

1.1 **Board of Animal Health**

1.2 **Adopted Permanent Rules Relating to Animal Health**

1.3 **GENERAL PROVISIONS**

1.4 **1721.0010 DEFINITIONS.**

1.5 Subpart 1. **Scope.** For the purposes of this chapter, the terms in this part have the  
1.6 meanings given them.

1.7 Subp. 2. **Accredited veterinarian.** "Accredited veterinarian" means a veterinarian  
1.8 approved by the Animal and Plant Health Inspection Service, Veterinary Services, United  
1.9 States Department of Agriculture, or its successor, to perform functions required by  
1.10 cooperative state-federal disease control and eradication programs.

1.11 Subp. 3. **APHIS.** "APHIS" means the Animal and Plant Health Inspection Service, a  
1.12 division of the United States Department of Agriculture.

1.13 Subp. 4. **Baby poultry.** "Baby poultry" means newly hatched poultry that have  
1.14 not been fed or watered.

1.15 Subp. 5. **Board.** "Board" means the Board of Animal Health or its authorized agents.

1.16 Subp. 6. **Breeding cattle.** "Breeding cattle" means all cattle except:

1.17 A. heifers of beef breed less than 18 months of age maintained for feeding  
1.18 purposes;

1.19 B. bulls under ten months of age maintained for feeding purposes; and

1.20 C. steers and spayed heifers.

1.21 Subp. 7. **Breeding swine.** "Breeding swine" means swine of any age that are  
1.22 maintained for the purpose of producing offspring, including all intact boars and sows.

1.23 Subp. 8. **Buying station.** "Buying station" means a stockyard or concentration point,  
1.24 other than a public stockyard, at which livestock are bought and sold or assembled for

2.1 shipment to a packing plant or a public stockyard, or graded or weighed for the purpose of  
2.2 establishing a basis for sale or reshipment.

2.3 Subp. 9. **Cattle.** "Cattle" means both bison and cattle.

2.4 Subp. 10. **Certificate of veterinary inspection.** "Certificate of veterinary  
2.5 inspection" means a certificate issued by an accredited veterinarian on a form approved by  
2.6 the board for movement of animals.

2.7 Subp. 11. **Cervidae.** "Cervidae" means animals that are members of the family  
2.8 Cervidae and includes, but is not limited to, white-tailed deer, mule deer, red deer, elk,  
2.9 moose, caribou, reindeer, and muntjac.

2.10 Subp. 12. **Chicken.** A "chicken" is a bird of the order Galliformes genus *Gallus*  
2.11 raised in captivity.

2.12 Subp. 13. **Commingled animals.** "Commingled animals" means animals that have  
2.13 direct contact with each other or share equipment, pasture, or water.

2.14 Subp. 14. **Community sales.** "Community sales" means the public sale of livestock  
2.15 or poultry for purposes other than immediate slaughter, from any location in Minnesota  
2.16 where two or more persons who own livestock offer the livestock for public sale.  
2.17 "Community sales" includes regularly scheduled livestock auction markets, consignment  
2.18 sales of livestock, and street markets of livestock.

2.19 Subp. 15. **Compendium.** "Compendium" means the Compendium of Animal  
2.20 Rabies Prevention and Control 2011 and subsequent revisions and is incorporated by  
2.21 reference. The compendium is written and published by the National Association of  
2.22 State Public Health Veterinarians. The compendium is reviewed and revised frequently  
2.23 and serves as a basis for animal rabies prevention and control programs throughout the  
2.24 United States. A current version of the document is readily available through the Internet  
2.25 at <http://www.nasphv.org> or from the board upon request.

3.1 Subp. 16. **Currently vaccinated for rabies.** "Currently vaccinated for rabies"  
3.2 means an animal is:

3.3 A. vaccinated for rabies in accordance with these rules and the Compendium;  
3.4 and

3.5 B. not overdue for a rabies booster vaccination as recommended in Part III of  
3.6 the Compendium, and the proof of rabies vaccination is available.

3.7 Subp. 17. **Dealer.** "Dealer" means a person, including a packing company, engaged  
3.8 in the business of buying or selling livestock on a regular basis for the person's own  
3.9 account or for the account of others. "Dealer" does not include a person or persons engaged  
3.10 in the business of farming when purchasing livestock for breeding or herd replacement  
3.11 purposes or feeding programs or when selling the livestock that person has owned and  
3.12 raised, fed out, or fattened for slaughter in that person's specific farming program.

3.13 Subp. 18. **Deer.** "Deer" means all ruminant mammals forming the family Cervidae.

3.14 Subp. 19. **Disease control zone.** "Disease control zone" means a geographic area  
3.15 where the movement of animals into, within, and out of the zone is restricted to prevent  
3.16 the spread of disease.

3.17 Subp. 20. **Exhibition.** "Exhibition" means bringing livestock or poultry owned by  
3.18 two or more persons to one location in Minnesota for judging or for display to the public,  
3.19 except when there is only one animal of each species exhibited.

3.20 Subp. 21. **Feeder swine.** "Feeder swine" means immature swine that are bought,  
3.21 sold, loaned, or leased for feeding rather than breeding purposes until sold to slaughter.  
3.22 Feeder swine does not include postparturient sows or intact boars.

3.23 Subp. 22. **Feral swine.** "Feral swine" means swine that live in the wild.

4.1 Subp. 23. **Game birds.** "Game birds" means any of a diverse group of birds that  
4.2 includes, but is not limited to, pheasants, partridge, quail, guinea fowl, and grouse raised  
4.3 in captivity.

4.4 Subp. 24. **Hatching eggs.** "Hatching eggs" means fertilized eggs produced for the  
4.5 purpose of incubating and hatching baby poultry.

4.6 Subp. 25. **Herd.** "Herd" means a group of animals maintained on common  
4.7 ground for any purpose, or two or more groups of animals under common ownership or  
4.8 supervision, geographically separated, but which have an interchange or movement of  
4.9 animals without regard to whether the animals are infected with or exposed to disease. If a  
4.10 herd owner receives animals from or moves animals to an entity in which the herd owner  
4.11 has a material ownership interest, the entity must be considered part of the herd owner's  
4.12 herd for purposes of animal movement.

4.13 Subp. 26. **Horse.** "Horse" means an animal that is a member of the family Equidae  
4.14 including, but not limited to, horses, asses, mules, ponies, donkeys, burros, and zebras.

4.15 Subp. 27. **Isolation.** "Isolation" means maintenance of animals in a manner that  
4.16 will ensure that the animals have no physical contact with other domestic animals on  
4.17 the premises and all drainage of organic waste from the animal is handled to prevent it  
4.18 from having contact with any other animals.

4.19 Subp. 28. **Live bird market.** "Live bird market" means a slaughter establishment at  
4.20 which live poultry are gathered, kept, sold, and subsequently slaughtered on site.

4.21 Subp. 29. **Official back tag.** "Official back tag" means a back tag that has been  
4.22 approved by the USDA or the board for identifying livestock moving through slaughter  
4.23 channels.

