

250-RICR-40-05-9

TITLE 250 - DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

CHAPTER 40 - AGRICULTURE AND RESOURCE MARKETING

SUBCHAPTER 05 - ANIMAL HEALTH

PART 9 - Swine Garbage Feeding Permit Requirement

9.1 Authority

State of Rhode Island and Providence Plantations Department of Environmental Management Division of Agriculture Adopted pursuant to R.I. Gen. Laws Chapter 42-35, 42-17, and Chapter 4-3, State of Rhode Island Swine Garbage Feeding Permit Requirements Regulations.

9.2 Purpose

To establish standards for the conditions required for issuance of a garbage feeding permit.

9.3 Definitions

- A. "Boar" means an uncastrated adult male swine.
- B. "Indoor Confined Housing" means the twenty-four (24) hour continuous confinement of the swine in enclosed buildings.
- C. "Pig" means a young swine not yet sexually mature.
- D. "Sheltered Sleeping Area" means a roofed structure providing protection from the elements.
- E. "Sow" means an adult female swine.
- F. "Swine" means any member of the *Suidae* family.

9.4 Applicability

- A. The entire swine operation of the permit holder at the location must comply with these regulations during the term of the permit.
- B. These regulations shall apply to any person or persons who feed garbage other than their own domestic household garbage, to more than four (4) swine.
- C. A permit is issued to the person, and applies specifically and only to the particular facility identified on the permit. Any other satellite facilities must have a separate permit for each facility.

9.5 Requirements for a Garbage Feeding Permit

- A. The feeding area must be constructed so as to allow for efficient cleaning and disinfection.
- B. Concrete or another equally impervious material shall be used as a feeding area base.
- C. Feeding areas must be cleaned on a daily basis.
- D. The indoor confined housing area and/or the sheltered sleeping area must be constructed and maintained so as to provide swine with a clean, dry and draft free environment.
- E. Ventilation in the confined housing area shall be adequate to ensure that swine are maintained in a healthy condition with no evidence of respiratory distress as determined by the state veterinarian or other representative of the Director.
- F. Drainage shall be directed away from the swine sleeping areas in order to ensure a dry location for rest.
- G. Plans for new or expanded facilities must be submitted to the Director for approval pursuant to these regulations prior to the issuance of a permit if the total operation will exceed one-hundred (100) swine. Plans shall include the following:
 - 1. A written description and drawing of the boundaries of the entire facility delineating the separate areas containing grain-fed swine and garbage-fed swine, if they are kept separated.

2. A written description and drawing of security measures and barriers erected to ensure that there is not a mixing of grain-fed and garbage-fed swine and/or feed, if they are kept separated.
 3. A written description and drawing of structures for housing the swine including their location and size and the physical features associated with them. This will include measures taken to assure proper drainage and ventilation.
 4. Operating plans for the new or expanded swine garbage feeding process. This will include such things as practices related to production systems, breeding systems, farrowing, management of newborn pigs, manure disposal, pest control, air quality and lighting. An approved operating plan is made a specific condition of obtaining a permit for a new or expanded facility.
 5. A description and drawing of the feeding area.
 6. Other information that may be pertinent to the particular operation.
- H. Heat sufficient to ensure swine comfort must be ensured, as determined by the state veterinarian or livestock expert from the Cooperative Extension program using normal, generally accepted farming procedures.
- I. In cases where the facility is segregated into garbage fed swine areas and non-garbage-fed swine areas, the Director or Director's representative shall have inspection access to non-garbage-fed swine areas to ensure compliance.
- J. Minimum dimensions for housing of swine shall be as follows:

PER SWINE	INDOOR	KEPT OUTSIDE
	Confined Housing	Sheltered Sleeping Area
Sows	20 sq. ft.	12 sq. ft.
Boars	20 sq. ft.	12 sq. ft.
Pigs <40 lbs.	4 sq. ft.	3 sq. ft.

Pigs 41-100 lbs.	5 sq. ft.	3.5 sq. ft.
Pigs 101-150 lbs.	7 sq. ft.	5 sq. ft.
Pigs 151-220 lbs.	10 sq. ft.	6 sq. ft.

- K. No swine facility shall exceed the number of Swine unit equivalents for which the permit is issued. Swine unit equivalents are based upon the housing areas described in § 9.5(J) of this Part, and are as follows:

PER SWINE	INDOOR	KEPT OUTSIDE
	Confined Housing	Sheltered Sleeping Area
Sows	1.00	1.00
Boars	1.00	1.00
Pigs <40 lbs.	.20	.25
Pigs 41-100 lbs.	.25	.29
Pigs 101-150 lbs.	.35	.42
Pigs 151-220 lbs.	.50	.50

- L. Cooking or treatment of garbage. For the protection of public health, the regulations promulgated and standards outlined under the Federal Swine Health Protection Act (7 U.S.C. 3802, 3803, 3804, 3808, 3809, 3811; 7 C.F.R. 2.17, 2.51, and 371.2(d) as amended) are considered equally effective to other means of treatment.

9.6 Severability

If any section or provision of these Regulations is held invalid by a court of competent jurisdiction, the remaining Sections or provisions of the Regulations shall not be affected thereby.

9.7 Consistency

No provision of these Regulations shall be construed to prevent enforcement of any other state, federal or local laws and regulations duly adopted for the purpose of protection of the public health or environment.

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Type of Filing: Technical Revision

Effective Date: 12/31/2001

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