

CHAPTER 1715
 BOARD OF ANIMAL HEALTH
 LIVESTOCK EXHIBITIONS AND MARKETS

- PUBLIC EXHIBITION OF LIVESTOCK AND POULTRY IN MINNESOTA**
- 1715.0010 SUPERVISION.
- 1715.0020 EXEMPTION.
- 1715.0030 EXHIBITIONS IN CONNECTION WITH CONSIGNMENT SALE.
- 1715.0040 MANAGEMENT OF EXHIBITION.
- 1715.0050 RESPONSIBILITIES OF OFFICIAL VETERINARIAN.
- ENTRANCE REQUIREMENTS FOR LIVESTOCK AND POULTRY ORIGINATING IN MINNESOTA**
- 1715.0060 SLAUGHTER CLASSES.
- 1715.0070 IDENTIFICATION OF CATTLE WHICH MUST BE TESTED.
- 1715.0080 BOVINE BRUCELLOSIS.
- 1715.0090 IDENTIFICATION OF SWINE TO BE TESTED.
- 1715.0100 SWINE BRUCELLOSIS.
- 1715.0110 EXHIBITION SHEEP.
- 1715.0120 IDENTIFICATION OF GOATS TO BE TESTED.
- 1715.0130 EXHIBITION HORSES.
- 1715.0140 IDENTIFICATION OF POULTRY.
- 1715.0150 DOGS OVER SIX MONTHS OF AGE.
- ENTRANCE REQUIREMENTS FOR LIVESTOCK AND POULTRY ORIGINATING OUTSIDE MINNESOTA**
- 1715.0160 CATTLE, SWINE, SHEEP, AND GOATS.
- 1715.0170 HORSES FOR EXHIBITION.
- 1715.0180 IDENTIFICATION OF POULTRY.
- 1715.0190 DOGS OVER SIX MONTHS OF AGE.
- SALE OF LIVESTOCK AT AUCTION MARKETS, CONSIGNMENT, COMMUNITY, AND OTHER SALES**
- 1715.0200 AUTHORITY.
- 1715.0210 DEFINITIONS.
- 1715.0220 PERMITS.
- 1715.0230 ANNUAL PERMITS.
- 1715.0240 SPECIAL PERMITS.
- 1715.0250 REFUSAL TO GRANT OR REVOCATION OF PERMIT.
- 1715.0260 OFFICIAL VETERINARIAN.
- 1715.0270 PROHIBITION OF SALE OF DISEASED ANIMALS.
- 1715.0280 EXAMINATION OF HEALTH CERTIFICATES.
- 1715.0290 TESTING FOR BRUCELLOSIS AND PSEUDORABIES.
- 1715.0300 IDENTIFICATION TAGS.
- 1715.0305 CERTIFICATES; PERMITS; QUARANTINES.
- 1715.0310 INSPECTION OF SALES PREMISES AND VEHICLES.
- 1715.0320 COMPLETION OF SALE.
- 1715.0330 SALES PREMISES.
- 1715.0340 PAVEMENT.
- 1715.0350 SALES MANAGEMENT.
- 1715.0360 REPORT OF QUARANTINED LIVESTOCK.
- 1715.0370 CONSIGNMENT OF LIVESTOCK ORIGINATING IN OTHER STATES.
- 1715.0380 CONSIGNMENT OF LIVESTOCK ORIGINATING IN MINNESOTA.
- 1715.0390 STATEMENTS AND HEALTH CERTIFICATES.
- 1715.0400 SALE OF CATTLE.
- 1715.0410 SALE OF FEMALE FEEDING CATTLE.
- 1715.0420 TEST RECORDS.
- 1715.0430 CATTLE SOLD WITHOUT TEST FOR BRUCELLOSIS.
- 1715.0440 FEMALE CATTLE OF BEEF BREED UNDER 18 MONTHS.
- 1715.0450 BRUCELLOSIS REACTORS.
- 1715.0460 BRUCELLOSIS SUSPECTS.
- 1715.0470 REPORT OF ORIGIN OF REACTORS AND SUSPECTS.
- 1715.0480 CATTLE IMPORTED SUBJECT TO QUARANTINE.
- 1715.0490 RECORDS OF VACCINATION.
- 1715.0500 IDENTIFICATION TAGS.
- 1715.0510 SALE OF CATTLE WITH ACTINOMYCOSIS.
- 1715.0520 SALE OF SHEEP AND GOATS.
- 1715.0550 SALE OF SWINE.
- 1715.0560 SALE OF HORSES.
- 1715.0570 HORSES RECEIVED FROM OUT OF STATE.
- 1715.0580 REACTORS TO AGID TEST FOR EIA. STATE-FEDERAL APPROVED MARKETS FOR SWINE
- 1715.0590 DEFINITIONS.
- 1715.0600 HOG CHOLERA.
- 1715.0610 APPROVAL.
- 1715.0620 SUSPENSION OF APPROVAL.
- 1715.0630 REMOVAL OF MARKET FROM APPROVED LIST.
- 1715.0640 PERMITS.
- 1715.0650 REFUSAL TO GRANT OR REVOCATION OF PERMIT.
- 1715.0660 PREMISES.
- 1715.0670 ISOLATION PENS.
- 1715.0680 OFFICIAL VETERINARIAN.
- 1715.0690 PROHIBITION OF CERTAIN SALES.
- 1715.0700 BREEDING SWINE ORIGINATING FROM OUT OF STATE.
- 1715.0710 MAINTENANCE OF SANITARY CONDITIONS.
- 1715.0720 REPORTS TO BOARD.
- 1715.0730 SHIPPING PERMITS FOR SLAUGHTER ONLY.
- 1715.0740 MANAGEMENT.
- 1715.0750 CONSIGNMENTS.
- 1715.0760 MOVEMENTS INTO MARKETS.
- 1715.0770 MOVEMENTS FROM MARKETS. APPROVED MARKETS FOR CATTLE
- 1715.0780 DEFINITIONS.
- 1715.0790 PERMITS.
- 1715.0800 ANNUAL PERMITS.
- 1715.0810 REFUSAL TO GRANT OR REVOCATION OF PERMIT.
- 1715.0820 OFFICIAL VETERINARIAN.
- 1715.0830 LABORATORY AND OTHER EQUIPMENT.
- 1715.0840 EXAMINATION OF CATTLE.
- 1715.0850 HEALTH CERTIFICATES.
- 1715.0860 TESTING.
- 1715.0870 MASTER TEST SHEET AND OTHER MARKET RECORDS.
- 1715.0880 CATTLE SOLD FOR SLAUGHTER.
- 1715.0890 CATTLE SOLD FROM ISOLATION PENS.
- 1715.0900 TEST RECORDS.
- 1715.0910 CALVES VACCINATED AGAINST BRUCELLOSIS.
- 1715.0920 REPORTS TO BOARD.
- 1715.0940 MARKET PREMISES AND MANAGEMENT.
- 1715.0950 OFFICE AND LABORATORY SPACE FOR VETERINARIAN.
- 1715.0960 PAVING WITH IMPERVIOUS MATERIALS.
- 1715.0970 FACILITIES FOR TESTING AND EXAMINING CATTLE.
- 1715.0980 IMPORTED CATTLE SOLD SUBJECT TO QUARANTINE.
- 1715.0990 SEPARATE PENS FOR SLAUGHTER CATTLE.
- 1715.1000 SEPARATE ISOLATION PENS.

MINNESOTA RULES 1985

1449

LIVESTOCK EXHIBITIONS AND MARKETS 1715.0040

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|--|---|
| 1715.1010 EXAMINATION BY VETERINARIAN. | 1715.1250 OTHER SPECIES OF LIVESTOCK. |
| 1715.1020 ACCEPTANCE AND DELIVERY OF LIVESTOCK. | 1715.1260 PRECEDENCE. |
| 1715.1030 REPORT OF QUARANTINED LIVESTOCK. | PUBLIC STOCKYARDS |
| 1715.1040 RECORDS OF ORIGIN AND DESTINATION. | 1715.1270 DEFINITIONS. |
| 1715.1050 MAINTENANCE OF RECORDS. | 1715.1280 PERMIT TO OPERATE. |
| 1715.1060 IDENTIFICATION TAGS. | 1715.1290 REVOCATION OF PERMIT. |
| 1715.1070 AFFIDAVIT. | 1715.1300 GENERAL REQUIREMENTS. |
| 1715.1080 CONSIGNMENT OF LIVESTOCK. | 1715.1310 VETERINARY SERVICES CONTRACTOR. |
| 1715.1090 TESTS FOR RELEASE OF QUARANTINE. | 1715.1320 SEPARATE ISOLATION PENS. |
| 1715.1100 CATTLE FROM OTHER STATES. | 1715.1330 TRUCKS AND OTHER VEHICLES. |
| 1715.1110 TESTING FOR BRUCELLOSIS. | 1715.1340 INSPECTION. |
| 1715.1120 OWNER'S DECLARATION. | 1715.1350 RECORDS. |
| 1715.1130 HEALTH CERTIFICATE. | 1715.1360 LOCKING AND SEALING PENS OR SECTIONS OF STOCKYARDS. |
| 1715.1140 CATTLE SOLD WITHOUT FURTHER TESTING. | 1715.1370 EXPOSED CATTLE. |
| 1715.1150 REACTORS, SUSPECTS, AND CATTLE FROM QUARANTINED HERDS. | 1715.1380 MOVEMENTS INTO AND OUT OF PUBLIC STOCKYARDS. |
| 1715.1160 CATTLE FOR IMMEDIATE SLAUGHTER. | 1715.1390 ENTRY OF LIVESTOCK. |
| 1715.1180 BRUCELLOSIS TEST EXCEPTIONS. | 1715.1400 REMOVAL OF LIVESTOCK. |
| 1715.1190 BRUCELLOSIS REACTORS. | 1715.1420 BRUCELLOSIS TEST REQUIREMENTS. |
| 1715.1200 BRUCELLOSIS SUSPECTS. | 1715.1430 ANAPLASMOSIS TEST REQUIREMENTS FOR BREEDING CATTLE. |
| 1715.1210 REPORT OF ORIGIN OF REACTORS AND BRUCELLOSIS SUSPECTS. | 1715.1440 REMOVING CATTLE TWO YEARS OF AGE. |
| 1715.1220 SHIPPING PERMIT. | 1715.1450 SWINE. |
| 1715.1230 QUARANTINES. | 1715.1460 PSEUDORABIES TESTS FOR BREEDING SWINE. |
| 1715.1240 MARKETS APPROVED TO ACCEPT REACTORS. | 1715.1470 SWINE FOR BREEDING AND FURTHER FEEDING. |
| | 1715.1480 SHEEP, GOATS, HORSES, MULES, AND OTHER. |

