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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. **1005**

02/28/2013 Authored by Faust; Hamilton; Torkelson; Anderson, P., and Poppe
The bill was read for the first time and referred to the Committee on Agriculture Policy

1.1 A bill for an act
1.2 relating to animals; pet and companion animals; providing for requirements and
1.3 inspection authority for commercial dog and cat breeders; appropriating money;
1.4 amending Minnesota Statutes 2012, sections 346.36, by adding subdivisions;
1.5 346.39, by adding subdivisions.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2012, section 346.36, is amended by adding a
1.8 subdivision to read:

1.9 Subd. 2a. **Cat.** "Cat" means a mammal that is wholly or in part of the species *Felis*
1.10 *domesticus*. An adult cat is a cat 24 weeks of age or older. A kitten is a cat under 24
1.11 weeks of age.

1.12 Sec. 2. Minnesota Statutes 2012, section 346.36, is amended by adding a subdivision
1.13 to read:

1.14 Subd. 2b. **Commercial breeder.** "Commercial breeder" means a person who
1.15 possesses or has an ownership interest in dogs or cats and is engaged in the business
1.16 of breeding dogs or cats to produce offspring for sale or for exchange in return for
1.17 consideration and who possesses ten or more sexually intact adult breeding animals and
1.18 whose animals produce more than five total litters of puppies or kittens per year.

1.19 Sec. 3. Minnesota Statutes 2012, section 346.36, is amended by adding a subdivision
1.20 to read:

1.21 Subd. 3a. **Dog.** "Dog" means a mammal that is wholly or in part of the species
1.22 *Canis familiaris*. An adult dog is a dog 24 weeks of age or older. A puppy is a dog
1.23 under 24 weeks of age.

2.1 Sec. 4. Minnesota Statutes 2012, section 346.39, is amended by adding a subdivision
2.2 to read:

2.3 Subd. 13. Sale of dogs or cats by commercial breeders. A dog or cat sold or
2.4 otherwise distributed by a commercial breeder must be accompanied by a certificate of
2.5 veterinary inspection completed by a veterinarian licensed to practice veterinary medicine
2.6 in Minnesota. The certificate must be completed within ten days prior to the sale or
2.7 distribution and must indicate that the animal was found to have no signs of infectious or
2.8 contagious disease. In addition, a certificate for adult dogs that have not been spayed or
2.9 neutered must indicate that the animal has been tested for canine brucellosis with a test
2.10 approved by the Board of Animal Health and found to be negative.

2.11 Sec. 5. Minnesota Statutes 2012, section 346.39, is amended by adding a subdivision
2.12 to read:

2.13 Subd. 14. Record requirements for commercial breeders. A commercial breeder
2.14 shall keep records on each dog or cat at the facility that includes:

2.15 (1) the date of acquisition and disposition;

2.16 (2) the name and address of the person or entity from whom an animal was received;

2.17 (3) the vaccinations given to the animal, the date of vaccination, and the name of
2.18 the person who administered the vaccine;

2.19 (4) all identification numbers assigned to the animal by identification tags, tattoos,
2.20 or microchip;

2.21 (5) description of the animal by approximate age, breed, and sex, and other
2.22 distinguishing marks;

2.23 (6) the name and address of the person or entity to whom an animal was transferred;
2.24 and

2.25 (7) disease conditions diagnosed by a veterinarian.

2.26 Sec. 6. Minnesota Statutes 2012, section 346.39, is amended by adding a subdivision
2.27 to read:

2.28 Subd. 15. Investigation of complaints regarding commercial breeders. The
2.29 Board of Animal Health, a local animal control authority, licensed peace officer, or humane
2.30 agent appointed under section 343.01, shall initiate an investigation upon receiving
2.31 a formal complaint alleging that a commercial breeder has violated the requirements
2.32 specified in this section or section 346.37.

3.1 Sec. 7. Minnesota Statutes 2012, section 346.39, is amended by adding a subdivision
3.2 to read:

3.3 Subd. 16. **Inspection and enforcement of commercial breeder facilities.** The
3.4 Board of Animal Health may inspect and enforce this section and section 346.37 under the
3.5 inspection and enforcement authority granted for a violation of chapter 35.

3.6 Sec. 8. **BOARD OF ANIMAL HEALTH; APPROPRIATION.**

3.7 \$..... in fiscal year 2014 and \$..... in fiscal year 2015 are appropriated from the
3.8 general fund to the Board of Animal Health for duties under this act.

3.9 Sec. 9. **EFFECTIVE DATE.**

3.10 Sections 1 to 8 are effective the day following final enactment.