4.24 Subp. 30. **Official ear tag.** "Official ear tag" means an ear tag that has been approved  
4.25 by the board for official identification in a particular species.

5.1 Subp. 31. **Official identification.** "Official identification" means identification of  
5.2 livestock in a manner approved by the board.

5.3 Subp. 32. **Official laboratory.** "Official laboratory" means a laboratory authorized  
5.4 by the board to test livestock.

5.5 Subp. 33. **Owner.** "Owner" means a person or entity that owns or is responsible  
5.6 for an animal.

5.7 Subp. 34. **Poultry.** "Poultry" means livestock that are turkeys, chickens, waterfowl,  
5.8 and game birds raised in captivity, excluding pigeons and doves.

5.9 Subp. 35. **Premises.** "Premises" means a distinct tract of land including buildings  
5.10 and other appurtenances located on the land.

5.11 Subp. 36. **Ratites.** "Ratites" means any of a diverse group of large flightless birds  
5.12 that have no keel on their sternum and includes, but is not limited to, ostriches, emus,  
5.13 rheas, and cassowaries, raised in captivity.

5.14 Subp. 37. **Reportable animal diseases.** "Reportable animal disease" means a  
5.15 disease included on the board's list of reportable animal diseases.

5.16 Subp. 38. **Slaughter animals.** "Slaughter animals" means animals in channels  
5.17 of trade moving to a recognized slaughtering establishment with no diversion to farm,  
5.18 ranch, or other location.

5.19 Subp. 39. **Slaughter-only classes.** "Slaughter-only classes" means livestock or  
5.20 poultry exhibition classes in which all animals from the class will be moved directly to  
5.21 slaughter from the exhibition premises and the entire class is kept isolated in a separate  
5.22 building from other livestock and poultry at the exhibition.

5.23 Subp. 40. **Slaughter-only handling facility.** "Slaughter-only handling facility"  
5.24 means a premises that has been permitted by the board in accordance with part 1721.0104

6.1 to receive and handle cattle that will be released only to a slaughtering establishment  
6.2 under federal inspection.

6.3 Subp. 41. **State-approved livestock market.** "State-approved livestock market"  
6.4 means a designated premises that has been approved and permitted by the board to  
6.5 conduct regularly scheduled livestock sales in Minnesota.

6.6 Subp. 42. **State-federal approved livestock market.** "State-federal approved  
6.7 livestock market" means a designated premises approved by the board and the USDA  
6.8 to conduct regularly scheduled livestock sales in accordance with Code of Federal  
6.9 Regulations, title 9, part 71.

6.10 Subp. 43. **Street market.** "Street market" means a place where livestock owned by  
6.11 two or more persons are offered for sale to the public without unloading the livestock from  
6.12 the transporting vehicles prior to completion of the sale.

6.13 Subp. 44. **Swine.** "Swine" means animals that are members of the genus and species  
6.14 *Sus scrofa*. The terms swine, pigs, and hogs may be used interchangeably and all refer  
6.15 to swine as defined.

6.16 Subp. 45. **Turkeys.** "Turkeys" are domesticated birds of the order Galliformes  
6.17 genus *Meleagris* raised in captivity.

6.18 Subp. 46. **USDA.** "USDA" means the United States Department of Agriculture.

6.19 Subp. 47. **Waterfowl.** "Waterfowl" are birds of the order Anseriformes raised in  
6.20 captivity.

6.21 **1721.0020 CONTROL OF ANIMAL DISEASES.**

6.22 Subpart 1. **Animal identification.** The board may require official identification of  
6.23 livestock for the purpose of disease control or recording the movement of animals.

6.24 Subp. 2. **Quarantine and isolation.** When so ordered by the board, livestock  
6.25 affected with, exposed to, or showing clinical signs of an infectious, contagious, or

7.1 communicable disease must be quarantined and isolated from all other unexposed  
7.2 livestock until the board releases the quarantine. No person except the owner, attendants,  
7.3 or agent of the board shall enter any enclosures where quarantined and isolated livestock  
7.4 are being kept without prior approval of the board.

7.5 Subp. 3. **Vaccination.** The board may require vaccination of animals for purposes of  
7.6 disease prevention, control, and eradication. Vaccination of animals is to be performed at  
7.7 the owner's expense unless state or federal funds are available for this purpose.

7.8 Subp. 4. **Cleaning and disinfection.** The board may require the cleaning and  
7.9 disinfecting of premises or vehicles in a manner approved by the board when necessary  
7.10 to control the dissemination and transmission of diseases.

7.11 Subp. 5. **Testing.** The board may require testing of animals to determine if the  
7.12 animals are infected with a disease agent if it is necessary to protect the health of the  
7.13 domestic animals of the state. The board may require tests to be performed by or under  
7.14 the direct supervision of an accredited veterinarian. All required tests must be completed  
7.15 by a date determined by the board. The owner is responsible for assembling, handling,  
7.16 and restraining the animals so they can be tested. Required tests must be performed at the  
7.17 owner's expense unless state or federal funds are available for this purpose.

7.18 Subp. 6. **Disease control zones.** The board may designate disease control zones and  
7.19 determine their size and location. Within a disease control zone, the board may require  
7.20 owners of livestock to:

7.21 A. report personal contact information and location of all livestock to the board;

7.22 B. obtain a permit or movement certificate from the board prior to movement of  
7.23 livestock onto or off any premises;

7.24 C. submit complete inventories of all livestock to the board as requested; and

8.1 D. complete and follow the recommendations of a wildlife risk assessment  
8.2 conducted in a manner approved by the board.

8.3 Subp. 7. **Disease reporting.** A person who knows or reasonably suspects that an  
8.4 animal is infected with a disease listed on the board's reportable animal diseases list must  
8.5 report that knowledge or suspicion to the board.

8.6 Subp. 8. **Reporting test results.** A person or entity that performs a test to determine  
8.7 if an animal is infected with a disease agent listed on the board's reportable animal  
8.8 diseases list must report the test results to the board within ten days from the date the test  
8.9 results are known.

8.10 **1721.0030 OFFICIAL EAR TAGS.**

8.11 Subpart 1. **Distribution and application.** Official ear tags may only be distributed  
8.12 and applied to animals in a manner approved by the board.

8.13 Subp. 2. **Additional ear tags.** If an animal is already identified with an official  
8.14 ear tag:

8.15 A. an additional official ear tag of the same type may not be applied without  
8.16 prior permission from the board; and

8.17 B. an additional official ear tag of a different type may be applied if all official  
8.18 ear tag numbers are recorded on all official records required by the board.

8.19 Subp. 3. **Removal of official ear tags.** A person may not tamper with or remove  
8.20 official ear tags from an animal without the board's permission.

8.21 Subp. 4. **Records.** Persons who apply official ear tags to livestock must maintain  
8.22 records on each animal identified, including:

8.23 A. the characters on or contained within the ear tag;

8.24 B. characters on or contained within other official ear tags on the animal;



- 9.1 C. species, sex, age, and type of animal;
- 9.2 D. date of application; and
- 9.3 E. name and address of the premises where the animal was identified.

