry Improvement Plan – NPIP Official Certificate of Veterinary Inspection – OCVI (valid for 30 days)
 Pullorum-Typhoid – PT Test Tuberculosis – TB

SPECIES	VIOLATION	ADMINISTRATIVE ACTION INTRASTATE (Within State)	ADMINISTRATIVE ACTION INTERSTATE (Import into State)	ADMINISTRATIVE PENALTY*
All Animals	Use of forged, altered or counterfeited documents as required in Title 5C, F.A.C.	Quarantine back to Premises of Origin and Administrative Fine.	Refuse entry into state.	1st \$500 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000 per animal.
All Animals	Movement of animals showing signs of illness or dead animals unless accompanied by a valid Carcass Haulers Permit or prior permission number from the Division of Animal Industry.	Quarantine back to originating premise and Administrative Fine.	Refuse entry for dead animals unless accompanied by a valid Carcass Haulers Permit or a prior permission number from the Division of Animal Industry. All other animals showing signs of illness, contact the Division of Animal Industry.	1st \$500 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000 per animal.

SPECIES	VIOLATION	ADMINISTRATIVE ACTION INTRASTATE (Within State)	ADMINISTRATIVE ACTION INTERSTATE (Import into State)	ADMINISTRATIVE PENALTY*
All Animals	Illegal Importation	N/A	Quarantine and Administrative Fine.	1st \$500 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000 per animal.
All Animals	Movement or commingling of animals in violation of quarantine.	Quarantine back to Premises of Origin and Administrative Fine.	Refuse entry into state.	1st \$1,000 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000 per animal.
All Animals	Failure to allow records inspection	Quarantine to Premises of Origin and Administrative Fine.	Refuse entry into state.	1st \$500 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000 per animal.
All Animals	Failure to test or maintain records as required by Title 5C, F.A.C.	Quarantine to Premises of Origin and Administrative Fine.	Refuse entry into state.	1st Warning Letter. 2nd \$500 per animal 3rd \$1,500 per animal; subsequent violations within 36 months of last violation – \$1,000 increments up to \$10,000 per animal.
All Animals	Failure to allow access or testing of animals for contagious or infectious disease.	Quarantine to Premises of Origin and Administrative Fine.	Refuse entry into state.	1st \$500 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000.
All Animals	No valid carcass hauler permit in accordance with Section 585.147, FS.	Quarantine to Premises of Origin and Administrative Fine.	Refuse entry into state.	1st \$500 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000 per animal.
All Animals	Failure to report a dangerous transmissible disease to the State Veterinarian as required under Section 585.19, FS.	Administrative Fine	N/A	1st \$500 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000 per animal.

SPECIES	VIOLATION	ADMINISTRATIVE ACTION INTRASTATE (Within State)	ADMINISTRATIVE ACTION INTERSTATE (Import into State)	ADMINISTRATIVE PENALTY*
All Animals	Concealing, removing or attempting to conceal or remove an animal that is known or suspected of being afflicted or suffering from a disease or pest designated on the department's dangerous transmissible disease list as required under Section 585.18, FS.	Quarantine to Premises of Origin and Administrative Fine.	Quarantine to Premises of Origin and Administrative Fine.	1st \$500 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000 per animal.
All Animals (Except poultry and deer—see below).	No prior permission number as required in Title 5C-3, F.A.C.	N/A	Allow entry into state. Division of Animal Industry will contact issuing veterinarian. Issue an Advisory Notice.	1st Notice of Non-Compliance 2nd Notice of Non-Compliance 3rd and subsequent violations within 36 months of last violation – refuse entry into state.
Cattle (Unidentified)	Failure by an Approved Livestock Facility accepting cattle to: tag as an Approved Tagging Site; place into designated “slaughter only” sale channels; deny entry to the market.	Administrative Fine	Administrative Fine	1st \$25 per animal per violation 2nd \$50 per animal per violation 3rd \$100 per animal per violation
Cattle (Unidentified)	Failure by an Approved Livestock Facility or Purchaser to timely submit complete and accurate records required by subparagraph 5C-31.004(2)(a)3., or 5C-31.004(2)(b)4., or 5C-31.004(2)(b)7., F.A.C.	Administrative Fine	Administrative Fine	1st \$25 per animal per violation 2nd \$50 per animal per violation 3rd \$100 per animal per violation