PUBLIC EXHIBITION OF LIVESTOCK AND POULTRY IN MINNESOTA

1715.0010 SUPERVISION.

All public exhibitions of livestock and poultry shall be under the supervision of the Minnesota Board of Animal Health, hereinafter called the board.

Statutory Authority: *MS s 35.03*

1715.0020 EXEMPTION.

Performing livestock and poultry used by rodeos, circuses, and as animal acts, if kept isolated from other livestock and poultry on the exhibition premises, are exempt from the requirements of part 1715.0040, items C and D and parts 1715.0060 to 1715.0190.

Statutory Authority: *MS s 35.03*

1715.0030 EXHIBITIONS IN CONNECTION WITH CONSIGNMENT SALE.

Exhibitions held in connection with a consignment sale of livestock or poultry and during which the livestock and poultry are on the sale premises for not more than 18 hours will be supervised under parts 1715.0200 to 1715.0580.

Statutory Authority: *MS s 35.03*

1715.0040 MANAGEMENT OF EXHIBITION.

Management of exhibition shall:

A. Comply with all reasonable orders of the board or the official veterinarian pertaining to the sanitation of premises and the health status of all livestock and poultry exhibited.

B. Clean and disinfect all building and exhibit areas for the use of livestock and poultry prior to the opening date of the exhibition and maintain them in a sanitary condition.

C. Provide quarantine facility for any livestock or poultry showing symptoms of infectious or communicable disease. If a quarantine facility is impractical, any livestock or poultry showing symptoms of infectious or communicable disease shall be removed from the premises by the exhibitor when ordered to do so by the official veterinarian.

MINNESOTA RULES 1985

1715.0040 LIVESTOCK EXHIBITIONS AND MARKETS

1450

D. When cattle, swine, sheep, goats, horses, or poultry are exhibited, the management shall submit the name of a veterinarian accredited in Minnesota who, when authorized in writing by the board, shall act as official veterinarian.

Statutory Authority: *MS s 35.03*

1715.0050 RESPONSIBILITIES OF OFFICIAL VETERINARIAN.

The official veterinarian shall:

A. approve the cleaning and disinfection of the exhibition premises prior to the exhibition;

B. inspect all livestock and poultry on the day admitted to the exhibition;

C. refuse admission of livestock and poultry exhibiting symptoms of any infectious or communicable disease, or of livestock or poultry not meeting the admission requirements of this rule;

D. inspect all livestock and poultry at least once daily during the exhibition and order the immediate removal to the quarantine facility or removal from the exhibition premises of any livestock or poultry with symptoms of infectious or communicable disease, and order and supervise the cleaning and disinfection of the area from which the diseased livestock or poultry was removed;

E. conduct any necessary tests at any time to determine the health status of the livestock or poultry on the exhibition grounds;

F. at the conclusion of the exhibition, report to the board violations of the rule and other information concerning the exhibition as requested by the board; and

G. retain for a period of one year all official forms relating to the exhibition.

Statutory Authority: *MS s 35.03*

ENTRANCE REQUIREMENTS FOR LIVESTOCK AND POULTRY ORIGINATING IN MINNESOTA

1715.0060 SLAUGHTER CLASSES.

All livestock and poultry entered in the class which are kept isolated from all other livestock and poultry at the exhibition and are slaughtered during or immediately following the exhibition do not need health certificates, tests, or individual identification.

Statutory Authority: *MS s 35.03*

1715.0070 IDENTIFICATION OF CATTLE WHICH MUST BE TESTED.

Cattle which must be tested shall be individually identified by ear tag number, tattoo number, or registry number.

Statutory Authority: *MS s 35.03*

1715.0080 BOVINE BRUCELLOSIS.

All cattle, except those exempted from test and those diagnosed "vaccinate" under parts 1705.0060 to 1705.0540, must meet one of the following:

A. negative brucellosis test within 90 days prior to the opening date of the exhibition; record of the test with the result shall be entered on a test chart, certificate of brucellosis test, or health certificate and presented to the official veterinarian at time of entry;

B. originate from a herd certified brucellosis-free pursuant to parts 1705.0060 to 1705.0540, certified herd number and date of last qualifying test to be reported to the official veterinarian at time of entry.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1451

LIVESTOCK EXHIBITIONS AND MARKETS 1715.0150

1715.0090 IDENTIFICATION OF SWINE TO BE TESTED.

Swine which must be tested shall be individually identified by ear tag number, tattoo number, registry number, or other identification satisfactory to the board.

Statutory Authority: *MS s 35.03*

1715.0100 SWINE BRUCELLOSIS.

All swine eligible for test under parts 1705.1550 to 1705.1780 shall meet one of the following:

A. negative brucellosis test conducted within 90 days prior to the opening date of the exhibition; record of the test with the result shall be entered on a test chart, certificate of brucellosis test, or health certificate and presented to the official veterinarian at time of entry;

B. originate from a herd validated brucellosis-free pursuant to parts 1705.1550 to 1705.1780, validated herd number and date of last qualifying test to be reported to the official veterinarian at time of entry.

Statutory Authority: *MS s 35.03*

1715.0110 EXHIBITION SHEEP.

Sheep shall be examined by the official veterinarian on the day admitted to the exhibition.

Statutory Authority: *MS s 35.03*

1715.0120 IDENTIFICATION OF GOATS TO BE TESTED.

Goats which must be tested shall be individually identified by ear tag number, tattoo number, or registry number and accompanied by a record of the following tests entered on a test chart or health certificate if the goats are over six months of age: tuberculosis, a negative test within 90 days prior to the opening date of the exhibition; brucellosis, a negative test within 90 days prior to the opening date of the exhibition.

Statutory Authority: *MS s 35.03*

1715.0130 EXHIBITION HORSES.

Horses shall be examined by the official veterinarian on the day admitted to the exhibition. Trail rides are exempt from the requirements of part 1715.0040, items C and D and this part. Those horse shows which are programmed to be completed within a period of 12 hours and at which horses are not stabled overnight are exempt from the requirements of part 1715.0040, items C and D and this part.

Statutory Authority: *MS s 35.03*

1715.0140 IDENTIFICATION OF POULTRY.

Poultry, except waterfowl and pigeons, must be individually identified with a leg or wing band and accompanied by a form approved by the board to show compliance with one of the following: negative test for pullorum-typhoid disease conducted within 90 days prior to the opening date of the exhibition; originate directly from parent stock tested and found negative for pullorum-typhoid disease within the last 12 months.

Statutory Authority: *MS s 35.03*

1715.0150 DOGS OVER SIX MONTHS OF AGE.

Dogs over six months of age shall be accompanied by a certificate of rabies vaccination issued by a licensed veterinarian. Vaccinations will be recognized for that period of time specified in parts 1705.1090 to 1705.1210.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1715.0150 LIVESTOCK EXHIBITIONS AND MARKETS

1452

ENTRANCE REQUIREMENTS FOR LIVESTOCK AND POULTRY ORIGINATING OUTSIDE MINNESOTA

1715.0160 CATTLE, SWINE, SHEEP, AND GOATS.

All cattle, swine, sheep, and goats shall meet the Minnesota Board of Animal Health importation requirements of parts 1700.0100 to 1700.1500, 1700.2600 to 1700.3000, 1700.1800 to 1700.2000, and LSB 20. These rules are outlined in the health requirements and regulations governing interstate shipments published by USDA. Health certificates and required tests will be accepted if issued and conducted within 90 days prior to the opening date of the exhibition.

Statutory Authority: *MS s 35.03*

NOTE: LSB 20 was repealed. See State Register, volume 4, page 1914, June 9, 1980.

1715.0170 HORSES FOR EXHIBITION.

Horses for exhibition will be examined by the official veterinarian on the day admitted to the exhibition.

