

1 Board of Animal Health

2

3 Adopted Permanent Rules Relating to the Maintenance, Operation,
4 and Inspection of Kennels and Dealers.

5

6 Rules as Adopted

7 MAINTENANCE, OPERATION, AND INSPECTION OF
8 KENNELS AND DEALERS

9 1720.1330 DEFINITIONS.

10 Subpart 1. Scope. The following words and terms are
11 defined as follows where used in parts 1720.1330 to 1720.1578.

12 Subp. 2. Board. "Board" means the Minnesota Board of
13 Animal Health.

14 Subp. 2a. Dealer. "Dealer" has the meaning given in
15 Minnesota Statutes, section 347.31, subdivision 4.

16 Subp. 3. [See Repealer.]

17 Subp. 4. Duly authorized agent. "Duly authorized agent"
18 means an agent of the board, any sheriff or deputy sheriff, or
19 police officer, or humane agent registered with the board and
20 appointed pursuant to Minnesota Statutes, section 343.01.

21 Subp. 4a. Humane agent. "Humane agent" means a person
22 appointed as an agent under Minnesota Statutes, section 343.01.

23 Subp. 5. Institution. "Institution" has the meaning given
24 in Minnesota Statutes, section 347.31, subdivision 5.

25 Subp. 5a. Kennel. "Kennel" has the meaning given in
26 Minnesota Statutes, section 347.31, subdivision 2.

27 Subp. 6. Person. "Person" means any individual, firm,
28 partnership, or corporation.

29 Subp. 7. Premises. "Premises" has the meaning given in
30 Minnesota Statutes, section 347.31, subdivision 3.

31 1720.1390 MAINTENANCE OF PREMISES.

32 Housing facilities must be structurally sound and
33 maintained in good repair. Indoor housing facilities must be
34 adequately ventilated and have ample light, either natural or
35 artificial.

1 1720.1400 DOGS AND CATS KEPT OUTSIDE.

2 Dogs and cats kept outside must be provided with access to
3 shelter to protect them from the sun, wind, rain, and snow
4 together with adequate bedding when the temperature falls below
5 50 degrees Fahrenheit.

6 1720.1410 DOGS AND CATS CONFINED BY CHAINS.

7 If dogs or cats are confined by chains, the chains must be
8 so attached that they cannot become entangled with the chains of
9 other animals or any other objects. Chains must be of a size
10 commonly used for the size of dog or cat involved and must be
11 attached to the dog or cat by means of a well-fitted collar.
12 Chains must be at least three times the length of the dog or cat
13 as measured from the tip of its nose to the base of its tail.

14 1720.1420 ENCLOSURES.

15 Enclosures must be of sufficient size to allow each dog or
16 cat to turn about fully and to stand, sit, and lie in a
17 comfortable normal position. The enclosure must be constructed
18 so as to prevent injury to the dog or cat.

19 1720.1430 TEMPERATURE FOR INDOOR HOUSING FACILITIES.

20 The temperature for indoor housing facilities must not be
21 allowed to fall below 50 degrees Fahrenheit for dogs and cats
22 not acclimated to lower temperatures.

23 1720.1440 DISPOSAL FACILITIES.

24 Disposal facilities must be provided to minimize vermin
25 infestation, odors, and disease hazards.

26 1720.1450 ADEQUATE STORAGE AND REFRIGERATION.

27 Adequate storage and refrigeration must be provided to
28 protect food supplies against contamination and deterioration.

29 1720.1460 CLEAN AND SANITARY CONDITION.

30 The premises, cages, enclosures, and all housing facilities
31 must be cleaned and disinfected as often as it is necessary to
32 maintain a clean and sanitary condition.

1 1720.1480 FEEDING OF DOGS AND CATS.

2 Dogs and cats must be fed at least once a day with clean,
3 wholesome food sufficient to meet the normal daily nutritive
4 requirements for the dog's or cat's age, size, and condition.

5 1720.1490 WATER.

6 Clean potable water must be made available to all dogs and
7 cats at least twice daily for periods of not less than one hour.

8 1720.1500 FEEDING AND WATERING RECEPTACLES.

9 All feeding and watering receptacles must be kept clean and
10 sanitary.

11 1720.1510 HOUSING IN SAME PRIMARY ENCLOSURE.

12 Dogs or cats housed in the same primary enclosure must be
13 maintained in a compatible group. Puppies or kittens must not
14 be housed in the same primary enclosure with adult dogs or cats
15 other than their dam.

16 1720.1520 DOGS OR CATS WITH VICIOUS DISPOSITIONS.

17 Any dog or cat exhibiting a vicious disposition must be
18 housed separately.

19 1720.1530 FEMALES IN ESTRUS.

20 Females in estrus must not be confined in the same
21 enclosure with males except for breeding purposes. Dogs or cats
22 used for breeding must be of compatible size and only one male
23 and one female may be confined in a primary enclosure for
24 breeding.

25 1720.1535 HUMANE TREATMENT.

26 All dogs and cats must be treated humanely while in the
27 premises.

28 1720.1537 TRANSPORTATION OF DOGS AND CATS.

29 Dogs and cats must be transported in vehicles equipped with
30 ample cargo space and enclosures. The number of dogs or cats
31 transported at one time must not exceed the number that can ride
32 comfortably. Vehicles must be adequately equipped to provide

1 sufficient ventilation and still protect the dogs or cats from
2 the elements, injurious drafts, and exhaust fumes.

3 1720.1538 CARGO SPACE FOR DOGS AND CATS.