SPECIES	VIOLATION	ADMINISTRATIVE ACTION INTRASTATE (Within State)	ADMINISTRATIVE ACTION INTERSTATE (Import into State)	ADMINISTRATIVE PENALTY*
Cattle (Unidentified)	Failure by an Approved Livestock Facility or Purchaser to retain the information required by subparagraph 5C-31.004(2)(a)4., or 5C-31.004(2)(b)5., or 5C-31.004(2)(b)8., F.A.C.	Administrative Fine	Administrative Fine	1st \$25 per animal per violation 2nd \$50 per animal per violation 3rd \$100 per animal per violation
Cattle (Unidentified)	Failure of Purchaser of unidentified Cattle to tag Cattle in accordance with subparagraph 5C-31.004(2)(a)3., F.A.C.	Quarantine to origin or destination until animals are officially identified and Administrative Fine.	Quarantine to origin or destination until animals are officially identified and Administrative Fine.	1st \$25 per animal per violation 2nd \$50 per animal per violation 3rd \$100 per animal per violation
Cattle (Unidentified)	Failure of Purchaser to provide the Premises Identification Number to Approved Livestock Facility as required by subparagraph 5C-31.004(2)(b)2., F.A.C.	Quarantine to origin or destination until animals are officially identified and Administrative Fine.	Quarantine to origin or destination until animals are officially identified and Administrative Fine.	1st \$25 per animal per violation 2nd \$50 per animal per violation 3rd \$100 per animal per violation
Cattle (Identification)	Failure to have Official Individual Identification.	Quarantine to origin or destination until animals are officially identified and Administrative Fine.	Quarantine to origin or destination until animals are officially identified and Administrative Fine.	1st \$25 per animal per violation 2nd \$50 per animal per violation 3rd 100 per animal per violation
	Failure to prevent commingling with Cattle under separate ownership.	Quarantine to origin or destination until animals are officially identified and Administrative Fine.	Quarantine to origin or destination until animals are officially identified and Administrative Fine.	1st \$25 per animal per violation 2nd \$50 per animal per violation 3rd 100 per animal per violation
Cattle and Bison (Bovine)	No ID, or invalid OCVI /no OCVI.	N/A	Quarantine to destination and Administrative Fine.	1st \$25 per animal 2nd \$50 per animal 3rd \$100 per animal; subsequent violations within 36 months in \$100 increments up to \$10,000 per animal. Refuse entry into state.

SPECIES	VIOLATION	ADMINISTRATIVE ACTION INTRASTATE (Within State)	ADMINISTRATIVE ACTION INTERSTATE (Import into State)	ADMINISTRATIVE PENALTY*
Cattle and Bison (Bovine)	No tuberculosis (TB) or brucellosis test in accordance with paragraph 5C-3.004(2)(b), F.A.C.	N/A	Refuse entry into state if consigned to a show, sale or exhibition. All other shipments—quarantine to destination and Administrative Fine.	1st Warning Letter. 2nd \$100 per animal 3rd \$500 per animal 4th \$1,000 per animal; subsequent violations within 36 months in \$1000 increments up to \$10,000 per animal.
Goats and Sheep (Caprine and Ovine)	No ID as required in subsection 5C-29.002(1), F.A.C. (USDA scrapie tags—required unless consigned to a USDA-approved livestock market).	Quarantine back to Premises of Origin and Administrative Fine.	Refuse entry into state.	1st \$25 per animal 2nd \$50 per animal 3rd \$100 per animal; subsequent violations within 36 months in \$100 increments up to \$10,000 per animal.
Goats and Sheep (Caprine and Ovine)	No OCVI/invalid OCVI.	N/A	Quarantine to destination and Administrative Fine.	1st \$25 per animal 2nd \$50 per animal 3rd \$100 per animal; subsequent violations within 36 months in \$100 increments up to \$10,000 per animal. Refuse entry into state.
Goats and Sheep (Caprine and Ovine)	No TB test or brucellosis test.	N/A	Refuse entry into state if consigned to a show, sale, or exhibition. All other shipments—quarantine to destination and Administrative Fine.	1st Warning Letter. 2nd \$100 per animal 3rd \$500 per animal 4th \$1,000 per animal; subsequent violations within 36 months in \$1,000 increments up to \$10,000 per animal.
Goats and Sheep (Caprine and Ovine)	No disease-free statement provided by issuing veterinarian, as required in paragraph 5C-3.005(1)(b), F.A.C.	N/A	Issue an Advisory Notice.	Notice of Non-Compliance.