Statutory Authority: *MS s 35.03*

1715.0180 IDENTIFICATION OF POULTRY.

Poultry, except waterfowl and pigeons, must be individually identified with a leg or wing band and accompanied by a form approved by the board to show compliance with one of the following: negative test for pullorum-typhoid disease conducted within 90 days prior to the opening date of the exhibition; originate directly from parent stock tested and found negative for pullorum-typhoid disease within the last 12 months.

Statutory Authority: *MS s 35.03*

1715.0190 DOGS OVER SIX MONTHS OF AGE.

Dogs over six months of age shall be accompanied by a certificate of rabies vaccination issued by a licensed veterinarian. Vaccinations will be recognized for that period of time specified in parts 1705.1090 to 1705.1210.

Statutory Authority: *MS s 35.03*

SALE OF LIVESTOCK AT AUCTION MARKETS, CONSIGNMENT, COMMUNITY, AND OTHER SALES

1715.0200 AUTHORITY.

Pursuant to Minnesota Statutes, section 35.03, the Board of Animal Health adopts parts 1715.0210 to 1715.0580.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0210 DEFINITIONS.

Subpart 1. **Scope.** Where used in parts 1715.0210 to 1715.0580, the terms defined in this part have the meanings given.

Subp. 2. **Board.** "Board" means the Board of Animal Health acting by and through the executive secretary.

Subp. 3. **Brucellosis reactor.** "Brucellosis reactor" means (a) a nonvaccinated bovine animal which shows complete agglutination in a 1:100 dilution or higher, or which is positive to the brucellosis card test; or (b) a vaccinated female bovine animal of dairy breed 20 months of age or over or any vaccinated female bovine animal of beef breed 24 months of age and over, which shows complete agglutination in a 1:200 dilution or higher, or which is positive to the brucellosis card test.

MINNESOTA RULES 1985

1453

LIVESTOCK EXHIBITIONS AND MARKETS 1715.0230

Subp. 4. Brucellosis suspect. "Brucellosis suspect" means (a) a nonvaccinated bovine animal which shows agglutination in the 1:50 dilution or higher which is not classed as a brucellosis reactor; or (b) an officially vaccinated female bovine animal over 20 months of age if of dairy breed, or over 24 months of age if of beef breed, which shows any agglutination in the 1:100 dilution which is not classed as a brucellosis reactor.

Subp. 5. Community sales. "Community sales" means the public sale of livestock for purposes other than immediate slaughter, from any location in Minnesota where two or more persons who own livestock offer the livestock for public sale. "Community sales" includes regularly scheduled livestock auction markets, consignment sales of livestock, and street markets of livestock.

Subp. 6. Health certificate. "Health certificate" means a certificate issued by an accredited veterinarian certifying that after a physical examination the livestock described are free from visible signs or symptoms of contagious, infectious, or communicable disease, and stating the origin of the livestock, the name and address of the consignee and consignor, and the description and identification of the livestock.

Subp. 7. Official veterinarian. "Official veterinarian" means an individual licensed to practice veterinary medicine in Minnesota, accredited by the United States Department of Agriculture, approved by the board to perform the brucellosis agglutination test and authorized by the board to act as its representative at a community sale.

Subp. 8. Sales management. "Sales management" means the persons organizing and conducting a community sale.

Subp. 9. Sales premises. "Sales premises" means the premises where a community sale is conducted including temporary or permanent sales rings, pens, and alleys for confining livestock prior to and after sale.

Subp. 10. Street market. "Street market" means a place where livestock owned by two or more persons are offered for sale to the public without unloading the livestock from the transporting vehicles prior to completion of the sale.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0220 PERMITS.

No person shall operate or conduct a community sale of livestock in Minnesota except at a public stockyard or at a state-federal approved market for cattle or swine, unless he has obtained an annual or special permit from the board as hereafter provided. Applications by the sales management for permits shall be made upon forms furnished by the board.

Statutory Authority: *MS s 35.03*

1715.0230 ANNUAL PERMITS.

An annual permit, valid until the June 30 following its issue unless it is previously revoked, may be issued for community sales at a specified location if:

A. the veterinarian named in the application is acceptable to the board to act as the official veterinarian of the sale and is authorized by the board to act as its representative as provided in parts 1715.0260 to 1715.0320; and

B. prior to issuance of the annual permit, the sales premises named in the application are inspected by a representative of the board and certified to be in compliance with parts 1715.0330 and 1715.0340.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

MINNESOTA RULES 1985

1715.0240 LIVESTOCK EXHIBITIONS AND MARKETS

1454

1715.0240 SPECIAL PERMITS.

A special permit must be issued for single community sales upon receipt of an application on a form furnished by the board. The permit must specify the date and the location of the sale.

Not more than one special permit may be issued to the same person or organization to conduct a sale at any one location in any three-month period except that cooperative livestock marketing associations selling only livestock owned by association members may hold up to six sales each calendar year.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0250 REFUSAL TO GRANT OR REVOCATION OF PERMIT.

The board may refuse to grant or may revoke an annual or special permit when the applicant or permit holder has violated the laws of this state or the rules of the board pertaining to the control and eradication of infectious, contagious, or communicable disease of livestock.

Statutory Authority: *MS s 35.03*

1715.0260 OFFICIAL VETERINARIAN.

The sales management shall employ an official veterinarian for each community sale for the purpose of inspection and examining all livestock offered for sale.

Statutory Authority: *MS s 35.03*

1715.0270 PROHIBITION OF SALE OF DISEASED ANIMALS.

The official veterinarian shall prohibit the sale of any animal or animals that, in his or her reasonable opinion, are affected with or show symptoms of infectious, contagious, or communicable disease except as specifically provided in parts 1715.0210 to 1715.0580.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0280 EXAMINATION OF HEALTH CERTIFICATES.

The official veterinarian shall examine the health certificates for all animals for which a health certificate is required and prohibit the animals' sale if the health certificate does not meet the requirements of the board.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0290 TESTING FOR BRUCELLOSIS AND PSEUDORABIES.

The official veterinarian shall, when required, test cattle for brucellosis and swine for pseudorabies.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0300 IDENTIFICATION TAGS.

If cattle are required to be identified by eartag, the official veterinarian shall use only official identification tags bearing the Minnesota prefix.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

MINNESOTA RULES 1985

1455

LIVESTOCK EXHIBITIONS AND MARKETS 1715.0360

1715.0305 CERTIFICATES; PERMITS; QUARANTINES.

The official veterinarian shall issue restricted movement certificates, shipping permits, and quarantines if they are required.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0310 INSPECTION OF SALES PREMISES AND VEHICLES.

The official veterinarian shall report immediately to the board any failure by the sales management to properly clean and disinfect the sales premises and vehicles used for transporting animals.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0320 COMPLETION OF SALE.

The official veterinarian shall furnish the board, within five days of completion of a sale, copies of all quarantines, restricted movement certificates, and shipping permits issued at the sale, reports of tests performed, and other reports the board requires.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0330 SALES PREMISES.

The veterinarian's office and laboratory, sales rings, alleys, loading and testing chutes, all livestock pens, and all the other buildings and structures located on any sales premises must be constructed so that they can be maintained in a sanitary condition. Heating facilities must be provided so that the veterinarian's laboratory may be maintained at a temperature of at least 70 degrees Fahrenheit. This part does not apply to street markets or special permit community sales.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0340 PAVEMENT.

Sales rings, alleys, testing chutes, and pens must be paved with cement or other impervious materials.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0350 SALES MANAGEMENT.

The sales management shall not permit the sale of livestock until such livestock has been examined and found free of symptoms of infectious, contagious, or communicable disease by the official veterinarian. The sales management shall refuse to accept livestock for sale when so ordered by the official veterinarian acting as an agent of the board, and shall refuse to deliver livestock sold until such livestock has been released by the official veterinarian.

Statutory Authority: *MS s 35.03*

1715.0360 REPORT OF QUARANTINED LIVESTOCK.

The sales management shall, within five days after each sale day, mail to the board a report of all quarantined and restricted movement livestock sold through the sale, furnishing the name and address of the consignor of the livestock and the name and address of the purchaser. This report must correspond with the quarantine issued by the official veterinarian at the sale. If no quarantined or restricted movement livestock are sold during the sale, the management shall

MINNESOTA RULES 1985

1715.0360 LIVESTOCK EXHIBITIONS AND MARKETS

1456

notify the board within five days following the sale.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0370 CONSIGNMENT OF LIVESTOCK ORIGINATING IN OTHER STATES.

Livestock originating in other states may not be accepted for consignment unless they have been imported into Minnesota in compliance with Minnesota law and all rules of the board governing the importation of livestock, and are accompanied by required health certificates.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0380 CONSIGNMENT OF LIVESTOCK ORIGINATING IN MINNESOTA.

Livestock originating in Minnesota may not be accepted for consignment unless accompanied by a signed statement by the owner that to the owner's best knowledge and belief no livestock in the consignment have originated from premises where animals of the same species are under quarantine and that they have not been exposed, within 30 days prior to the sale, to other animals affected with any infectious, contagious, or communicable disease. The statement must include the owner's post office address, and the township and county from which the livestock were removed immediately prior to sale.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0390 STATEMENTS AND HEALTH CERTIFICATES.