9.4 **1721.0034 OFFICIAL BACK TAGS.**

9.5 Subpart 1. **Distribution and application.** Official back tags may only be distributed  
9.6 and applied to animals in a manner approved by the board.

9.7 Subp. 2. **Removal of official back tags.** A person may not tamper with or remove  
9.8 official back tags from an animal without the board's permission except in accordance  
9.9 with part 1721.0090, subpart 9.

9.10 Subp. 3. **Records.** A person who applies official back tags must maintain records  
9.11 as required by the board.

9.12 **1721.0040 CERTIFICATES OF VETERINARY INSPECTION.**

9.13 A certificate of veterinary inspection must state that the animals described are not  
9.14 showing clinical signs of infectious, contagious, or communicable disease and that they  
9.15 meet movement requirements. A certificate of veterinary inspection must be submitted to  
9.16 the board within 14 days after the issue date and must contain:

- 9.17 A. the number of animals in the shipment;
- 9.18 B. the species, breed, age, and sex of each animal;
- 9.19 C. official identification for each animal if required;
- 9.20 D. the address and contact information for the premises of origin and the  
9.21 premises of destination;
- 9.22 E. the results of any tests that are required by the board;
- 9.23 F. the purpose for moving the animals;
- 10.1 G. permit number if required; and

10.2 H. any additional information required by the board.

10.3 **1721.0050 IMPORTATION OF LIVESTOCK.**

10.4 Subpart 1. **General restriction.** Animals showing clinical signs of an infectious,  
10.5 contagious, or communicable disease or that are quarantined for any disease or that are  
10.6 from a disease control zone may not be imported into the state without a permit from  
10.7 the board.

10.8 Subp. 2. **Certification of veterinary inspection.** Unless specifically exempted in  
10.9 this chapter or by the board, all birds and mammals imported into Minnesota must be  
10.10 accompanied by a certificate of veterinary inspection issued by an accredited veterinarian.

10.11 **1721.0060 INFORMATION ON LIVESTOCK LOCATIONS.**

10.12 The board may visit any farm in the state to identify premises where animals are kept  
10.13 and register the premises in the board's database. Registration information may include:

10.14 A. names, addresses, and telephone numbers of the owners or managers;

10.15 B. the geographical location of premises where animals are kept;

10.16 C. the number and type of animals kept on the premises; and

10.17 D. any other information determined by the board to be necessary for the law  
10.18 enforcement process or the protection of public or animal health or safety.

10.19 **1721.0070 LIVESTOCK RECORDS.**

10.20 A person or entity required by the board to keep records on livestock must, upon  
10.21 request, make those records available to the board. Except where specified otherwise in  
10.22 this chapter, livestock records must be retained for at least five years.

10.23 **LIVESTOCK CONCENTRATION POINTS**

11.1 **1721.0080 DEFINITIONS.**

11.2 Subpart 1. **Scope.** For the purposes of parts 1721.0080 to 1721.0110, the terms in  
11.3 this part have the meanings given them.

11.4 Subp. 2. **Official veterinarian.** "Official veterinarian" means a licensed and  
11.5 accredited veterinarian authorized by the board to act as its representative at a community  
11.6 sale or exhibition.

11.7 Subp. 3. **Sales management.** "Sales management" means the persons organizing  
11.8 and conducting a community sale.

11.9 Subp. 4. **Sales premises.** "Sales premises" means the premises where a community  
11.10 sale is conducted including temporary or permanent sales rings, pens, and alleys for  
11.11 confining livestock prior to and after sale.

11.12 **1721.0090 COMMUNITY SALES.**

11.13 Subpart 1. **Permits.**

11.14 A. A person may not operate or conduct a community sale of livestock in  
11.15 Minnesota unless the person has obtained an annual or single sale permit from the board.

11.16 B. An annual permit may be issued to a sale manager who holds regularly  
11.17 scheduled livestock sales throughout the year at a specified location.

11.18 C. A permit may be issued for a single community sale upon receipt of a  
11.19 completed application which specifies the date and the location of the sale.

11.20 D. The board may refuse to grant or may revoke an annual or single sale permit  
11.21 when the applicant or permit holder has violated the laws or the rules of the board.

11.22 E. Prior to issuance of a permit, the sales premises may be inspected by a  
11.23 representative of the board to determine compliance with subparts 3 and 4.

12.1 F. For sales where the presence of an official veterinarian is required, an  
12.2 accredited veterinarian must be designated by the sale manager and authorized by the  
12.3 board to act as its representative prior to issuance of a permit.

12.4 Subp. 2. **Requirement for an official veterinarian.** An accredited veterinarian  
12.5 authorized by the board must be present at each community sale of livestock and perform  
12.6 the duties in subpart 6.

12.7 Subp. 3. **Requirements for sale premises.** Sale premises must meet the following  
12.8 standards:

12.9 A. sales rings, alleys, loading and veterinary chutes, livestock pens, and all  
12.10 other buildings and structures located on the sales premises must be well-constructed  
12.11 and maintained in good repair;

12.12 B. facilities for inspection of livestock must be well-lighted;

12.13 C. the premises must be maintained in a reasonably clean and sanitary condition  
12.14 at all times;

12.15 D. the water supply must be clean, adequate, and operate under pressure; and

12.16 E. feed and water containers must be metal, concrete, plastic, or constructed of  
12.17 other impervious material that can be readily cleaned and disinfected.

12.18 Subp. 4. **Additional requirements for state-approved and state-federal approved**  
12.19 **livestock markets.** In addition to the requirements specified in subpart 3, state-approved  
12.20 and state-federal approved livestock markets must meet the following requirements:

12.21 A. sales rings, alleys, testing chutes, and pens must be paved with cement or  
12.22 other impervious materials; and

12.23 B. facilities must be provided for testing and examining livestock.

- 13.1 Subp. 5. **Responsibilities of sale managers.** At each community sale, the sale  
13.2 manager shall:
- 13.3 A. retain the services of an official veterinarian;
- 13.4 B. not permit the sale of livestock until they have been inspected and found  
13.5 free from clinical signs of infectious, contagious, or communicable disease by the official  
13.6 veterinarian;
- 13.7 C. refuse to accept livestock for sale when so ordered by the official veterinarian;
- 13.8 D. submit certificates of veterinary inspection from all animals originating from  
13.9 outside of Minnesota for which a certificate of veterinary inspection is required to the  
13.10 official veterinarian for their approval before the animals are sold;
- 13.11 E. ensure that affidavits of slaughter are completed and signed as outlined in  
13.12 subpart 8;
- 13.13 F. ensure that livestock sold to persons in other states leave the sale with a  
13.14 certificate of veterinary inspection;
- 13.15 G. refuse to accept animals originating in other states for consignment unless  
13.16 they meet all Minnesota import requirements;
- 13.17 H. ensure that all livestock at the sale are identified as required by the board  
13.18 before being offered for sale;
- 13.19 I. ensure that all livestock at the sale are tested as required by the board before  
13.20 being offered for sale; and
- 13.21 J. maintain records as described in subpart 10.
- 13.22 Subp. 6. **Responsibilities of the official veterinarian.** As a representative of the  
13.23 board, the official veterinarian shall perform the following duties for each community sale:

- 14.1           A. prohibit the sale of any animal that, in the veterinarian's opinion, is affected  
14.2 with or shows clinical signs of infectious, contagious, or communicable disease;
- 14.3           B. examine the certificate of veterinary inspection for each animal for which a  
14.4 certificate of veterinary inspection is required and prohibit the sale of the animal if the  
14.5 certificate of veterinary inspection does not meet the requirements of the board;
- 14.6           C. ensure that all livestock offered for sale are tested as required by the board;
- 14.7           D. ensure that any animal originating from outside the state meets all of  
14.8 Minnesota's import requirements and prohibit the sale of animals which do not meet  
14.9 Minnesota's import requirements;
- 14.10          E. write certificates of veterinary inspection for animals moving interstate  
14.11 when required;
- 14.12          F. ensure that all livestock at the sale are identified as required before being  
14.13 offered for sale;
- 14.14          G. maintain tagging records as outlined in part 1721.0030, subpart 4;
- 14.15          H. if allowed by the sales management, remove official slaughter back tags  
14.16 when requested and ensure animals are identified as required and eligible for nonslaughter  
14.17 sale in accordance with subpart 9, item B;
- 14.18          I. issue USDA veterinary services form 1-27, Permit for Movement of  
14.19 Restricted Animals, when required by the board; and
- 14.20          J. report immediately to the board any violation of board rules.
- 14.21          Subp. 7. **Exemption for intrastate poultry-only sales.** Subparts 2, 3, 5, and 6 do  
14.22 not apply to a community sale that meets all of the following conditions:
- 14.23           A. the only livestock handled at the community sale are poultry or ratites;

15.1 B. poultry, ratites, or hatching eggs that originate from flocks in other states are  
15.2 not allowed at the sale;

15.3 C. poultry, ratites, or hatching eggs are not allowed to leave the sale for  
15.4 destinations in other states; and

15.5 D. the sale manager must ensure that the requirements in part 1721.0310 are met.

15.6 Subp. 8. **Affidavits required for breeding cattle sold for slaughter.** A slaughter  
15.7 affidavit must be signed by the buyer of breeding cattle sold for slaughter. In the affidavit  
15.8 a buyer must designate the name of the slaughter establishment or slaughter-only handling  
15.9 facility to which the cattle will be moved and certify that the cattle will be moved directly  
15.10 from the community sale to the designated slaughter establishment or slaughter-only  
15.11 handling facility with no diversion to farm or ranch.

15.12 Subp. 9. **Removal of official slaughter back tags from slaughter cattle.** Removal  
15.13 of official back tags from slaughter cattle is prohibited unless the official veterinarian  
15.14 examines the cattle, completes a slaughter tag removal form, and ensures that:

15.15 A. each animal is identified by an official ear tag;

15.16 B. all official tag numbers for each animal are recorded on a form approved  
15.17 by the board;

15.18 C. each animal meets all testing and movement requirements; and

15.19 D. sale records allow the animal to be traced back to the herd of origin.

15.20 Subp. 10. **Records.**

15.21 A. The sales management shall maintain records as described in subitems  
15.22 (1) to (5):

15.23 (1) a record of each animal handled at the community sale which consists  
15.24 of:

- 16.1 (a) species, sex, and type of animal;
- 16.2 (b) the origin and destination of the livestock and name and address  
16.3 of both consignor and consignee;
- 16.4 (c) the official identification number of all livestock required to be  
16.5 identified correlated with the origin and destination of the livestock and name and address  
16.6 of both consignor and consignee; and
- 16.7 (d) date of transaction;
- 16.8 (2) tagging records for any animal to which official identification is applied  
16.9 at the community sale as outlined in part 1721.0030, subpart 4;
- 16.10 (3) copy of the veterinarian's identification and tagging records;
- 16.11 (4) affidavits of slaughter; and
- 16.12 (5) slaughter tag removal forms.

16.13 B. Except as noted in item C, records outlined in item A must be submitted to  
16.14 the board within five days of the completion of the sale.

16.15 C. The records outlined in item A may be maintained on site at the following  
16.16 entities:

- 16.17 (1) state-federal approved livestock markets;
- 16.18 (2) state-approved livestock markets; and
- 16.19 (3) annually permitted sales which have been approved by the board to  
16.20 maintain records on site.

16.21 **1721.0100 PUBLIC EXHIBITION.**

16.22 Subpart 1. **Permits.** No person or entity shall conduct a public exhibition of livestock  
16.23 in the state unless the person or entity has obtained a permit from the board, except for:



17.1 A. horse shows which are programmed to be completed within a period of 12  
17.2 hours and at which horses are not stabled overnight;

17.3 B. rodeos; or

17.4 C. horse races which are held at a racetrack licensed by the Minnesota Racing  
17.5 Commission if a commission veterinarian performs the duties in subpart 4.

17.6 Subp. 2. **Requirement for an official veterinarian.** An official veterinarian must  
17.7 be present at each public exhibition of livestock for which a permit is required and  
17.8 perform the duties in subpart 4.

17.9 Subp. 3. **Responsibilities of exhibition managers.** The exhibition manager shall:

17.10 A. retain the services of an official veterinarian;

17.11 B. comply with all reasonable orders of the board or the official veterinarian  
17.12 pertaining to the sanitation of the premises and the health status of all livestock exhibited;

17.13 C. clean and disinfect all building and exhibit areas for the use of livestock prior  
17.14 to the opening date of the exhibition and during the exhibition if livestock are released  
17.15 and new livestock are brought to the exhibition premises;

17.16 D. maintain the livestock and exhibition areas in a sanitary condition;

17.17 E. ensure that any livestock showing symptoms of infectious, contagious,  
17.18 or communicable disease are removed from the premises or quarantined in a separate  
17.19 facility; and

17.20 F. maintain records as described in subpart 7.

17.21 Subp. 4. **Responsibilities of official veterinarian.** The official veterinarian shall:

17.22 A. approve the cleaning and disinfection of the exhibition premises prior to  
17.23 the exhibition and during the exhibition if livestock are released and new livestock are  
17.24 brought to the exhibition premises;

- 18.1 B. inspect all livestock on the day admitted to the exhibition;
- 18.2 C. refuse admission of livestock showing clinical signs of any infectious,  
18.3 contagious, or communicable disease, or of livestock not meeting the exhibition entrance  
18.4 requirements outlined in subpart 6;
- 18.5 D. maintain tagging records as outlined in part 1721.0030, subpart 4;
- 18.6 E. inspect all livestock at least once daily during the exhibition;
- 18.7 F. order the immediate removal to the quarantine facility or removal from  
18.8 the exhibition premises of any livestock with clinical signs of infectious, contagious, or  
18.9 communicable disease and order and supervise the cleaning and disinfection of the area  
18.10 from which the diseased livestock was removed;
- 18.11 G. conduct any necessary tests to determine the health status of the livestock  
18.12 on the exhibition grounds; and
- 18.13 H. within seven days of completion of the exhibition, submit to the board a  
18.14 report containing the following:
- 18.15 (1) a list of any animals that were quarantined or removed from the  
18.16 exhibition because of infectious, contagious, or communicable disease;
- 18.17 (2) any violations of this part; and
- 18.18 (3) other information relating to the exhibition as requested by the board.
- 18.19 Subp. 5. **Exemption for poultry-only exhibitions.** Subparts 2 and 3 do not apply to  
18.20 poultry-only exhibitions if all of the following conditions are met:
- 18.21 A. the only livestock handled at the public exhibition are poultry or ratites; and
- 18.22 B. the exhibition manager ensures that the entrance requirements outlined in  
18.23 subpart 6 for exhibition of poultry and ratites are met.