SPECIES	VIOLATION	ADMINISTRATIVE ACTION INTRASTATE (Within State)	ADMINISTRATIVE ACTION INTERSTATE (Import into State)	ADMINISTRATIVE PENALTY*
Pigs (Swine/Porcine)	No ID as defined in subsection 5C-21.002(24), F.A.C., or OCVI/invalid OCVI.	N/A	Quarantine to destination and Administrative Fine.	1st \$25 per animal 2nd \$50 per animal 3rd \$100 per animal; subsequent violations within 36 months in \$100 increments up to \$10,000 per animal. Refuse entry into state.
Pigs (Swine/Porcine)	No pseudorabies or brucellosis test in accordance with subsection 5C-3.007(3), F.A.C.	N/A	Refuse entry into state if consigned to a show, sale or exhibition. All other shipments—quarantine to destination and Administrative Fine.	1st Warning Letter. 2nd \$100 per animal 3rd \$500 per animal 4th \$1,000 per animal; subsequent violations within 36 months in \$1,000 increments up to \$10,000 per animal.
Pigs (Swine/Porcine)	Movement without Feral Swine Dealer Card.	Quarantine to destination and Administrative Fine.	N/A	1st \$25 per animal 2nd \$50 per animal 3rd \$100 per animal; subsequent violations within 36 months in \$100 increments up to \$10,000 per animal.
Pigs (Swine/Porcine)	Unlicensed Feral Swine Holding Facility.	Animals quarantined on premises and Administrative Fine.	N/A	1st Warning Letter. 2nd \$25 per animal per violation 3rd \$50 per animal per violation 4th \$100 per animal per violation; subsequent violations within 36 months in \$100 increments up to \$10,000 per animal.
Pigs (Swine/Porcine)	Movement of feral swine to non-listed premises.	Quarantine to origin or destination premises and Administrative Fine.	Refuse entry into state.	1st \$25 per animal per violation 2nd \$50 per animal per violation 3rd \$100 per animal per violation; subsequent violations within 36 months in \$100 increments up to \$10,000 per animal.
Pigs (Swine/Porcine)	Feeding non-sterilized raw garbage to swine in accordance with subsection 5C-11.017(1), F.A.C.	Quarantine on premises and Administrative Fine.	N/A	1st \$500 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000 per animal.

SPECIES	VIOLATION	ADMINISTRATIVE ACTION INTRASTATE (Within State)	ADMINISTRATIVE ACTION INTERSTATE (Import into State)	ADMINISTRATIVE PENALTY*
Poultry (Avian)	No OCVI/invalid OCVI, PT test, Avian Influenza test, Exotic Newcastle Disease test, or NPIP/VS 9-3 in accordance with Rule 5C-3.012, F.A.C.	N/A	Refuse entry into state.	N/A
Poultry (Avian)	No Avian Influenza test if Rule 5C-16.021, F.A.C., is in effect.	Quarantine back to Premises of Origin.	N/A	Notice of Non-Compliance
Poultry (Avian)	No prior permission number with OCVI for poultry originating from a state with no premises under quarantine for Highly Pathogenic Avian Influenza (HPAI) or Exotic Newcastle Disease (END).	N/A	Allow entry to a single destination and quarantine.	1st Quarantine 2nd Quarantine 3rd and subsequent violations within 36 months of last violation – refuse entry into state.
Poultry (Avian)	No prior permission number with OCVI for poultry originating from a state with premises under quarantine for Highly Pathogenic Avian Influenza (HPAI) or Exotic Newcastle Disease (END).	N/A	Refuse entry into state.	N/A
Laboratory Documents	Altering, forging, or misrepresenting a document as an official state document from FDACS laboratory.	Administrative Fine.	Administrative Fine.	1st \$500 per animal 2nd \$2,500 per animal 3rd \$5,000 per animal 4th and subsequent violations within 36 months of last violation – \$10,000 per animal.

*The penalties in Table #1 are listed in the order that they will apply with each succeeding violation.

(4) Resolution of Violations, Settlement, and Additional Enforcement Remedies – The Department and person charged with a violation may agree to resolve violations prior to an administrative hearing, or enter into settlement pursuant to Section 120.57(4), F.S. The penalties addressed in this rule shall not be construed to limit the authority of the Department to resolve violations prior to or after initiation of any administrative action or to settle with any party. The Department shall utilize all available remedies to ensure compliance including administrative action, civil actions, settlements, and referrals for criminal prosecution. The Department shall enforce a failure to comply with an agreement to resolve violations or a settlement agreement with the penalties and remedies provided in the agreement and as authorized by Chapters 120 or 570 and 585, F.S.

Rulemaking Authority 570.07(23), 585.002(4), 585.08(2)(a) FS. Law Implemented 570.07(15), 570.36(2), 585.003, 585.007(1), 585.08(2)(a), 585.145(1), (2), 585.16, 585.18, 585.19, 585.23, 585.40 FS. History—New 5-24-10, Amended 2-19-14, 9-4-14, 1-11-17.