Persons delivering livestock to a sale shall furnish the sales management statements signed by owners of all animals in the consignment originating at points in Minnesota as provided in part 1715.0380 and proper health certificates for all animals originating in other states. The statements and health certificates must be submitted to the official veterinarians by the sales management for the veterinarian's approval before the animals are sold.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0400 SALE OF CATTLE.

Cattle must be found negative to a brucellosis agglutination test prior to being offered for sale with the exception of:

- A. steers and spayed heifers;
- B. calves under six months of age;
- C. cattle consigned with a record of a negative brucellosis test signed by a veterinarian and made less than 30 days before the date of the sale while owned by the consignor;
- D. cattle consigned directly from a certified brucellosis-free herd;
- E. dairy cattle under 20 months of age and beef cattle under 24 months of age when accompanied by an official brucellosis vaccination certificate or having a legible official vaccination tattoo or official vaccination tag;
- F. female cattle of beef breed under 18 months of age consigned for sale under quarantine for feeding purposes only, as provided by Minnesota Statutes, section 35.245, subdivision 3, and rules of the board; and
- G. cattle sold for immediate slaughter or for immediate consignment to a public stockyard identified with a tag applied under the market cattle identification program before leaving the market premises.

MINNESOTA RULES 1985

1457

LIVESTOCK EXHIBITIONS AND MARKETS 1715.0460

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0410 SALE OF FEMALE FEEDING CATTLE.

Female feeding cattle imported on special permit or purchased on affidavit may be consigned to a community sale to be sold for slaughter purposes.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0420 TEST RECORDS.

The official veterinarian shall furnish to the sales management a record of test for all cattle tested. The test record must be available for examination by any purchaser before the cattle are offered for sale. The test records of all cattle giving a positive reaction must show the names and addresses of all owners during the preceding 30 days. All cattle passing through a sale on a valid health certificate or valid official record of test must be reported.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0430 CATTLE SOLD WITHOUT TEST FOR BRUCELLOSIS.

The sales management shall not allow the removal of cattle sold without a test for brucellosis for immediate slaughter or consignment to a public stockyard unless the cattle are identified with a tag as applied under the market cattle identification program.

Statutory Authority: *MS s 35.03*

1715.0440 FEMALE CATTLE OF BEEF BREED UNDER 18 MONTHS.

The sales management shall not allow the removal of female cattle of beef breed under 18 months of age, sold without a test for brucellosis under affidavit and quarantine for feeding purposes, until the purchaser furnishes an affidavit to the sales management as required by Minnesota Statutes, section 35.245, subdivision 3. The original and second copy of the affidavit must be mailed to the board within five days following the sale.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0450 BRUCELLOSIS REACTORS.

Brucellosis reactors shall be placed in isolation pens and not allowed to move from the market until the official veterinarian has identified them as reactors and a permit has been issued for their removal to a designated place of slaughter where the federal government maintains inspection service or to public stockyards.

Statutory Authority: *MS s 35.03*

1715.0460 BRUCELLOSIS SUSPECTS.

Brucellosis suspects and all bovine animals that have been in contact with reactors more than 24 hours or in contact less than 24 hours if the reactor has recently aborted, calved, or has a vaginal or uterine discharge must be placed in isolation pens that permit no contact with other livestock and may not move from the market until the official veterinarian has issued a permit for their removal. The brucellosis suspects and contact animals must be returned to the farm of origin under quarantine issued by the official veterinarian or identified with the letter "S" on the left jaw and sold for immediate slaughter to a slaughtering establishment where the federal government maintains inspection service, or shipped to public stockyards under permit issued by the official

veterinarian.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0470 REPORT OF ORIGIN OF REACTORS AND SUSPECTS.

A report of the origin of all reactors and suspects disclosed when cattle are tested on the sales premises shall be made within five days of the test to the board by the official veterinarian.

Statutory Authority: *MS s 35.03*

1715.0480 CATTLE IMPORTED SUBJECT TO QUARANTINE.

Any cattle imported subject to quarantine and consigned to a community sale shall be quarantined on the premises of the buyer by the official veterinarian when released from the sales premises. The quarantine issued by the official veterinarian shall include the provisions required for imported cattle.

Statutory Authority: *MS s 35.03*

1715.0490 RECORDS OF VACCINATION.

Records of vaccination submitted to the board by the official veterinarian for cattle vaccinated for brucellosis at a community sale must include the name and address of the new owner.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0500 IDENTIFICATION TAGS.

Cattle with official identification tags consigned to a community sale must be identified by the tags on all official sale records submitted to the board. The tags may not be removed without permission from the board.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0510 SALE OF CATTLE WITH ACTINOMYCOSIS.

The official veterinarian may issue a permit for the sale of cattle affected with actinomycolosis (lumpy jaw) for the purpose of slaughter only.

Statutory Authority: *MS s 35.03*

1715.0520 SALE OF SHEEP AND GOATS.

Sheep and goats found by the official veterinarian to be infected with any infectious or contagious disease may not be sold at a sale.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0530 [Repealed, 9 SR 2008]

1715.0540 [Repealed, 9 SR 2008]

1715.0550 SALE OF SWINE.

Subpart 1. **Breeding swine.** Breeding swine must:

A. be negative to a pseudorabies test less than 30 days prior to sale or originate from a qualified pseudorabies negative herd or a pseudorabies controlled vaccinated herd;

B. be identified by a yellow metal eartag, tattoo, brand, or ear notch recognized by a breed association; and

C. leave the sale with a restricted movement certificate if the sales premises is used to sell feeder pigs, market hogs, or other untested swine.

MINNESOTA RULES 1985

1459

LIVESTOCK EXHIBITIONS AND MARKETS 1715.0590

Subp. 2. **Feeder pigs.** Feeder pigs and all other swine other than breeding or slaughter swine must:

A. be identified by a yellow metal eartag or a one-half inch diameter hole punched in the right ear; and

B. leave the sale with a restricted movement certificate if identified with a yellow metal eartag.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0560 SALE OF HORSES.

The official veterinarian shall report the consignors' names and addresses, the buyers' names and addresses, description of horses, and the results of the AGID (agar gel immunodiffusion) test for EIA (equine infectious anemia) if a test is required.

Statutory Authority: *MS s 35.03*

1715.0570 HORSES RECEIVED FROM OUT OF STATE.

Horses received from out of state must be retained on the sale premises until found negative to the AGID test for EIA performed at a laboratory approved by the United States Department of Agriculture. This part does not apply to:

A. horses entering the sale with a valid health certificate indicating a negative AGID test for EIA within the past 12 months at an approved laboratory;

B. suckling foals accompanying dams negative to AGID test for EIA as in item A;

C. horses sold for slaughter purposes if the buyer is a licensed livestock dealer, the official veterinarian applies a paint brand letter "S" at least six inches high on the hip, and the buyer completes and signs a declaration of intent to slaughter; and

D. horses sold to be transported immediately to a state which does not require a negative AGID test for EIA and accompanied by a health certificate issued by the official veterinarian for shipment to that state.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

1715.0580 REACTORS TO AGID TEST FOR EIA.

Reactors to the AGID test for EIA must be destroyed, consigned for slaughter under permit, or returned to the premises of origin under permit and in compliance with Code of Federal Regulations, part 75.4(c)(1-3) and the rules of the board.

Statutory Authority: *MS s 35.03*

History: *9 SR 2008*

STATE-FEDERAL APPROVED MARKETS FOR SWINE

1715.0590 DEFINITIONS.

Subpart 1. **Scope.** The following words and terms shall be defined as follows where used in these rules.

Subp. 2. **Board.** "Board" shall mean the Minnesota Board of Animal Health acting by and through the secretary and executive officer.

Subp. 3. **Health certificate.** "Health certificate" shall mean a document issued by an accredited veterinarian on the official form of the state of origin, after a physical examination, certifying that the swine described show no visible symptoms of contagious, infectious, or communicable disease, and shall include the name and address of the consignee.

MINNESOTA RULES 1985

1715.0590 LIVESTOCK EXHIBITIONS AND MARKETS

1460

Subp. 4. **Official veterinarian.** "Official veterinarian" shall mean a graduate veterinarian licensed to practice veterinary medicine in Minnesota, accredited by the United States Department of Agriculture, and authorized by the board to act as its representative at the market.

Subp. 5. **Owner.** "Owner" shall mean the legal owner of the swine referred to or his agent.

Subp. 6. **PRV.** "PRV" shall mean pseudorabies virus.

Subp. 7. **Recognized slaughtering establishment.** "Recognized slaughtering establishment" shall mean any point where slaughtering facilities are provided and to which animals are regularly shipped and slaughtered.

Subp. 8. **Sales management.** "Sales management" shall mean the person or persons organizing and conducting such a market.

Subp. 9. **Sales premises.** "Sales premises" shall mean the premises where a market is conducted and shall include but not be limited to sales rings, pens, alleys, land, or building contiguous to sales rings where swine may be brought to, unloaded, and confined prior to and after sales, before delivery to the purchaser.

Subp. 10. **State-federal approved market.** "State-federal approved market" shall mean any point where swine have been assembled for sale that has been approved by state and federal agencies under Code of Federal Regulations, title 9, part 76.18.

