Section 1 is effective the day following final enactment.

Presented to the governor April 10, 1995

Signed by the governor April 12, 1995, 11:38 a.m.

CHAPTER 39—S.F.No. 1043

An act relating to agriculture; modifying provisions related to farmed cervidae; amending Minnesota Statutes 1994, sections 17.451, subdivision 2; and 17.452, subdivisions 10 and 12.

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

Section 1. Minnesota Statutes 1994, section 17.451, subdivision 2, is amended to read:

Subd. 2. **FARMED CERVIDAE.** "Farmed cervidae" means members of the cervidae family that are:

(1) raised for the purpose of producing fiber, meat, or animal by-products, as pets, or as breeding stock; and

(2) held in a constructed enclosure designed to prevent escape; and

(3) registered in a manner approved by the board of animal health and marked or identified with a unique number or other system approved by the board.

Sec. 2. Minnesota Statutes 1994, section 17.452, subdivision 10, is amended to read:

Subd. 10. **FENCING.** (a) Farmed cervidae must be confined in a manner designed to prevent escape. Fencing must meet the requirements in this subdivision unless an alternative is specifically approved by the commissioner. The board of animal health shall follow the guidelines established by the United States Department of Agriculture in the program for eradication of bovine tuberculosis. Perimeter fencing must be of the following heights:

(1) for fences constructed before August 1, 1995, for farmed deer, at least 75 inches; and

(2) for fences constructed before August 1, 1995, for farmed elk, at least 90 inches; and

(3) for fences constructed on or after August 1, 1995, for all farmed cervidae, at least 96 inches.

New language is indicated by underline, deletions by strikeout.

(b) The farmed cervidae advisory committee shall establish guidelines designed to prevent the escape of farmed cervidae and other appropriate management practices.

(c) The commissioner of agriculture in consultation with the commissioner of natural resources shall adopt rules prescribing fencing criteria for farmed cervidae.

Sec. 3. Minnesota Statutes 1994, section 17.452, subdivision 12, is amended to read:

Subd. 12. **IDENTIFICATION.** (a) Farmed cervidae must be identified by United States Department of Agriculture brands, markings, metal ear tags, collars, electronic implants, tattoos, or other means of identification approved by the board of animal health in consultation with the commissioner of natural resources. Newborn or imported animals are required to be identified by March 1 of each year. The board shall authorize discrete permanent identification for farmed cervidae in public displays or other forums where visible identification is objectionable.

(b) Identification of farmed cervidae is subject to sections 35.821 to 35.831.

(c) The board of animal health shall register farmed cervidae upon request of the owner. The owner must submit the registration request on forms provided by the board. The forms must include sales receipts or other documentation of the origin of the cervidae. The board shall provide copies of the registration information to the commissioner of natural resources upon request. The owner must keep written records of the acquisition and disposition of registered farmed cervidae.

Presented to the governor April 10, 1995

Signed by the governor April 12, 1995, 11:40 a.m.

CHAPTER 40—H.F.No. 568

An act relating to traffic regulations; requiring adult motorcycle rider to wear eye protection device; amending Minnesota Statutes 1994, section 169.974, subdivision 4.

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

Section 1. Minnesota Statutes 1994, section 169.974, subdivision 4, is amended to read:

Subd. 4. **EQUIPMENT FOR OPERATORS AND PASSENGERS.** (a) No person under the age of 18 shall operate or ride a motorcycle on the streets and highways of this state without wearing protective headgear that complies with

New language is indicated by underline, deletions by strikeout.