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# EMERGENCY RULE

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**TITLE 2 – DEPARTMENT OF AGRICULTURE**  
**Division 30 – Animal Health**  
**Chapter 1 – Organization and Description**

*PRIVATE COST: This emergency amendment will cost private entities one hundred thirteen thousand seven hundred fifty dollars (\$113,750) in the time the emergency amendment is effective.*

**EMERGENCY AMENDMENT**

**2 CSR 30-1.020 Laboratory Services and Fees.** The department is amending section (2).

*PURPOSE: The purpose of this emergency amendment establishes new testing and fees charged for laboratory services performed by Animal Health Diagnostic Laboratories.*

*Emergency Statement: The emergency amendment allows the Missouri Department of Agriculture to test poultry in the state for viruses associated with new emergent outbreaks within poultry flocks in this state. The emergency amendment is necessary to protect a compelling interest in ensuring poultry flocks in this state are free from disease and the food supply is secure. There are currently no laboratories in this state that are able to test for avian metapneumovirus A/B, metapneumovirus C, and egg drop syndrome virus (EDSV). Without this ability, producers must send testing to out of state laboratories which does not provide timely test results. Timely test results are necessary to prevent the spread of these avian viruses that threaten the health of flocks that provide food security in this state. As a result, MDA finds that this is a compelling governmental interest, which requires emergency action. The scope of this emergency amendment is limited to the circumstances creating the emergency and complies with the protections extended by the **Missouri** and **United States Constitutions**. MDA believes that this emergency amendment is fair to all interested parties and persons under the circumstances. This emergency amendment was filed January 27, 2025, becomes effective February 10, 2025, and expires on August 8, 2025.*

(2) No fees will be charged for tests for diseases which are included in a state and federal cooperative program. Fees for nonprogram services performed at the Animal Health Diagnostic Laboratories are as follows:

(C) Molecular Diagnostics –	
1. Avian Influenza PCR	\$21.00
2. African Swine Fever PCR	\$20.00
<b>3. Avian Metapneumovirus A/B</b>	<b>\$35.00</b>
<b>4. Avian Metapneumovirus C</b>	<b>\$35.00</b>
[3.]5. Classical Swine Fever PCR	\$20.00
<b>6. Egg Drop Syndrome (Adenovirus 76)</b>	<b>\$38.50</b>
[4.]7. Foot & Mouth Disease PCR	\$20.00
[5.]8. Johne’s PCR, DNA Probe	\$26.25
[6.]9. Johne’s Pooling (per sample)	\$31.50
[7.]10. Newcastle Disease Virus PCR	\$21.00
[8.]11. Salmonella PCR	\$21.00
[9.]12. Tritrichomonas Foetus PCR	\$26.25
[10.]13. Tritrichomonas Foetus PCR Pooling	\$31.50

*AUTHORITY: section 267.122, RSMo [2000] 2016. Original rule filed July 15, 1993, effective Jan. 31, 1994. For intervening history, please consult the **Code of State Regulations**. Emergency Amendment filed Jan. 27, 2025, effective Feb. 10, 2025, expires Aug. 8, 2025. An emergency amendment and a proposed amendment covering the same material will be published in the March 3, 2025, issue of the **Missouri Register**.*

*PUBLIC COST: This emergency amendment will cost public entities nine thousand eight hundred ninety-three dollars and seventy-five cents (\$9,893.75) in the time the emergency amendment is effective.*

**FISCAL NOTE  
PUBLIC COST**

- I. Department Title: Agriculture  
Division Title: Animal Health  
Chapter Title: Organization and Description**

<b>Rule Number and Name:</b>	2 CSR 30-1.020 Laboratory Services and Fees
<b>Type of Rulemaking:</b>	Emergency

**II. SUMMARY OF FISCAL IMPACT**

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
<b>Missouri Department of Agriculture</b>	<b>\$9,893.75</b>

**III. WORKSHEET**

Avian Meta Types A/B- 2500 cost to the department per test \$3.75 X 2500 yearly = \$9,375.00  
Avian Meta Type C-1250 test cost to the department per test \$3.75 X 1250 yearly = \$4687.50  
Egg Drop Syndrome-2500 test cost to the department per test \$2.29 X 2500 yearly = \$5,725

Total cost for testing supplies paid for Department of Agriculture annually is **\$19,787.50**, which would be **\$9,893.75** during the emergency rule's effectiveness.

**IV. ASSUMPTIONS**

The cost for doing 1 aMPV sample is \$129.12 and cost for 1 EDS sample is 42.33.  
The cost for 3 aMPV is \$56.25 ea and 3 EDS is \$39.91.  
The cost for 10 aMPV is \$7.52 and 10 EDS is \$20.29.  
A full plate of aMPV (90 samples) is \$21.02.  
A full plate of EDS (90 samples) is \$13.21.  
Expected testing is between 10-20 aMPV at a time and 3-10 EDS at a time but that is purely speculation.

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## FISCAL NOTE PRIVATE COST

- I. Department Title: Agriculture  
Division Title: Animal Health  
Chapter Title: Organization and Description**

<b>Rule Number and Title:</b>	2 CSR 30-1.020 Laboratory Services and Fees
<b>Type of Rulemaking:</b>	Emergency

## II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
<b>Approximately 375 accredited veterinarians/veterinary clinics</b>		<b>\$113,750</b>

## III. WORKSHEET

Avian Meta Types A/B- 2500 test per year X \$35 = \$87,500

Avian Meta Type C-1250 test per year X \$35 = \$43,750

Egg Drop Syndrome-2500 test per year X 38.50 = \$96,250

**Total of \$227,500 annually which would equate to \$113,750 during the emergency rule's effectiveness.**

## IV. ASSUMPTIONS

**Calculations were made based on the number of similar tests billed during FY24.**

**The number of tests billed were multiplied by the proposed cost.**