Statutory Authority: *MS s 35.03*

1715.0600 HOG CHOLERA.

In the event hog cholera is diagnosed or is suspected all swine shall be detained on the premises of the market pending instructions from the board.

Statutory Authority: *MS s 35.03*

1715.0610 APPROVAL.

No livestock market shall be approved without the joint endorsement of the board and the veterinarian in charge, veterinary services, APHIS, USDA in Minnesota.

Statutory Authority: *MS s 35.03*

1715.0620 SUSPENSION OF APPROVAL.

Approval may be suspended by either the secretary and executive officer of the board or the deputy administrator veterinary services, APHIS, USDA for just cause pending a hearing to show cause why the approval should not be revoked.

Statutory Authority: *MS s 35.03*

1715.0630 REMOVAL OF MARKET FROM APPROVED LIST.

A market may be removed from the approved list by the deputy administrator veterinary services, APHIS, USDA when it is determined by the secretary and executive officer of the Board of Animal Health or the federal veterinarian in charge of the animal health programs in Minnesota that the operators of the market fail to meet the standards mutually agreed upon by the cooperating state and federal officials, upon written request of the market management, or if no swine have been sold for three consecutive months.

Statutory Authority: *MS s 35.03*

1715.0640 PERMITS.

No person or persons shall purport to operate or conduct a state-federal approved market for swine in Minnesota, unless he has obtained a permit from the board. State-federal approved markets shall be approved by state and federal agencies cooperatively. Application for permit shall be made on forms

MINNESOTA RULES 1985

1461

LIVESTOCK EXHIBITIONS AND MARKETS 1715.0680

furnished by the board. Permits shall be valid until June 30 following the date of issue.

Statutory Authority: *MS s 35.03*

1715.0650 REFUSAL TO GRANT OR REVOCATION OF PERMIT.

The board may refuse to grant or may revoke the permit when the applicant or permit holder has violated any of the provisions of Minnesota Statutes, chapter 35, or the rules promulgated thereunder by the board.

Statutory Authority: *MS s 35.03*

1715.0660 PREMISES.

All markets shall comply with the following:

A. all pens, alleys, sales rings, loading and unloading chutes shall be well constructed and maintained in good repair;

B. all floors shall be surfaced with cement or other impervious material;

C. facilities for inspection shall be well lighted;

D. premises shall be maintained in a reasonably clean and sanitary condition at all times and shall be cleaned and disinfected with a permitted disinfectant as often as necessary to guard against the spread of disease;

E. water supply shall be clean, adequate, and operate under pressure;

F. facilities shall be provided and maintained in good operating condition at all times for the cleaning and disinfection of premises and vehicles;

G. feed and water containers shall be metal, concrete, plastic, or other impervious material that can be readily cleaned and disinfected;

H. proper and adequate office space shall be provided for official veterinarian; and

I. isolation pen(s) shall be provided for the temporary holding of swine found by the official veterinarian to have any symptoms of a contagious, infectious, or communicable disease.

Statutory Authority: *MS s 35.03*

1715.0670 ISOLATION PENS.

The isolation pen(s) shall be constructed and operated as follows: located so that diseased animals therein shall have no direct contact with nondiseased animals; drainage shall not be into other pens; proper equipment shall be available for cleaning and disinfecting; feeding and watering facilities shall be separate from those used by healthy animals; conspicuously posted as "ISOLATION PEN(S)" on the entrance gate(s); used for diseased or disease exposed swine only. The market operators shall use proper procedures in cleaning and disinfecting the isolation pen(s). The cleaning and disinfecting shall be done immediately after the removal of diseased or disease exposed animals. Refuse from this pen shall not be placed in any other holding pen in the market, but shall be removed directly to an area inaccessible to livestock. Disinfectant used shall be a permitted disinfectant only.

Statutory Authority: *MS s 35.03*

1715.0680 OFFICIAL VETERINARIAN.

The management of each market shall employ a veterinarian as defined in part 1715.0590, subpart 4 to inspect and examine all swine offered for sale. No permit will be issued until a veterinarian acceptable to the board has been employed by said management and authorized by the board to act as its representative.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1715.0690 LIVESTOCK EXHIBITIONS AND MARKETS

1462

1715.0690. PROHIBITION OF CERTAIN SALES.

The veterinarian shall prohibit the sale of any swine that in his opinion are affected with or show symptoms of contagious, infectious, or communicable diseases. He shall order the movement of such swine to the isolation pen(s).

Statutory Authority: *MS s 35.03*

1715.0700 BREEDING SWINE ORIGINATING FROM OUT OF STATE.

The veterinarian shall, when required, conduct the brucellosis card test and submit samples for the serum neutralization test for PRV on breeding swine originating from out of state.

Statutory Authority: *MS s 35.03*

1715.0710 MAINTENANCE OF SANITARY CONDITIONS.

The veterinarian shall report to the board any failure by the sale management to properly clean and disinfect the sale premises and isolation pen(s) as necessary to maintain them in a sanitary condition.

Statutory Authority: *MS s 35.03*

1715.0720 REPORTS TO BOARD.

The veterinarian shall furnish to the board, within five days, duplicate copies of all quarantines and slaughter statements issued by him at the market, and such other reports as the board may require.

Statutory Authority: *MS s 35.03*

1715.0730 SHIPPING PERMITS FOR SLAUGHTER ONLY.

The veterinarian shall issue shipping permits for slaughter only on all swine sold from the isolation pen(s).

Statutory Authority: *MS s 35.03*

1715.0740 MANAGEMENT.

The management of markets shall comply with the following:

A. No swine shall be sold at the market until such swine have been examined and found free of symptoms of contagious, infectious, or communicable diseases by the official veterinarian. The management shall refuse to accept swine for sale when so ordered by the official veterinarian. The management shall place in the isolation pen(s) such swine as the official veterinarian shall designate as infected with or exposed to a contagious, infectious, or communicable disease. The management shall refuse to deliver swine sold until such swine have been released by the official veterinarian.

B. The management shall maintain records of origin and destination of swine handled at the market. Such records shall be maintained for a period of one year and shall be accessible to authorized federal and state inspectors when reasonable demand is made therefor.

C. The management shall within five days following the completion of each week's business, mail to the board a report of all swine sold through the market, furnishing the name and address of the consignor and the name and address of the purchaser. Other reports are to be made as required by the board.

Statutory Authority: *MS s 35.03*

1715.0750 CONSIGNMENTS.

Swine when consigned for sale must be accompanied by a statement signed by the owner or his agent that the swine are not under quarantine. The statement shall include the post office, township, and county of the premises from which the swine were removed immediately prior to entry to the market. The owner resident address shall also be included if it differs from the above.

MINNESOTA RULES 1985

1463

LIVESTOCK EXHIBITIONS AND MARKETS 1715.0770

Persons delivering swine to the market shall furnish statements signed by the owners or agents as stated above.

Statutory Authority: *MS s 35.03*

1715.0760 MOVEMENTS INTO MARKETS.

Subpart 1. **Swine under quarantine.** Swine under quarantine shall not be allowed entry, except under permit from the board.

Subp. 2. **Swine from Minnesota markets.** Swine from markets in Minnesota may enter provided they are accompanied by a health certificate issued by an accredited veterinarian.

Subp. 3. **Swine from markets in other states.** Swine from markets in other states may enter provided they are accompanied by a health certificate issued by an accredited veterinarian. All swine entering from markets in other states shall be identified by ear tag number. All breeding swine six months of age and over from such markets shall have the results of the brucellosis card test and serum neutralization test for PRV listed on the health certificate.

Subp. 4. **Breeding swine from farm of origin in another state.** Breeding swine six months of age and over originating from a farm of origin in another state shall enter only with a health certificate issued by an accredited veterinarian. The health certificate shall show the identity numbers, the results of the brucellosis card test, and the serum neutralization test for PRV.

Subp. 5. **Slaughter swine.** Slaughter swine may enter for sale for slaughter purposes only.

Statutory Authority: *MS s 35.03*

1715.0770 MOVEMENTS FROM MARKETS.

Subpart 1. **Swine on market premises.** All swine on market premises shall be inspected by the official veterinarian prior to sale.

Subp. 2. **Swine infected with contagious, infectious, or communicable disease.** Swine when found by the official veterinarian to be infected with or show symptoms of a contagious, infectious, or communicable disease shall be placed in the isolation pen(s). All swine from isolation pen(s) shall be shipped for slaughter only to some point where the federal government maintains inspection. Shipment shall be made in accordance with federal regulations governing the interstate shipments of swine.

Subp. 3. **Swine sold for slaughter.** Swine may be sold for slaughter purposes provided the purchaser signs a statement of intent to slaughter and provided such swine are tattooed in accordance with parts 1720.1640 to 1720.1700.

Subp. 4. **Identification.** All swine except swine sold for slaughter must be individually identified by ear tag or other acceptable identification.

Subp. 5. **Quarantine.** All swine except those sold for slaughter or movement to another market shall be quarantined for 30 days to the premises of the purchaser.

Subp. 6. **Swine sold to persons in other states.** Swine sold to persons in other states must leave the market with a health certificate and meet the state of destination requirements.