19.1 Subp. 6. **Exhibition entrance requirements.** No animal may enter or be at a public  
19.2 exhibition that is showing clinical signs of any infectious, contagious, or communicable  
19.3 disease. Prior to entering a public exhibition, animals must meet the requirements for  
19.4 exhibition, importation, and intrastate movement specified in this chapter.

19.5 Subp. 7. **Records.** The exhibition management shall maintain records which include  
19.6 the name and address of each exhibitor along with the species, class, and number of  
19.7 animals the person exhibited.

19.8 **1721.0104 SLAUGHTER-ONLY HANDLING FACILITY.**

19.9 Subpart 1. **Permits.**

19.10 A. A person may not operate a slaughter-only handling facility in the state  
19.11 unless the person has first obtained an annual permit from the board.

19.12 B. The board may only issue an annual permit to operate a slaughter-only  
19.13 handling facility to a person who is currently licensed by the Department of Agriculture  
19.14 as a livestock dealer and after an inspection of the premises is conducted by the board to  
19.15 determine compliance with this part.

19.16 C. The board may refuse to grant or may revoke a slaughter-only handling  
19.17 facility permit when the applicant or permit holder has failed to meet the requirements of  
19.18 this part.

19.19 Subp. 2. **Requirements for operation.**

19.20 A. The slaughter-only handling facility must be separate and apart from other  
19.21 livestock handling facilities.

19.22 B. All cattle leaving the facility must be moved directly to a slaughtering  
19.23 establishment under federal inspection.

20.1 C. Cattle may only be held at the facility for a maximum of five business days  
20.2 unless prior permission from the board is obtained in accordance with the requirements in  
20.3 subpart 5.

20.4 D. The premises must be maintained in a reasonably clean and sanitary  
20.5 condition at all times.

20.6 E. Regulatory officials shall be granted access to the premises for the purpose of  
20.7 inspecting the facility for compliance with laws and rules of the board.

20.8 Subp. 3. **Animal identification.** All cattle must be identified with an official back  
20.9 tag before being commingled at the site. Cattle held more than five business days must be  
20.10 officially eartagged in accordance with subpart 5.

20.11 Subp. 4. **Records.** A person operating a slaughter-only handling facility must  
20.12 maintain records in a manner approved by the board on all livestock handled. Required  
20.13 records on each animal include:

20.14 A. date of arrival at the facility and date of departure from the facility;

20.15 B. sex, breed, and age of animal;

20.16 C. name and address of the person or entity from whom the animal was acquired;

20.17 D. name of the slaughter establishment to which the animal was moved;

20.18 E. back tag records as required in part 1721.0140, subpart 4;

20.19 F. tagging records for any animal to which official identification is applied in  
20.20 accordance with subpart 5 and part 1721.0030, subpart 4; and

20.21 G. documentation of interstate movement for any animal imported into  
20.22 Minnesota and entering the facility.

21.1 Subp. 5. **Animals held for more than five business days.** Permission may be  
21.2 granted by the board to hold cattle for up to 60 days at a slaughter-only handling facility  
21.3 under the following conditions:

21.4 A. all cattle held for more than five days must be identified with an official  
21.5 ear tag and the official ear tag number must be recorded and correlated with the official  
21.6 back tag number; and

21.7 B. all cattle held for more than five business days must be kept separate from  
21.8 other cattle at the facility.

21.9 **1721.0110 SLAUGHTERING ESTABLISHMENTS.**

21.10 Subpart 1. **Removal of livestock.** Livestock shall not be removed from any  
21.11 slaughtering establishment to other points in the state except under extenuating  
21.12 circumstances and with prior permission of the board. This includes the yards immediately  
21.13 contiguous to and operated by the slaughtering establishment as holding, sorting, or  
21.14 weighing pens. Upon application by the owner of the livestock, the executive director  
21.15 of the board may issue a permit to allow removal of livestock from slaughtering  
21.16 establishments.

21.17 Subp. 2. **Live bird markets.** A person must obtain a permit from the board prior to  
21.18 operating a live bird market in the state. The live bird market facility must be inspected  
21.19 at least once every 12 months by an agent of the board to demonstrate compliance with  
21.20 this part. The live bird market facility, crates, and equipment must be maintained in a  
21.21 reasonably sanitary condition. The operator of the live bird market must keep records of  
21.22 the type and origin of birds that enter the facility, the date the birds enter the facility, and  
21.23 the date that the birds are killed. All records must be maintained for at least two years  
21.24 and be available for inspection upon request by the board.

21.25 **CATTLE AND BISON**

22.1 **1721.0120 DEFINITION.**

22.2 For the purposes of parts 1721.0130 to 1721.0175, "rodeo cattle" means cattle used at  
22.3 public events for the display of cattle handling skills such as bull riding, calf roping, and  
22.4 cattle herding, but does not include cattle used one time for equestrian events where the  
22.5 purpose of the event is to judge horses on herding skills such as cutting and team penning.

22.6 **1721.0130 IMPORTATION OF CATTLE.**

22.7 Subpart 1. **Requirement for official identification.** Breeding cattle, rodeo cattle,  
22.8 and all cattle for exhibition entering the state must be officially identified, except:

22.9 A. cattle originating from a farm of origin in an adjacent state that are consigned  
22.10 to a state-federal approved livestock auction market;

22.11 B. cattle moving directly to a slaughtering establishment under federal  
22.12 inspection; and

22.13 C. cattle moving directly to a slaughter-only handling facility in a manner  
22.14 approved by the board.

22.15 Subp. 2. **Requirement for certificate of veterinary inspection.** Cattle imported  
22.16 into the state must be accompanied by a certificate of veterinary inspection issued by an  
22.17 accredited veterinarian, except as provided in items A to E:

22.18 A. cattle originating from a farm of origin in an adjacent state, that are  
22.19 consigned to a state-federal approved livestock market;

22.20 B. cattle shipped directly to slaughtering establishments operating under federal  
22.21 inspection;

22.22 C. cattle moving directly to a slaughter-only handling facility in a manner  
22.23 approved by the board;

22.24 D. cattle returning from pasture to the herd of origin in the state under permit as  
22.25 outlined in subpart 4; or

23.1 E. cattle moved in accordance with a board-approved commuter herd agreement.

23.2 Subp. 3. **Contents of certificate of veterinary inspection.** If an animal is required  
23.3 to be officially identified, all official identification must be included on the certificate  
23.4 of veterinary inspection.

