

## **Poultry Special Sale/Swap Meet Agreement FAQ**

**Q: Why is Oklahoma Department of Agriculture, Food and Forestry (ODAFF) asking Avian Special Sales/Swap meets to sign these forms now?**

A: Due to the increasing number of poultry sales, auctions, and swap meets and the increased threat of Highly Pathogenic Avian Influenza and other poultry diseases, we believe it is important to make sure that places where poultry commingle from multiple sources and disperse to multiple sources follow the law to help keep poultry safe and to be able to trace potentially exposed or infected poultry in case of disease outbreaks.

**Q: Is this something new?**

A: Asking Avian Special Sales and Swap meets to sign the agreement forms is new, but the laws have been present for many years. Poultry exhibitions have filled the forms out and submitted them for years. Cattle, horse, sheep, and goat sales are required to fill out and sign similar forms.

**Q: Are there laws that require this?**

A: Yes

**Q: What are they?**

*A: Oklahoma Administrative Code (OAC) 35:15-1-1*

*(a) This Chapter relates to statutes assigned to the Animal Industry Services with responsibility for Animal Health.*

*(b) The division is responsible for the detection, eradication, and control of livestock and poultry diseases and parasites. Specific responsibilities include detecting, controlling and eradicating livestock diseases on farms and ranches, in auction markets, feedlots and other concentration points throughout the state; monitoring the interstate and intrastate movement of animals and poultry to verify compliance with state and federal laws, rules, and regulations; controlling the use of vaccines and biologics; and preventing the spread of diseases transmissible to man.*

*OAC 35:15-19-4*

*(a) Domesticated fowl including chickens, turkeys, game chickens, game birds, or waterfowl over four (4) months of age and intended for breeding, meat, or egg production purposes shall not be imported into the state unless they:*

*(1) Have originated from a National Plan source which is U.S. pullorum-typhoid clean or equivalent with a NPIP 9-3, or*

*(2) Have passed a negative agglutination test for reportable salmonella groups within ninety (90) days prior to import, have received a Certificate of Veterinary Inspection within thirty (30) days, and individual ID by leg/wing band.*

*(b) All poultry under four (4) months of age, including baby chicks, started chicks, turkey poults, started poults, other newly hatched domestic poultry, game chickens, game birds, waterfowl, and*

*hatching eggs shipped, brought into, or offered for sale in Oklahoma, except those intended for immediate slaughter, shall:*

- (1) Have originated from a NPIP Pullorum-Typhoid clean breeder flock and shall be accompanied by a NPIP VS Form 9-3 or an APHIS VS form 17-6;*

**OAC35:15-9-8. Written records**

*Each permit holder shall keep written records for not less than five (5) years after the special sale that are necessary and adequate to determine the sources and disposition of livestock sold at the sale. Retained records shall include, but not be limited to, the following:*

- (1) Accounts of sales;*
- (2) Accounts of purchases;*
- (3) Bills and invoices to purchasers;*
- (4) Documents certifying the health status of animals presented by consignors;*
- (5) Records identifying each consignor and purchaser at the sale, including the name, mailing address, and telephone number of the consignor and purchaser; and*
- (6) All other written correspondence pertaining to livestock advertised or sold in the sale.*

**Q: What is considered a Livestock Special Sale?**

**A:** OAC35:15-1-2. Definitions

**"Livestock special sale"** means a consignment, swap meet, or farm sale, other than a regular livestock auction or production sale, where livestock are sold.

**Q: Are poultry considered livestock?**

**A:** Yes

2 O.S. § 1-3 (OSCN 2025) Definitions

**"Livestock"** or **"animals"** means any cattle, bison, horses, sheep, goats, asses, mules, swine, domesticated rabbits, chickens, turkeys, and other domesticated fowl, and any animal or bird in captivity.

**Q: Do I have to sign the agreement?**

**A:** Yes. If you don't, you may lose your license to hold the sale.

OAC35:15-9-7. Application

*(a) Any person shall obtain a permit prior to conducting a livestock special sale from the Department.*

*(b) Each application for a Livestock Special Sale permit shall include:*

- (1) Name and address of person requesting permit;*
- (2) Location of sale premises;*
- (3) Date and time of sale; and*
- (4) Signature, email address, and telephone number of person requesting the permit.*