Subp. 7. **Health certificate.** All breeding swine six months of age and over that originate in other states, removed to destinations in Minnesota, must be accompanied by a health certificate showing individual identification, date of tests, name of laboratory, and results of test for brucellosis by the card test and PRV by the serum neutralization test.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1715.0780 LIVESTOCK EXHIBITIONS AND MARKETS

1464

APPROVED MARKETS FOR CATTLE

1715.0780 DEFINITIONS.

Subpart 1. **Scope.** The following words and terms shall be defined as follows where used in these rules.

Subp. 2. **Approved state-federal market.** "Approved state-federal market" shall refer to and include the sale of cattle from a designated premises that has been approved by the board and federal agency.

Subp. 3. **Approved state-federal market qualified to accept reactors, suspects, and cattle from quarantined herds.** "Approved state-federal market qualified to accept reactors, suspects, and cattle from quarantined herds" shall mean a market approved under part 1715.1230.

Subp. 4. **Board.** "Board" shall mean the Minnesota Board of Animal Health acting by and through the secretary and executive officer.

Subp. 5. **Brucellosis reactor.** "Brucellosis reactor" means any nonvaccinated bovine animal showing complete agglutination in a 1:100 dilution or higher, or a vaccinated female bovine animal of dairy breed 20 months of age or over or any female bovine animal of beef breed 24 months of age and over, that is an official vaccinate as defined in subpart 11 which shows complete agglutination in a 1:200 dilution or higher, or any bovine animal that is positive to the brucellosis card test.

Subp. 6. **Brucellosis suspect.** "Brucellosis suspect" means a nonvaccinated bovine animal showing any agglutination in the 1:50 dilution or higher which is not classed as a brucellosis reactor; or an officially vaccinated bovine animal over 20 months of age if of dairy breed, or over 24 months of age if beef breed that shows any agglutination in the 1:100 dilution or higher that is not classed as a brucellosis reactor.

Subp. 7. **Federal agency.** "Federal agency" shall mean the Animal and Plant Health Inspection Service of the United States Department of Agriculture.

Subp. 8. **Health certificate.** "Health certificate" means a certificate issued by a veterinarian, on an official form of the state of origin, certifying that the animals are free from visible signs of contagious, infectious, or communicable disease. Statements with reference to brucellosis status of area of origin and name and address of consignee shall be included. Record of tests or vaccination and individual identification shall be recorded when required.

Subp. 9. **Market management.** "Market management" shall mean the person or persons organizing and conducting such a market.

Subp. 10. **Market premises.** "Market premises" shall mean the premises where a sale is conducted and shall include but not be limited to temporary or permanent sales rings, pens, and alleys for confining cattle prior to and after sale, and any land or building contiguous to such sales rings where cattle may be brought, unloaded, or confined prior to sale or after sale before delivery to the purchaser.

Subp. 11. **Official vaccinate.** "Official vaccinate" shall mean a female bovine animal of dairy breed vaccinated against brucellosis with an approved Brucella vaccine while from three to six months (90 to 179 days) of age, or a female bovine animal of beef breed vaccinated against brucellosis with an approved Brucella vaccine while from three to ten months (90 to 299 days) of age, permanently identified as a vaccinate, and reported at the time of vaccination to the appropriate state or federal agency.

Subp. 12. **Official veterinarian.** "Official veterinarian" shall mean an individual licensed to practice veterinary medicine in Minnesota, accredited by the United States Department of Agriculture, approved by the board to perform the brucellosis agglutination tests, and authorized by the board to act as its representative at the approved market.

MINNESOTA RULES 1985

1465

LIVESTOCK EXHIBITIONS AND MARKETS 1715.0840

Subp. 13. [Repealed by amendment, 8 SR 1659]

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.0790 PERMITS.

A state-federal approved market shall operate under the provisions of this rule. Cattle sold at such market shall be handled in accordance with these rules at all times.

No person shall operate a state-federal approved market for cattle in Minnesota without a permit from the board.

Statutory Authority: *MS s 35.03*

1715.0800 ANNUAL PERMITS.

An annual permit valid until June 30 following date of issue, unless previously revoked, may be issued for conducting a market at a specified point when the following provisions have been complied with:

A. an application properly executed upon a form furnished by the board shall be filed with the board by the management;

B. the veterinarian named in the application is approved by the board to act as the official veterinarian of the sale and is authorized by the board to act as its representative as provided in parts 1715.0820 to 1715.0920; and

C. the market premises named in the application shall be inspected and approved by representatives of the board and the cooperating federal agency, and a report of such inspection shall be filed with the board.

Statutory Authority: *MS s 35.03*

1715.0810 REFUSAL TO GRANT OR REVOCATION OF PERMIT.

The board may refuse to grant or may revoke the permit when the applicant or permit holder has violated these rules or the laws of this state and other rules of the board pertaining to the control and eradication of infectious, contagious, or communicable disease of livestock.

Statutory Authority: *MS s 35.03*

1715.0820 OFFICIAL VETERINARIAN.

The management of each approved market shall designate an official veterinarian to inspect and examine all livestock offered for sale.

Statutory Authority: *MS s 35.03*

1715.0830 LABORATORY AND OTHER EQUIPMENT.

Proper and adequate laboratory and other equipment for performance of required veterinary services are the responsibility of the veterinarian. Such equipment shall be inspected and approved by a representative of the board and cooperating federal agency as outlined in Standard Procedures for Brucellosis Testing at State-Federal Approved Markets for Cattle.

Statutory Authority: *MS s 35.03*

1715.0840 EXAMINATION OF CATTLE.

The veterinarian shall examine all cattle at the market and shall prohibit the sale of any animal or animals that in his reasonable opinion are affected with or show symptoms of infectious, contagious, or communicable disease, except as specifically provided in these rules, and shall order the movement of such livestock to the isolation pens.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1715.0850 LIVESTOCK EXHIBITIONS AND MARKETS

1466

1715.0850 HEALTH CERTIFICATES.

The official veterinarian shall examine and accept or refuse health certificates of all cattle consigned to the sale, and prohibit the sale of cattle not accompanied by proper health certificates until necessary examinations and required tests are completed.

Statutory Authority: *MS s 35.03*

1715.0860 TESTING.

When required by the rules the official veterinarian shall test for brucellosis. Such tests shall be conducted in accordance with accepted procedure.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.0870 MASTER TEST SHEET AND OTHER MARKET RECORDS.

Cattle moving through the market accompanied by health certificates shall be listed on the master test sheet, and data as to the health certificate thereon recorded. Health certificates accompanying cattle are to be maintained with other market records.

Statutory Authority: *MS s 35.03*

1715.0880 CATTLE SOLD FOR SLAUGHTER.

The official veterinarian shall issue shipping permits for slaughter only for all cattle sold for slaughter.

Statutory Authority: *MS s 35.03*

1715.0890 CATTLE SOLD FROM ISOLATION PENS.

The official veterinarian shall issue shipping permits for slaughter only for all cattle sold from isolation pens.

Statutory Authority: *MS s 35.03*

1715.0900 TEST RECORDS.

The official veterinarian shall furnish the management a record of tests for all cattle tested. Such test records shall be available for examination by any purchaser before the cattle are removed from the market premises.

Statutory Authority: *MS s 35.03*

1715.0910 CALVES VACCINATED AGAINST BRUCELLOSIS.

The official veterinarian when submitting records for calves vaccinated against brucellosis at the market shall include the name and address of the purchaser.

Statutory Authority: *MS s 35.03*

1715.0920 REPORTS TO BOARD.

The veterinarian shall furnish the board duplicate copies of all quarantines of cattle issued by him at the market, and also the records of brucellosis tests of cattle conducted by him, and such other reports as the board may from time to time require, within five days following the completion of each week's business.

He shall report to the board any failure by the sales management to properly clean and disinfect the sales premises.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

MINNESOTA RULES 1985

1467

LIVESTOCK EXHIBITIONS AND MARKETS 1715.1000

1715.0940 MARKET PREMISES AND MANAGEMENT.

The veterinarian's office and laboratory, the pavilions, sales rings, alleys, loading and testing chutes, and all livestock pens, and all the other buildings and structures located on any sales premises shall be so constructed that they can be maintained in a sanitary condition.

Statutory Authority: *MS s 35.03*

1715.0950 OFFICE AND LABORATORY SPACE FOR VETERINARIAN.

Proper and adequate office and laboratory space shall be provided the veterinarian. Heating facilities shall be provided by the management so that the laboratory may be maintained at a uniform temperature of not less than 70 degrees Fahrenheit.

Statutory Authority: *MS s 35.03*

1715.0960 PAVING WITH IMPERVIOUS MATERIALS.

Sales rings, alleys, testing chutes used for all livestock, and pens used for swine and sheep shall be paved with cement or other impervious materials. Annual permits shall not be issued after July 1, 1972 unless all pens, including cattle pens located on the sales premises, are paved with cement or other impervious materials except that sales premises certified in accordance with part 1715.0800, item C prior to July 1, 1972 shall be recertified provided: 20 percent by area of existing unpaved pens have been paved prior to July 1, 1973; 40 percent by area of existing unpaved pens have been paved prior to July 1, 1974; 60 percent by area of existing unpaved pens have been paved prior to July 1, 1975; 80 percent by area of existing unpaved pens have been paved prior to July 1, 1976.

No sales premises shall be certified after June 30, 1977 unless all pens have been paved.

