



OFFICE OF LEGISLATIVE SERVICES
ADMINISTRATIVE RULES

STATE HOUSE ANNEX
25 CAPITOL STREET, ROOM 234
CONCORD, NH 03301

EMERGENCY RULE
Document #14620
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Cover Sheet for Emergency Rule

Adoption Number: 14620

Rule Number: Agr 4200

- Agency:** Department of Agriculture, Markets, and Food
Agency Address: Department of Agriculture, Markets, and Food
Office of the Commissioner
One Granite Place, South, Ste 211
Concord, NH 03301
- RSA Authority:** RSA 436:6, 436:24
- Federal Authority:** N/A
- Action(s):** Adoption
- Filing Date:** 2026-06-17
- Short Title:** New World Screwworm
- Contact person for copies and questions including requests to accommodate persons with disabilities:**

Name: Patricia L. Benner	Title: Legislative Coordinator
Address: Department of Agriculture, Markets, and Food Office of the Commissioner One Granite Place, South, Ste 211 Concord, NH 03301	Phone Number: (603) 271-3551
	FAX Number: (603) 271-1109
	Email: Patricia.L.Benner@agr.nh.gov

****PLEASE ATTACH THE FOLLOWING, numbered to correspond to the number on this sheet (a separate sheet is not required for every item):**

8. **An explanation of the nature of (a) the imminent peril to public health or safety, demonstrating that the emergency rule is necessary to prevent the imminent peril, or (b) the substantial fiscal harm to the state or its citizens which could otherwise occur if the rule were not adopted as an emergency rule.**

Imminent Peril to Public Health

There is an imminent peril to public health which necessitates the adoption of these emergency rules. The authority and duty to implement measures to control outbreaks of disease in animals has been delegated to the Commissioner of Agriculture, Markets, and Food. See RSA 436:5 and RSA 436:24.

Agr 4200 STATE ENTRY AND MOVEMENT RESTRICTIONS RELATED TO NEW WORLD SCREWORM seeks to curb a rapidly dangerous spread of New World Screwworm (NWS) which has been reintroduced into the United States. Many states across the nation are attempting to get ahead of this spread and potential crisis with additional monitoring of the movement of susceptible species. With the reintroduction of NWS, and the large number of animals coming to New Hampshire from the affected area, the adverse risks to human and animal health include but are not limited to:

1. Increased risk for animal and human infestation spread from companion animals, livestock, and other animals to people; and
2. The spread of NWS into wildlife creating greater disease pressure for humans and domestic animals.

Substantial Financial Risk

In addition to the imminent peril to public health, a substantial financial risk to the citizens of this state exists in the loss of business, animals, and livestock should disease enter New Hampshire.

9. **A summary of the effect if the rule were not adopted.**
Consequence of not Adopting Emergency Rules

Without these rules there is an insufficient ability to prevent and monitor the entry of NWS which creates a high-risk pathway for disease introduction that can escalate from a single infected animal into a statewide crisis.

There is potential for serious, wide-ranging consequences for agriculture and human health. There could be rapid spread of infectious disease and suffering among animals in the state. Additionally, NWS can transfer to humans (Zoonotic diseases) resulting in human suffering, hospitalization and even death. Moreover, economic damage could be severe for farmers and dealers with the potential

for significant job loss. Even without spread, entry of disease oftentimes results in significant restrictions in interstate and international commerce. Finally, there could be an increase in control costs and resource strain as a result of these rules not being in place.

10. A description of those affected.

Those Affected

All people who have contact with the listed animals; animal owners, buyers, sellers, or transporters of animals within the state; and anyone in the business of treating, housing, or otherwise dealing with the listed animals would be affected by the absence of these emergency rules

****PLEASE SIGN THE FOLLOWING:**

I, the adopting authority,* hereby certify that the attached is an accurate statement explaining why an emergency rule is necessary.

Date: 2026-06-17 **Name:** Shawn N. Jasper **Title:** Commissioner Department of Agriculture, Markets, and Food

**('Adopting authority' is the official empowered by statute to adopt the rule, or a member of the group of individuals empowered by statute to adopt the rule.)*

Files Uploaded to Server:

1. Agr 4200TEXT.EmergencyNWS.docx
2. Agr4200EmergencyLtr.pdf

This list shows only files that have already been uploaded.

* denotes files uploaded by Rules

New Hampshire
*Department of Agriculture,
Markets, and Food*

Shawn N. Jasper, Commissioner



VIA PORTAL

June 17, 2026

Director Courtney Eschbach.
Office of Legislative Services
Administrative Rules
State House Annex
25 Capitol Street, Room 234
Concord, NH 03301

RE: Emergency Adoption Notice Agr 4200 STATE ENTRY AND MOVEMENT
RESTRICTIONS RELATED TO NEW WORLD SCREWORM

Dear Director Eschbach,

Imminent Peril to Public Health

There is an imminent peril to public health which necessitates the adoption of these emergency rules. The authority and duty to implement measures to control outbreaks of disease in animals has been delegated to the Commissioner of Agriculture, Markets, and Food. See RSA 436:5 and RSA 436:24.