4 The dog and cat cargo space must be constructed and
5 arranged to prevent injuries from fighting and allow for
6 compatible grouping in terms of age, breed, size, and
7 disposition. Separate enclosures must be provided for females
8 in estrus. Dogs or cats must not be placed in enclosures over
9 other animals unless the upper enclosure is constructed to
10 prevent excreta from entering the lower enclosures. All crates,
11 compartments, transport cages, and cargo space must be cleaned
12 and disinfected between uses.

13 1720.1540 MINIMIZING DISSEMINATION OF DISEASE.

14 Dogs or cats affected with any clinical evidence of
15 infectious, contagious, or communicable disease must be
16 separated from other dogs or cats.

17 1720.1542 VETERINARY CARE.

18 Kennels and dealers shall establish and maintain a program
19 of disease control and prevention, euthanasia, and adequate
20 veterinary care under the supervision of a doctor of veterinary
21 medicine.

22 1720.1545 HEALTH OF DOGS AND CATS AT TIME OF RELEASE.

23 The following conditions make a dog or cat unfit for sale
24 or release, other than to the previous owner:

- 25 A. obvious signs of infectious disease;
- 26 B. obvious signs of nutritional deficiencies;
- 27 C. obvious signs of severe parasitism;
- 28 D. fractures;
- 29 E. blindness; and
- 30 F. serious congenital abnormalities.

31 1720.1546 DOGS AND CATS UNFIT FOR SALE OR RELEASE.

32 Dogs or cats determined to be unfit for sale or release as
33 described in part 1720.1545 must be isolated and treated by a

1 licensed veterinarian or euthanized in a humane manner. If
2 treatment for the conditions in part 1720.1545 brings about a
3 satisfactory recovery to a normal state of health, the animals
4 are fit for release or sale.

5 1720.1550 CONTROL OF PESTS.

6 The kennel or dealer shall establish and maintain an
7 effective program for the control of insects, ectoparasites,
8 rodents, and other pests.

9 1720.1555 IDENTIFICATION OF DOGS AND CATS IN KENNELS.

10 Each dog and cat must be identified with a numbered tag
11 affixed to the neck by the means of a collar.

12 1720.1560 RECORDS.

13 A licensed kennel or dealer shall maintain the following
14 records:

15 A. the name and address of the person from whom a dog
16 or cat three months of age or over was received and, in the case
17 of a dealer, the person's driver's license number or social
18 security number;

19 B. the identification of each dog or cat confined to
20 the premises as described in part 1720.1555;

21 C. description of the dog or cat by approximate age,
22 breed, and sex;

23 D. the name and address of the person to whom a dog
24 or cat three months of age or over was transferred; and

25 E. the history of disease conditions diagnosed by a
26 veterinarian or diagnostic laboratory on animals housed on the
27 premises.

28 Records required by this part must be preserved for a
29 minimum of two years and available to duly authorized agents
30 upon demand at any reasonable time.

31 1720.1570 INSPECTIONS.

32 Periodic inspections must be made in cooperation with the
33 United States Department of Agriculture, pursuant to Minnesota
34 Statutes, section 347.35.

1 1720.1575 INVESTIGATION OF COMPLAINTS.

2 Complaints must be referred to local enforcement
3 authorities. If the complainant is not satisfied with the
4 results obtained and the complainant wants an investigation by
5 the board, the complainant must send to the board a written and
6 signed complaint and a deposit of \$100. Upon investigation, if
7 the complaint is warranted, the deposit must be returned and the
8 board shall take action as provided in Minnesota Statutes,
9 section 347.38. If the complaint is deemed unfounded by the
10 board investigator, the deposit must go into the general fund.
11 Duly authorized agents are exempt from the \$100 deposit for
12 investigation of a complaint.

13 1720.1576 EXPENSES OF INVESTIGATION.

14 A person who violates Minnesota Statutes, section 346.55 or
15 sections 347.31 to 347.40, is liable for at least the amount of
16 the expenses of the investigation. Expenses of investigation
17 may be recovered by a court action in the county where the
18 violation occurred.

19 1720.1578 COST RECOVERY.

20 Money from license fees, fines, penalties, or deposits
21 under Minnesota Statutes, section 346.55 or sections 347.31 to
22 347.40, goes into the general fund and must be accounted for by
23 the state treasurer to the board to enable a showing that costs
24 of inspection and enforcement of Minnesota Statutes, sections
25 346.55 and 347.31 to 347.40, have been recovered.

26

27 REPEALER.

28 Subpart 1. Minnesota Rules, parts 1720.1330, subpart 3;
29 1720.1340; 1720.1350; 1720.1360; 1720.1370; 1720.1380;
30 1720.1470; 1720.1580; 1720.1590; 1720.1600; 1720.1610;
31 1720.1620; 1720.1630; 1720.1640; 1720.1650; 1720.1660; and
32 1720.1670, are repealed.

33 Subp. 2. Remove Duplication and Footnotes. Minnesota
34 Rules, parts 1710.0350, 1710.0360, 1710.0370, 1710.0380,

1 1710.0390, 1717.0400, 1710.0410, 1710.0420, 1710.0430,
2 1710.0440, 1710.0450, 1710.0460, 1710.0470, 1710.0480,
3 1710.0490, 1710.0500, 1710.0510, 1710.0520, 1710.0530, and
4 1710.0540, are repealed.

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6 INSTRUCTION TO REVISOR. In the next and subsequent
7 editions of Minnesota Rules, the revisor shall change the words
8 "secretary and executive officer" to "executive secretary" in
9 chapters 1700, 1705, 1715, and 1720.



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