Statutory Authority: *MS s 35.03*

1715.0970 FACILITIES FOR TESTING AND EXAMINING CATTLE.

Facilities shall be provided for testing and examining cattle.

Statutory Authority: *MS s 35.03*

1715.0980 IMPORTED CATTLE SOLD SUBJECT TO QUARANTINE.

Separate pens shall be designated and maintained for imported cattle to be sold subject to quarantine.

Statutory Authority: *MS s 35.03*

1715.0990 SEPARATE PENS FOR SLAUGHTER CATTLE.

Separate pens shall be designed and maintained for slaughter cattle.

Statutory Authority: *MS s 35.03*

1715.1000 SEPARATE ISOLATION PENS.

Separate isolation pens shall be designated and maintained for each species of livestock. Such pens shall: be so constructed and located that diseased animals therein shall have no contact with nondiseased animals; drainage shall not be into other pens; be conspicuously posted as "isolation pen(s)" on the entrance gate; have feeding and watering facilities separate from those used by healthy animals; have proper equipment for cleaning and disinfecting isolation pen(s). Equipment used for cleaning shall be maintained separate from other equipment. Isolation pen(s) shall be cleaned and disinfected immediately after removal of diseased or disease-exposed animals. Refuse from such pens shall not be placed in any other holding pen in the market, but shall be removed directly to an area not accessible to livestock.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1715.1010 LIVESTOCK EXHIBITIONS AND MARKETS

1468

1715.1010 EXAMINATION BY VETERINARIAN.

No livestock shall be sold at any approved market until it has been examined and found free from symptoms of infectious, contagious, or communicable disease by the official veterinarian except as provided in part 1715.0890.

Statutory Authority: *MS s 35.03*

1715.1020 ACCEPTANCE AND DELIVERY OF LIVESTOCK.

The management shall refuse to accept livestock for sale when so ordered by the official veterinarian, and shall refuse to deliver livestock sold until such livestock has been released by the official veterinarian.

Statutory Authority: *MS s 35.03*

1715.1030 REPORT OF QUARANTINED LIVESTOCK.

The management of the market shall within five days following the completion of each week's business mail to the board a report of all quarantined livestock sold through such market, furnishing the name and address of the consignor of such livestock and the name and address of the purchaser. This report shall correspond with the quarantines issued by the official veterinarian at such market. If no livestock is sold subject to quarantine, the management shall so notify the board.

Statutory Authority: *MS s 35.03*

1715.1040 RECORDS OF ORIGIN AND DESTINATION.

The management shall grant state or federal inspectors upon reasonable demand access to all records of origin and destination of all livestock handled at the market.

Statutory Authority: *MS s 35.03*

1715.1050 MAINTENANCE OF RECORDS.

Records shall be maintained for at least one year.

Statutory Authority: *MS s 35.03*

1715.1060 IDENTIFICATION TAGS.

Cattle bearing identification tags when consigned to an approved market shall be identified by such tags, where required, on all official records submitted to the board. Such tags shall not be removed without permission of the secretary and executive officer of the board.

Statutory Authority: *MS s 35.03*

1715.1070 AFFIDAVIT.

The market management shall not allow the removal of female cattle of beef type and breed under 18 months of age sold under affidavit and quarantine for feeding and grazing purposes only, unless accompanied by proper permit or until the purchaser furnishes an affidavit to the market management as required by Minnesota Statutes. The original and second copy of the affidavit shall be mailed to the board within five days following the completion of each week's business.

Statutory Authority: *MS s 35.03*

1715.1080 CONSIGNMENT OF LIVESTOCK.

Cattle originating in Minnesota shall be accompanied by a statement signed by the owner that the cattle originate from a premises not under quarantine because of disease, and that to his knowledge and belief have not been exposed

MINNESOTA RULES 1985

1469

LIVESTOCK EXHIBITIONS AND MARKETS 1715.1150

within the past 30 days to cattle affected with any infectious, contagious, or communicable disease.

Statutory Authority: *MS s 35.03*

1715.1090 TESTS FOR RELEASE OF QUARANTINE.

Cattle under quarantine for tests for release of quarantine to comply with importation requirements, may be consigned for sale if accompanied by a permit issued by the board. Such cattle shall be tested as required at the market for release of quarantine or may be sold under quarantine if the animals qualify. The requirements of the quarantine shall be transferred to the new owner by the official veterinarian.

Statutory Authority: *MS s 35.03*

1715.1100 CATTLE FROM OTHER STATES.

Cattle originating in other states may be consigned to the market when accompanied by a health certificate complying with the Minnesota importation requirements and certifying to origin in a modified certified brucellosis area, or a health certificate showing individual identification, certifying to origin in a modified certified brucellosis area, or a declaration signed by the owner showing address of origin, description and number of cattle in shipment, destination, and further stating cattle are not under quarantine because of disease.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1110 TESTING FOR BRUCELLOSIS.

When required, cattle shall be tested for brucellosis to comply with Minnesota Rules.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1120 OWNER'S DECLARATION.

Cattle entering the market on an owner's declaration must be tested to meet Minnesota importation requirements.

Statutory Authority: *MS s 35.03*

1715.1130 HEALTH CERTIFICATE.

Cattle entering market accompanied by a health certificate certifying to origin in a modified certified brucellosis area are subject to tests at the market.

Statutory Authority: *MS s 35.03*

1715.1140 CATTLE SOLD WITHOUT FURTHER TESTING.

Cattle entering market accompanied by health certificate with necessary tests for brucellosis conducted within 30 days prior to date of importation and recorded thereon, and certifying to origin in modified certified brucellosis area, may be sold without further testing.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1150 REACTORS, SUSPECTS, AND CATTLE FROM QUARANTINED HERDS.

Reactors, suspects, and cattle from quarantined herds may be consigned to markets approved under part 1715.1230 when accompanied by a shipping permit providing for resale only to slaughtering establishments having federal inspection.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1715.1160 LIVESTOCK EXHIBITIONS AND MARKETS

1470

1715.1160 CATTLE FOR IMMEDIATE SLAUGHTER.

Cattle consigned for resale as slaughter cattle or determined at the market to be slaughter cattle shall be identified by a tag as applied under the market cattle identification program. Cattle from slaughter pens shall be sold for immediate slaughter only and shall not be released from market premises until a shipping permit has been issued by official veterinarian.

Statutory Authority: *MS s 35.03*

1715.1170 [Repealed by amendment, 8 SR 1659]

1715.1180 BRUCELLOSIS TEST EXCEPTIONS.

All dairy cattle over six months of age and all beef cattle eight months of age and over shall pass a negative test for brucellosis prior to release from the market, except:

- A. steers;
 - B. cattle from certified brucellosis-free herds;
 - C. cattle accompanied by a record of a brucellosis test signed by a veterinarian showing the cattle have been tested for brucellosis and found negative less than 30 days before the date of sale while owned by the consignor;
 - D. official vaccinates of dairy breeds under 20 months of age and beef breeds under 24 months of age;
 - E. female cattle of beef type, under 18 months of age sold for feeding and grazing purposes under permit or affidavit and quarantine;
 - F. cattle for immediate slaughter, identified with an official backtag;
- and
- G. cattle sold to dry feed lot permit holders, provided such cattle are branded at the market with the letter "F" three inches high on the right jaw with a hot iron and provided a health certificate is issued listing the identification numbers.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1190 BRUCELLOSIS REACTORS.

Brucellosis reactors shall be placed in isolation pens and not allowed to move from the market until the official veterinarian has identified them as reactors and a permit has been issued for their removal to a designated place of slaughter where the federal government maintains inspection service, or to public stockyards.

Statutory Authority: *MS s 35.03*

1715.1200 BRUCELLOSIS SUSPECTS.

Brucellosis suspects and all bovine animals that have been in contact with reactors more than 24 hours are to be placed in isolation pens separate from reactors and not allowed to move from the market until the official veterinarian has issued a permit for their removal. Such brucellosis suspects and contact animals shall be returned to the farm of origin under quarantine issued by the official veterinarian or identified with the letter "S" on the left jaw and sold for immediate slaughter only to a slaughtering establishment where the federal government maintains inspection service, or shipped to public stockyards under permit issued by the official veterinarian.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1471

LIVESTOCK EXHIBITIONS AND MARKETS 1715.1240

1715.1210 REPORT OF ORIGIN OF REACTORS AND BRUCELLOSIS SUSPECTS.

A report of origin of all reactors and brucellosis suspects disclosed when cattle are tested at the market shall be made to the board by the official veterinarian within five days following completion of each week's business.

Statutory Authority: *MS s 35.03*

1715.1220 SHIPPING PERMIT.

The management shall not allow the removal of reactor animals or brucellosis suspects from the market until the purchaser has a shipping permit issued by the official veterinarian.

Statutory Authority: *MS s 35.03*

1715.1230 QUARANTINES.

The following classes of cattle are subject to quarantine from the market:

A. Female cattle of beef breed under 18 months of age, not tested for brucellosis at the market and sold under affidavit for feeding and grazing purposes, are quarantined for the feeding period. Affidavit to bear notarized signature of purchaser.

B. Cattle sold to dry lot permit holder are quarantined for the feeding period.

C. Nonvaccinates from other states entering market on owner's certificate and negative to tests for brucellosis at the market, are quarantined for a brucellosis retest to be conducted in 30 to 120 days.

