



Wisconsin Department of Agriculture, Trade and Consumer Protection

Division of Animal Health

PO Box 8911, Madison, WI 53708-8911

Phone: 608-224-4872

Fax:608-224-4871

GUIDANCE DOCUMENT

DAHDelegationAuthority

This guidance document is based on Wis. Stat. chs. 93 and 95 and chapter(s) ATCP 10 Wis. Admin. Code. This document is intended solely as guidance, and does not contain any mandatory requirements except where requirements found in statute or administrative rule are referenced. This guidance does not establish or affect legal rights or obligations, and is not finally determinative of any of the issues addressed.

Policy regarding delegation of authority to issue orders.

<i>Darlene M. Konkle</i>	11/24/2020
Dr. Darlene Konkle - Administrator Division of Animal Health	DATE

Contributors:

Policy Number:	DIS-017
Date:	07/27/2017
Staff Affected:	All Staff
Subject:	Delegation of Authority to Issue Orders
Replaces:	Policy 117

BACKGROUND

Under s. ATCP 10.89 (1) the department may, without prior notice or hearing, issue an order quarantining domestic animals or captive wild animals in this state for a variety of purposes related to the control of contagious, infectious or communicable diseases of animals or diseases that may be transmitted from animals to humans.

Under s. ATCP 10.90 (1) the department may, without prior notice or hearing, issue a temporary animal hold order whenever the department has reason to believe that animals may have been illegally imported or may have been exposed to an infectious, contagious or communicable disease.

Under s. ATCP 10.91 (1) the department may, without prior notice or hearing, issue an order for the destruction or removal of animals illegally moved into or within this state.

The authority to issue these orders is granted to the state veterinarian/division administrator, Division of Animal Health.

In the course of disease investigations or exposure and investigations of possible illegal animal imports it is frequently necessary to serve these orders directly at the premises holding the animals.

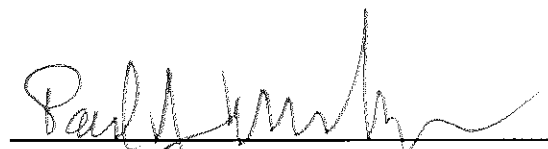
POLICY

Authority to sign and issue quarantines (ATCP 10.89), temporary animal hold orders (ATCP 10.90), and destruction or removal of animal orders (ATCP 10.91) is delegated to the following DATCP Division of Animal Health and Wisconsin USDA-APHIS-VS positions, provided that the circumstances bringing about the order have been discussed and the order has been approved verbally by the state veterinarian, assistant state veterinarian or appropriate program manager:

- USDA veterinary services assistant district director
- USDA veterinary services animal health technicians
- Assistant state veterinarian
- Director, bureau of field services

- Veterinary program manager(s)
- District veterinarians and federal veterinary medical officers
- Compliance officer and compliance specialists
- Animal health inspectors
- Animal health inspector supervisor
- Regulatory specialists
- Inspection services section chief

Approved by:



State Veterinarian
Paul J. McGraw, DVM

Date: _____

7/27/17