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Without these rules there is an insufficient ability to prevent and monitor the entry of NWS which creates a high-risk pathway for disease introduction that can escalate from a single infected animal into a statewide crisis.

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Those Affected

All people who have contact with the listed animals; animal owners, buyers, sellers, or transporters of animals within the state; and anyone in the business of treating, housing, or otherwise dealing with the listed animals would be affected by the absence of these emergency rules

Sincerely,



Shawn N. Jasper, Commissioner

Department of Agriculture, Markets, and Food

CC: Joshua Marshall, Assistant Commissioner

Mark C. Prescott, DVM, State Veterinarian

Nathan Harvey, VMD, DABVP, Assistant State Veterinarian

Patricia L. Benner, Hearings Officer/Legislative Coordinator for the Department of Agriculture, Markets, and Food

Adopt Agr 4200 to read as follows:

CHAPTER Agr 4200 STATE ENTRY AND MOVEMENT RESTRICTIONS RELATED TO NEW WORLD SCREWORM

Statutory Authority: RSA 436:24

PART Agr 4201 PURPOSE

Agr 4201.01 Purpose. The purpose of this chapter is to ensure that domestic animals brought into this state are healthy and free from New World Screwworm (NWS), a parasitic infestation caused by *Cochliomyia hominivorax*.

PART Agr 4202 DEFINITIONS

Agr 4202.01 Definitions.

- (a) "Susceptible species" means all warm-blooded animals.
- (b) "Accredited veterinarian" means a licensed veterinarian approved by the Veterinary Services, United States Department of Agriculture, Animal and Plant Health Inspection Service (USDA APHIS) administrator and the state animal health official to perform duties as outlined in 9 C.F.R. Part 161.
- (c) "Infested zone" means a zone of at least 20 kilometers around NWS detections in animals or wild fly detections.
- (d) "Adjacent surveillance zone" means a zone of at least 20 kilometers surrounding an infested zone.

PART Agr 4203 RESTRICTIONS OF SUSCEPTIBLE SPECIES OF DOMESTIC ANIMALS ENTERING THE STATE OF NEW HAMPSHIRE

Agr 4203.01 All Susceptible Species of Domestic Animals Entering the State of New Hampshire. The following restrictions apply to susceptible species of domestic animals entering the state of New Hampshire:

- (a) Any susceptible species of domestic animal infested with or suspected to be infested with NWS shall not enter New Hampshire until the animal has been examined and determined to be free of NWS by an accredited veterinarian;
- (b) Any susceptible species of domestic animal originating from an infested zone, shall not enter New Hampshire until the animal has been examined and determined to be free of NWS by an accredited veterinarian;
- (c) Any susceptible species of domestic animal originating from a premises currently under quarantine for NWS or where suspicion of NWS exists shall not enter New Hampshire until that premises has been deemed free of infestation by the respective State Animal Health Official;

(d) Susceptible species of domestic animals, including dogs and cats, originating in a US state that contains an infested zone or adjacent surveillance zone shall be accompanied by a Certificate of Veterinary Inspection (CVI) from an accredited veterinarian or a document indicating freedom from infestation provided by a state or federal animal health official issued within 5 days prior to entry into New Hampshire. The CVI or document shall contain a statement that all animals were individually inspected by an accredited veterinarian, state animal health official, or federal animal health official and found free of obvious wounds and evidence of NWS infestation;

(e) Susceptible species of domestic animals, including dogs and cats, originating in or transiting an infested zone shall be treated by an accredited veterinarian with a systemic product with United States Food and Drug Administration (FDA), United States Department of Agriculture (USDA), or United States Environmental Protection Agency (EPA) authorization for use against NWS, prior to entry and must be within the labeled duration of action of the product upon entry into New Hampshire. The name of the product used, and the date and route of administration shall be noted on the CVI;

(f) Dogs and cats originating from a US state that contains an infested zone or adjacent surveillance zone shall be treated by an accredited veterinarian with a systemic product with FDA, USDA, or EPA authorization for use against NWS prior to entry and must be within the labeled duration of action of the product upon entry into New Hampshire. The name of the product used, and the date and route of administration shall be noted on the CVI. Dogs and cats shall be accompanied by a CVI issued by an accredited veterinarian or government animal health official within 5 days prior to entry into New Hampshire; and

(g) Shipment of hatching eggs and birds up to 3 days of age are exempt from the examination requirement and may be shipped using a CVI or USDA APHIS "VS Form 9-3" Report of Sales of Hatching Eggs, Chicks, and Poults.

APPENDIX

RULE NUMBER	STATUTE
Agr 4201	RSA 436:24
Agr 4202	RSA 436:6; RSA 436:24
Agr 4203	RSA 436:28