D. Cattle from other states, of beef breed under 18 months of age, accompanied by owner's certificate and sold for feeding and grazing purpose under affidavit, are quarantined for the feeding period. When such cattle are 18 months of age and over, they are considered as breeding cattle.

E. Official vaccinates of dairy breeds under 20 months of age and official vaccinates of beef breeds under 24 months of age, entering the market on an owner's certificate, are quarantined until tested for brucellosis with a reaction no higher than complete agglutination in a dilution of 1:50.

F. Official vaccinates of dairy breeds 20 months of age or over and official vaccinates of beef breed 24 months of age and over, entering the market on an owner's certificate, tested at the market and which disclose a reaction to the brucellosis test no higher than complete agglutination in a dilution of 1:50 are quarantined for a retest for brucellosis to be conducted no sooner than 30 days nor more than 120 days.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1240 MARKETS APPROVED TO ACCEPT REACTORS.

Approved state-federal markets qualified to accept reactors, suspects, and cattle from quarantined herds shall:

A. maintain an isolation section identified as such and used solely for the purpose of yarding reactors, suspects, and cattle quarantined by the Board of Animal Health because of the existence of or exposure to disease;

B. weigh each reactor for which indemnity might be paid separately and individually, and maintain all records of sales price and costs with the identity marks and reactor tags so that net returns can be determined; and

C. provide, maintain, and staff adequate facilities, equipment, and permitted disinfectant for the purpose of disinfecting vehicles that have transported reactors, suspects, or quarantined livestock, as determined by state and federal regulations.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1715.1250 LIVESTOCK EXHIBITIONS AND MARKETS

1472

1715.1250 OTHER SPECIES OF LIVESTOCK.

Other livestock shall be handled in accordance with parts 1715.0200 to 1715.0580 and/or parts 1715.0590 to 1715.0770.

Statutory Authority: *MS s 35.03*

History: 8 SR 1659

1715.1260 PRECEDENCE.

No part of these rules shall take precedence over any portion of parts 1700.0100 to 1700.1500.

Statutory Authority: *MS s 35.03*

History: 8 SR 1659

PUBLIC STOCKYARDS

1715.1270 DEFINITIONS.

Subpart 1. **Board.** "Board" means the Minnesota Board of Animal Health or its authorized agents.

Subp. 2. **Public stockyards.** "Public stockyards" means an assembly point for livestock operated as a public market for livestock producers, feeders, market agencies, and buyers; having facilities and providing services for those individuals or organizations who have been granted the privileges of the market by the management of the stockyards.

Subp. 3. **Shipper contract.** "Shipper contract" means a record indicating: consignor's name and address; identification and description of the livestock consigned; date and time received; name of the trucker or transportation agency; name of the individual or firm who will represent the seller; and signature of the seller or his agent.

Subp. 4. **Veterinary services contractor.** "Veterinary services contractor" means an accredited veterinarian or more than one veterinarian selected by the management and approved by the board to perform necessary services in connection with the rules of the board.

Statutory Authority: *MS s 35.03*

History: 8 SR 1659

1715.1280 PERMIT TO OPERATE.

A permit to operate expiring June 30 following the issue date shall be issued provided: a veterinarian or veterinarians acceptable to the board have been retained by the stockyards management to act as the veterinary services contractor; an inspection by representatives of the board indicates compliance with the sanitation and general requirements of this rule; the management of the stockyards shall furnish a list of all persons and firms granted the privilege of the market.

Statutory Authority: *MS s 35.03*

1715.1290 REVOCATION OF PERMIT.

The secretary and executive officer may suspend the permit for just cause for a period of not more than 30 days pending a hearing before the board to show cause why the permit should not be revoked.

Statutory Authority: *MS s 35.03*

1715.1300 GENERAL REQUIREMENTS.

All pens, yards, alleys, and livestock holding areas shall be constructed so that they may be maintained in good repair and in a sanitary condition.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1473

LIVESTOCK EXHIBITIONS AND MARKETS 1715.1380

1715.1310 VETERINARY SERVICES CONTRACTOR.

The veterinary services contractor shall be provided adequate space and facility to perform his duties.

Statutory Authority: *MS s 35.03*

1715.1320 SEPARATE ISOLATION PENS.

Separate isolation pens shall be provided for yarding reactors, suspects, and exposed livestock.

Statutory Authority: *MS s 35.03*

1715.1330 TRUCKS AND OTHER VEHICLES.

Facilities shall be provided by the management for adequately cleaning and disinfecting trucks and other vehicles at a reasonable cost to the transportation agency.

Statutory Authority: *MS s 35.03*

1715.1340 INSPECTION.

Agents of the board shall be allowed entry for inspection purposes upon demand at any reasonable time.

Statutory Authority: *MS s 35.03*

1715.1350 RECORDS.

The management shall maintain and cause to be maintained records of all livestock transactions for a period of one year. Such records shall be available for inspection on demand at reasonable times by agents of the board.

Statutory Authority: *MS s 35.03*

1715.1360 LOCKING AND SEALING PENS OR SECTIONS OF STOCKYARDS.

The management shall lock and seal pens or sections of the stockyard upon demand when agents of the board detect or suspect contagious or communicable disease exists in such pens and sections of the stockyards. Such pens shall be cleaned and disinfected under board supervision before being used again.

Statutory Authority: *MS s 35.03*

1715.1370 EXPOSED CATTLE.

Upon disclosure of brucellosis reactors all cattle in the consignment shall be considered exposed and must be sold for immediate slaughter or returned to the farm of origin under quarantine. If sold for immediate slaughter a shipping permit shall be issued and each exposed animal shall be permanently branded with the letter "S" on the left jaw. Cattle that have been in contact with such a consignment 24 hours or more shall be considered exposed cattle and shall be handled in the same manner. Commencing January 1, 1982, any cattle in contact with a reactor shall be considered exposed.

Statutory Authority: *MS s 35.03*

1715.1380 MOVEMENTS INTO AND OUT OF PUBLIC STOCKYARDS.

All movements into and out of public stockyards shall be in compliance with applicable federal interstate regulations and the laws of the state of Minnesota and rules of the board.

Statutory Authority: *MS s 35.03*

MINNESOTA RULES 1985

1715.1390 LIVESTOCK EXHIBITIONS AND MARKETS

1474

1715.1390 ENTRY OF LIVESTOCK.

All livestock shall enter with a properly completed shipper contract. Livestock under quarantine because of disease shall be allowed entry when properly identified and accompanied by a shipping permit issued by a veterinarian or a notice of shipment prepared by the owner. All reactors, suspects, and exposed livestock shall enter the stockyards through separate entryway and be yarded in the isolation area. The shipper contract shall be clearly marked with the appropriate word or words indicating such livestock. Cows and bulls two years of age and over shall be identified to the herd of origin by an official backtag as required in parts 1720.1640 to 1720.1700 prior to being offered for sale.

Statutory Authority: *MS s 35.03*

1715.1400 REMOVAL OF LIVESTOCK.

No livestock shall be removed from the premises until released by the veterinary services contractor or his representative.

Cattle removed for purposes other than slaughter must be accompanied by a health certificate meeting Minnesota importation requirements if they originate from other states, or Minnesota sale requirements if they originate from Minnesota, or state of destination requirements if exported.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1410 [Repealed by amendment, 8 SR 1659]

1715.1420 BRUCELLOSIS TEST REQUIREMENTS.

The requirements for transfer of ownership for cattle in parts 1705.0060 to 1705.0540 apply to all cattle removed from the public stockyards to Minnesota destinations.

The diagnosis of cattle which respond to the brucellosis test shall be in accordance with parts 1705.0060 to 1705.0540.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1430 ANAPLASMOSIS TEST REQUIREMENTS FOR BREEDING CATTLE.

Breeding cattle originating in states other than Minnesota shall be tested in accordance with parts 1700.0100 to 1700.1500.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1440 REMOVING CATTLE TWO YEARS OF AGE.

Cows and bulls two years of age and over not offered for sale shall be backtagged or tested and found negative to brucellosis and if originating from other states negative to anaplasmosis before removal from the stockyards.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1450 SWINE.

Swine sold for slaughter shall be identified to the herd of origin as required in parts 1720.1680 to 1720.1730.

Swine removed for breeding or further feeding purposes must be accompanied by a health certificate indicating: eartag number; negative brucellosis buffered antigen (BBA) test for sows and boars six months of age and over; and any other requirements of a state of destination.

MINNESOTA RULES 1985

1475

LIVESTOCK EXHIBITIONS AND MARKETS 1715.1480

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1460 PSEUDORABIES TESTS FOR BREEDING SWINE.

Breeding swine six months of age and over originating in states other than Minnesota shall be tested for pseudorabies in accordance with parts 1700.2600 to 1700.3000 before removal to any Minnesota destination.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1470 SWINE FOR BREEDING AND FURTHER FEEDING.

All swine for breeding and further feeding removed from public stockyards to points in Minnesota shall be quarantined for 30 days.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*

1715.1480 SHEEP, GOATS, HORSES, MULES, AND OTHER.

Sheep, goats, horses, mules, and other species may be removed when a health certificate certifying compliance with the state of destination requirements have been met.

Statutory Authority: *MS s 35.03*

History: *8 SR 1659*