23.5 Subp. 4. **Cattle returned to Minnesota from pasture.** Cattle not under quarantine  
23.6 that are owned by state residents who are not livestock dealers may be returned to the  
23.7 premises of origin from pastures in adjacent states without tests or certificates of veterinary  
23.8 inspection if a permit is secured from the board prior to movement. Permits for return from  
23.9 pasture may be issued by the board if the pasture is owned, leased, or operated by the state  
23.10 resident, the pasture is contiguous to state land owned by the applicant, only the applicant's  
23.11 cattle are in the pasture, and the pasture has been inspected by a representative of the board.

23.12 Subp. 5. **Requirement for tuberculosis test.**

23.13 A. Rodeo cattle entering the state must be negative to an official tuberculosis  
23.14 test within the previous six months.

23.15 B. Cattle imported into the state for the purposes of breeding rodeo stock must  
23.16 be negative to an official tuberculosis test within the previous six months.

23.17 C. Mexican-origin cattle must be negative to two official tuberculosis tests.  
23.18 The second test must be done by an accredited veterinarian and be performed within 60  
23.19 days prior to importation.

23.20 Subp. 6. **Requirement for an import permit.** A permit must be obtained from the  
23.21 board prior to the importation of all breeding cattle, all cattle for exhibition, and all cattle  
23.22 requiring a tuberculosis test under subpart 5, with the following exceptions:

23.23 A. cattle originating from a farm of origin in an adjacent state that are consigned  
23.24 to a state-federal approved livestock market; or

24.1 B. cattle shipped directly to a slaughter establishment operating under federal  
24.2 inspection or to a slaughter-only handling facility.

24.3 **1721.0140 INTRASTATE MOVEMENT.**

24.4 Subpart 1. **Requirement for official identification.** Breeding cattle, rodeo cattle,  
24.5 and all cattle for exhibition must be officially identified upon movement from the herd  
24.6 to another location, except for:

24.7 A. cattle that are consigned to a state or a state-federal approved livestock  
24.8 auction market;

24.9 B. cattle moving directly to a state or federally inspected slaughtering  
24.10 establishment; or

24.11 C. cattle moving directly to a slaughter-only handling facility.

24.12 Subp. 2. **Requirement to maintain records.** A person or entity that purchases,  
24.13 acquires, trades, deals in, sells, or disposes of cattle must maintain records on the  
24.14 acquisition and disposition of cattle as required by this part. Records must be retained  
24.15 for five years.

24.16 Subp. 3. **Contents of records.** Records required by subpart 2 must include:

24.17 A. date of the transaction;

24.18 B. number of animals included in each transaction;

24.19 C. species, breed, age, and class of animal;

24.20 D. name and address of the person or entity from whom the animals were  
24.21 acquired and sent to;

24.22 E. the official identification number of each animal required to be identified  
24.23 correlated with the name and address of the person or entity from whom the animals  
24.24 were acquired and to whom they were sent;



25.1 F. back tag numbers, if required; and

25.2 G. certificates of veterinary inspection, if required.

25.3 **Subp. 4. Cattle in slaughter channels.**

25.4 A. A livestock dealer, livestock market operator, slaughter-only handling  
25.5 facility operator, or slaughtering establishment operator must officially identify all  
25.6 breeding cattle moving directly to slaughter, unless the animals are already identified  
25.7 with an official back tag.

25.8 B. A person required to identify animals in accordance with these rules must  
25.9 maintain records that include the back tag number and date of application, the name,  
25.10 address, and county of residence of the person who owned or controlled the herd from  
25.11 which such animals originated, and whether the animal was of beef or dairy type.

25.12 **1721.0150 EXHIBITIONS.**

25.13 All cattle at public exhibitions must be officially identified.

25.14 **1721.0160 COMMUNITY SALES.**

25.15 Subpart 1. **Requirement for official identification.** Breeding cattle must be  
25.16 officially identified before being sold.

25.17 Subp. 2. **Requirement for affidavits of slaughter.** A buyer of breeding cattle for  
25.18 slaughter at a community sale must sign an affidavit of slaughter that designates the  
25.19 location where the animals will be slaughtered and certifies that the cattle will be moved  
25.20 directly from the community sale to a slaughter-only handling facility or to a designated  
25.21 slaughter establishment with no diversion to farm or ranch.

25.22 **1721.0165 BOVINE TUBERCULOSIS.**

25.23 Subpart 1. **Tests.** Tuberculosis tests must be conducted by an accredited veterinarian  
25.24 who is certified by the board to conduct tuberculosis tests.

26.1 Subp. 2. **Reports.** Tuberculosis test results must be reported on forms approved by  
26.2 the board. Test results must be sent to the board within 14 days from the date test results  
26.3 are read.

26.4 Subp. 3. **Animal identification.** Animals tested with an official tuberculosis test  
26.5 must have official identification.

26.6 **1721.0170 BOVINE BRUCELLOSIS.**

26.7 Subpart 1. **Vaccination.** *Brucella abortus* vaccine must be administered by an  
26.8 accredited veterinarian. Vaccine must be administered by the method and dosage described  
26.9 by the manufacturer or the board. *Brucella abortus* vaccine may be administered to female  
26.10 dairy and beef cattle while they are from four to 12 months of age. Adult vaccination may  
26.11 be permitted upon application and permission from the board.

26.12 Subp. 2. **Reports.** Complete reports of vaccinations must be submitted to the board  
26.13 within 14 days of the vaccination on forms supplied by the board.

26.14 Subp. 3. **Animal identification.** Vaccinated cattle must be officially identified as  
26.15 directed by the board. Cattle must not be retattooed with the vaccination tattoo unless a  
26.16 veterinarian obtains a permit from the board. Permits may be issued if the cattle have the  
26.17 same identification as at the time of vaccination and the vaccination report is available.

26.18 **1721.0175 JOHNE'S DISEASE.**

26.19 Subpart 1. **Vaccination.** *Mycobacterium paratuberculosis* bacterin must be  
26.20 administered by an accredited veterinarian. The bacterin may be used only in calves  
26.21 from one to 35 days of age unless new vaccines are developed that are determined by the  
26.22 board to be safe for use in older animals.

26.23 Subp. 2. **Animal identification.** Vaccinated calves must be officially identified.  
26.24 Vaccinated calves must be further identified by a tattoo in the left ear which includes a

27.1 number representing the quarter of the year when the calf was vaccinated followed by the  
27.2 letter "J" followed by a number representing the year in which the calf was vaccinated.

