

1 02 NCAC 48C .0113 is amended with changes as published in 30:05 NCR 540 as follows:

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02 NCAC 48C .0113 RECORDING FLUE-CURED VARIETIES

(a) It shall be the duty of the Commissioner to accept annually for the purpose of recording only the flue-cured tobacco varieties which that have been declared by the Tobacco Seed Committee (as identified in 02 NCAC 48C .0016 .0116) to have been correctly identified as carrying the true characteristics of the variety, based on the evidence presented by each grower of each variety being recorded. The recording must shall be made prior to December 1 preceding each growing season, using the same designation for each variety which that was used when the variety was first sold, offered, or exposed for sale sale, or recorded officially with an agency responsible for the enforcement of a state seed law.

(b) The Commissioner shall refuse to accept for recording any flue-cured tobacco variety, by any grower or distributor, which that has not been declared by the Tobacco Seed Committee to be correctly identified. Nothing in this Rule shall be interpreted to prohibit two or more persons recording a variety if the same designation is used for the variety by all persons recording. ~~Provided, that the grower of seed of a variety that is refused recording may appeal to the Board of Crop Seed Improvement. Notice of such appeal shall be given to the chairman of said board, including such evidence and pertinent documents bearing on the appeal.~~

*History Note: Authority G.S. 106-277.15;
Eff. February 1, 1976;
Transferred from T02.11C Eff. January 1, 1985. 1985;
Amended Eff. January 1, 2016;*

1 02 NCAC 48 C .0115 is amended with changes as published in 30:05 NCR 540 as follows:

2 **02 NCAC 48C .0115 RECORDING BLENDS**

3 (a) It shall be the duty of the Commissioner of Agriculture to accept for the purpose of recording any combination of
4 varieties identified with a "blend" designation as identified in Section 106-277.2(40), North Carolina Seed Law, G.S.
5 106-277.2(2f).

6 (b) The request for recording will shall be supported by an affidavit stating the component varieties and research
7 information which that shows an advantage of the "blend" over the singular use of either component variety. Each lot
8 of seeds offered under the same blend designation shall always be made up in the same percentage of each variety.

9 (c) A two-pound planting sample will shall be provided upon recording and may be requested annually by the
10 Commissioner from each producer of a blend, as long as the blend is being offered or exposed for sale.

11 ~~(d) Any request for the recording of a "blend" which is refused may be appealed to the Board of Seed Crop~~
12 ~~Improvement. Notice of such appeal shall be given to the chairman of said board, including such evidence and~~
13 ~~pertinent documents bearing on the appeal.~~

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15 *History Note: Authority G.S. 106-277.15;*

16 *Eff. February 1, 1976;*

17 *Transferred from T02.11C Eff. January 1, ~~1985.~~ 1985.*

18 *Amended Eff. January 1, 2016.*

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1 02 NCAC 52C .0701 is amended with changes as published in 29:19 NCR 2229 as follows:

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3 **SECTION .0700 – MISCELLANEOUS REQUIREMENTS**
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5 **02 NCAC 52C .0701 INTRASTATE REQUIREMENTS: CERVIDAE**

6 (a) Cervidae that originate from herds containing cervidae only may be sold within North Carolina, if they test negative
7 for tuberculosis within 60 days of change of ownership.

8 (b) Cervidae that are commingled with domestic livestock may be sold within North Carolina provided that domestic
9 cattle are tested annually, and all cervidae and bovidae other than domestic cattle and bison are tested negative for
10 tuberculosis within 60 days prior to moving intrastate.

11 (c) Cervidae owners shall maintain records showing:

- 12 (1) date and source of new additions to the herd;
13 (2) date of deaths of cervidae and copy of laboratory report on cause of death; and
14 (3) date of sale or other disposition of any animal from a herd containing cervidae and the name and
15 address of person who received the animal.

16 These records shall be maintained by the cervidae owner for a period of five years and shall be made available for
17 inspection and copying by an employee of the NC Department of Agriculture Veterinary Division.

18 (d) All captive cervidae of any species ~~six~~ twelve months of age or older that die of any cause ~~must~~ shall be tested for
19 Chronic Wasting Disease. The animal's head shall be submitted to a USDA-approved laboratory for testing. Information
20 about USDA approved laboratories may be found by calling the USDA-APHIS Customer Service Call Center at 1-844-
21 820-2234. A copy of the laboratory report shall be sent to the State Veterinarian - 1030 Mail Service Center, Raleigh,
22 North Carolina 27699.

23 (e) Cervidae owners ~~must~~ shall comply with the "Uniform Methods & Rules: Tuberculosis Eradication in Cervidae,"
24 U.S. Department of Agriculture, which is hereby adopted by reference, including subsequent editions and amendments.
25 A copy of this document may be obtained from the NC Department of Agriculture Veterinary Division at no charge.
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27 *History Note: Authority G.S. 106-317; 106-400;*
28 *Eff. July 1, 1998;*
29 *Amended Eff. August 1, 2004; August 1, ~~2002~~ 2002;*
30 *Amended Eff. January 1, 2016.*