27.3 Subp. 3. **Reports.** The veterinarian must report vaccination of calves to the board  
27.4 within 14 days after the vaccine is administered. Reports must include the manufacturer  
27.5 and serial number of the vaccine, the name of the herd owner, the address and geographical  
27.6 location of the herd, and the identification numbers of the vaccinated calves.

## 27.7 **PIGS**

### 27.8 **1721.0180 DEFINITIONS.**

27.9 Subpart 1. **Scope.** For the purposes of parts 1721.0180 to 1721.0220, the terms  
27.10 defined in this part have the meanings given them.

27.11 Subp. 2. **Swine production system.** "Swine production system" means a swine  
27.12 production enterprise that consists of multiple sites of production such as sow herds,  
27.13 nursery herds, and finishing herds between which swine move while remaining under the  
27.14 control of a single owner or a group of contractually connected owners. "Swine production  
27.15 system" does not include slaughter plants or livestock markets.

27.16 Subp. 3. **Swine production system health plan.** "Swine production system health  
27.17 plan" means a written agreement developed for a swine production system designed to  
27.18 maintain the health of the swine and detect signs of communicable disease. The plan must  
27.19 be approved by an official of the swine production system, the swine production system  
27.20 accredited veterinarians, an APHIS representative, and the board. The plan must be  
27.21 developed to meet the requirements for interstate movement of swine in Code of Federal  
27.22 Regulations, title 9, part 71.

### 27.23 **1721.0190 IMPORTATION OF SWINE.**

27.24 Subpart 1. **Importation of feral swine prohibited.** The importation into the state  
27.25 of feral swine or swine that were feral during any part of their lifetime is prohibited.

28.1 Importation into the state of feral swine carcasses is prohibited except for cut and wrapped  
28.2 meat, hides, teeth, and finished taxidermy mounts.

28.3 Subp. 2. **Requirement for official identification and certificate of veterinary**  
28.4 **inspection.** Swine imported into the state must be officially identified and accompanied  
28.5 by a certificate of veterinary inspection issued by an accredited veterinarian except for:

28.6 A. swine which move under an approved swine production system health plan;

28.7 B. swine consigned to a state-federal approved livestock market which move  
28.8 directly from a farm of origin in an adjacent state; or

28.9 C. swine moving directly to slaughter at a slaughtering establishment under  
28.10 federal inspection.

28.11 **1721.0200 INTRASTATE MOVEMENT REQUIREMENTS.**

28.12 Subpart 1. **Breeding swine and feeding swine.** Breeding swine and feeding swine  
28.13 that are moved from a premises to another location in the state must be officially identified  
28.14 except for:

28.15 A. swine which move under an approved swine production system health plan;

28.16 B. swine that are moved to another location within the same herd;

28.17 C. swine in slaughter-only classes moved to a public exhibition;

28.18 D. swine consigned to a state-federal approved livestock market that move  
28.19 directly from the farm of origin to the market;

28.20 E. swine moving from the farm of origin to an approved slaughter-swine  
28.21 buying station; or

28.22 F. swine moving directly to slaughter at a slaughtering establishment under  
28.23 federal inspection.

29.1 Subp. 2. **Slaughter sows, boars, and stags.** An agent transporting sows, boars,  
29.2 and stags from a livestock producer to a livestock dealer, livestock market, stockyards,  
29.3 commission company, concentration point, or slaughter establishment must supply the  
29.4 receiving agent or agency with the name and address of the producer. Sows, boars, and  
29.5 stags received by a livestock dealer, livestock market, stockyard, commission company,  
29.6 buying station, swine concentration point, or slaughtering establishment must be identified  
29.7 with an official back tag, tattoo, or other identification device authorized by the board  
29.8 so they can be traced back to the herd of origin. Records of the identification numbers  
29.9 and date of application in correlation to the name and address of the producer must be  
29.10 maintained and submitted to the board upon request.

29.11 **1721.0210 EXHIBITIONS.**

29.12 Except for swine in slaughter-only classes, breeding and feeding swine at public  
29.13 exhibitions must be officially identified.

29.14 **1721.0220 COMMUNITY SALES.**

29.15 Swine must be officially identified prior to arrival at a community sale premises  
29.16 except:

29.17 A. swine that move directly from the farm of origin to a state-federal approved  
29.18 livestock market, which may be officially identified by the sale veterinarian after arrival  
29.19 and prior to sale; and

29.20 B. swine that move directly from a farm of origin to an approved slaughter-swine  
29.21 buying station, which may be officially identified at the time of arrival.

29.22 **HORSES**

29.23 **1721.0230 DEFINITIONS.**

29.24 Subpart 1. **Scope.** For the purposes of parts 1721.0230 to 1721.0260, the terms  
29.25 defined in this part have the meanings given them.

30.1 Subp. 2. **Coggins test.** "Coggins test" is the common name for the agar gel  
30.2 immunodiffusion test for diagnosis of EIA.

30.3 Subp. 3. **EIA.** "EIA" means equine infectious anemia, a virus disease of horses.

30.4 Subp. 4. **EIA-exposed horse.** "EIA-exposed horse" means a horse that has been  
30.5 exposed to EIA virus:

30.6 A. by being within 200 yards of an EIA-infected horse for at least ten  
30.7 consecutive days during the vector season within the previous 12 months; or

30.8 B. by receiving blood or blood products from an EIA-infected horse through  
30.9 the use of contaminated needles, syringes, surgical instruments, riding tack, or grooming  
30.10 equipment.

30.11 Subp. 5. **EIA-infected horse.** "EIA-infected horse" means a horse determined to be  
30.12 infected with EIA virus by a representative of the board.

30.13 Subp. 6. **EIA vector season.** "EIA vector season" means the time of year when large  
30.14 biting insects, such as horse flies and deer flies of the family Tabanidae are present.

30.15 Subp. 7. **Official EIA test.** "Official EIA test" means the Coggins test or other test  
30.16 for EIA approved by the USDA conducted at a USDA-approved laboratory.

30.17 Subp. 8. **Trail ride.** "Trail ride" means an equine event where horses owned by two  
30.18 or more people are brought together for recreational riding on roads or trails.

30.19 **1721.0240 IMPORTATION OF HORSES.**

30.20 Subpart 1. **Certificate of veterinary inspection.** Horses imported into Minnesota  
30.21 must be accompanied by a certificate of veterinary inspection issued by an accredited  
30.22 veterinarian that includes official identification and the date of the last negative EIA  
30.23 test, except:

30.24 A. horses brought into the state for participation in trail rides or exhibitions;

31.1 B. horses consigned directly to slaughtering establishments under federal  
31.2 inspection; or

31.3 C. horses entering a veterinary facility for treatment, surgery, or diagnostic  
31.4 procedures.

31.5 Subp. 2. **EIA tests.** Horses imported into Minnesota must be negative to an official  
31.6 test for EIA conducted within 12 months prior to the date of importation, except:

31.7 A. horses consigned directly to slaughtering establishments under federal  
31.8 inspection; or

31.9 B. suckling foals accompanying a negative dam.

31.10 Subp. 3. **Horses imported with pending EIA test results.** If a blood sample has  
31.11 been drawn but there is insufficient time to obtain the laboratory results of the EIA test  
31.12 prior to the importation, a permit for the importation of horses without final laboratory  
31.13 results may be obtained from the board if the veterinarian requesting the permit agrees to  
31.14 promptly submit the laboratory results to the board.

31.15 Subp. 4. **Horses imported without the required test for EIA.** Horses imported  
31.16 without the required negative test for EIA must be quarantined, isolated, and tested for  
31.17 EIA within ten days following notification from the board. Tests must be conducted  
31.18 at the owner's expense.

31.19 **1721.0250 EXHIBITION OF HORSES.**

31.20 Horses, except suckling foals accompanying a negative dam, must be negative to an  
31.21 official EIA test conducted within 12 months prior to the opening date of an exhibition.

31.22 **1721.0260 EQUINE INFECTIOUS ANEMIA (EIA).**

31.23 Subpart 1. **EIA test procedures.** Blood samples for EIA tests must be drawn by an  
31.24 accredited veterinarian.

32.1 Subp. 2. **EIA quarantine procedures.** The board shall immediately quarantine all  
32.2 horses infected with or exposed to EIA in accordance with this subpart.

32.3 A. Infected horses must be placed in isolation within ten days following the  
32.4 date of quarantine and must be permanently maintained in a screened enclosure or in  
32.5 such a way that they are always kept at least 200 yards away from horses not known  
32.6 to be infected with EIA.

32.7 B. Exposed horses must:

32.8 (1) be tested for EIA within ten days following the date of quarantine; and

32.9 (2) be tested for EIA between 45 and 60 days following the date of last  
32.10 known exposure. Tests must be conducted at the owner's expense unless state funds are  
32.11 available for this purpose.

32.12 C. Quarantines on exposed horses may be released when all exposed horses  
32.13 on a premises are tested and found negative for EIA at least 45 days following the last  
32.14 known exposure.

32.15 D. Movement of quarantined horses is prohibited without written permission  
32.16 from the board.

32.17 E. Quarantined horses moved to a new location must be maintained so that they  
32.18 are always kept at least 200 yards away from horses not known to be infected with EIA.

32.19 F. Quarantined horses moved to a slaughter establishment must meet the  
32.20 transportation requirements as specified in Code of Federal Regulations, title 9, part 75.

## 32.21 **POULTRY**

### 32.22 **1721.0270 DEFINITIONS.**

32.23 Subpart 1. **Scope.** For the purposes of parts 1721.0270 to 1721.0360, the terms  
32.24 defined in this part have the meanings given them.



33.1 Subp. 2. **Approved salvage program.** "Approved salvage program" means a  
33.2 disease control program that allows the use of a positive breeder flock meeting the  
33.3 following criteria:

- 33.4 A. the program impedes shed of the disease agent to other poultry;
- 33.5 B. the program meets any applicable plan requirements; and
- 33.6 C. the program is approved by the board.

33.7 Subp. 3. **Authorized poultry testing agent.** "Authorized poultry testing agent"  
33.8 means a person not employed by the board but designated and authorized by the board to  
33.9 perform certain assigned activities under parts 1721.0270 to 1721.0360.

33.10 Subp. 4. **Breeding flock.** "Breeding flock" means a flock that produces progeny to  
33.11 be used for egg or meat production or for establishing, continuing, or improving genetic  
33.12 lines of poultry.

33.13 Subp. 5. **Breeding flock facility.** "Breeding flock facility" means a facility on one  
33.14 premises where a breeding flock is assembled and maintained to produce hatching eggs.

33.15 Subp. 6. **Chick.** "Chick" means a newly hatched chicken that has not been fed or  
33.16 watered.

33.17 Subp. 7. **Flock.** "Flock" means poultry maintained and segregated for at least 21  
33.18 days as one group of birds on one premises.

33.19 Subp. 8. **Hatchery.** "Hatchery" means buildings and equipment on one premises  
33.20 operated or maintained for the purpose of hatching, selling, or distributing baby poultry or  
33.21 hatching eggs.

33.22 Subp. 9. **Official state agency.** "Official state agency" means the state agency  
33.23 responsible for administration of all components of the plan. In Minnesota, the board is  
33.24 the state agency authorized, responsible, and recognized by APHIS for the implementation  
33.25 of plan programs.

34.1 Subp. 10. **Plan.** "Plan" means the "National Poultry Improvement Plan and Auxiliary  
34.2 Provisions," Code of Federal Regulations, title 9, parts 56, 145, 146, and 147.

34.3 Subp. 11. **Poultry dealer.** "Poultry dealer" means a person or entity engaged in the  
34.4 business of buying and then selling or distributing live poultry, hatching eggs, or ratites on  
34.5 a regular basis for the person's own account or the account of others. Poultry dealer does  
34.6 not include a person or entity buying or selling poultry or ratites for slaughter or a person  
34.7 or entity buying or selling poultry, hatching eggs, or ratites as part of the normal operation  
34.8 of a specific poultry production system.

34.9 Subp. 12. **Poult.** "Poult" means a newly hatched turkey that has not been fed or  
34.10 watered.

34.11 Subp. 13. **Pullorum.** "Pullorum" means a disease of poultry caused by *Salmonella*  
34.12 *pullorum*.

34.13 Subp. 14. **Typhoid.** "Typhoid" means a disease of poultry caused by *Salmonella*  
34.14 *gallinarum*.

34.15 **1721.0280 IMPORTATION OF HATCHING EGGS, POULTRY, AND RATITES.**

34.16 Subpart 1. **Slaughter exemption.** Poultry and ratites imported into the state that  
34.17 move directly to a state or federally licensed slaughter establishment are exempt from the  
34.18 requirements in this part.

34.19 Subp. 2. **Import permit.** An import permit must be obtained from the board prior  
34.20 to importation of hatching eggs, poultry, or ratites into the state. The application for the  
34.21 permit must be endorsed by the official state agency of the state of origin and indicate that  
34.22 the requirements of this part have been met.

34.23 Subp. 3. **Certificates.** All hatching eggs, poultry, and ratites imported into the state  
34.24 must be accompanied by a certificate of veterinary inspection, Plan Form VS 9-3 Report  
34.25 of Sale of Eggs, Chicks, and Poults, or an equivalent form as approved by the board.

35.1 Subp. 4. **Pullorum-typhoid.** All hatching eggs, poultry, and ratites imported into  
35.2 Minnesota must:

35.3 A. originate from a hatchery or breeding flock that is classified pullorum-typhoid  
35.4 clean under the plan; or

35.5 B. be individually identified with a leg or wing band and be negative to a  
35.6 pullorum-typhoid test conducted within 30 days prior to importation.

35.7 Subp. 5. ***Mycoplasma gallisepticum* and *Mycoplasma synoviae*.** Chicken hatching  
35.8 eggs, chicks, and chickens from commercial egg-type or meat-type chicken hatcheries  
35.9 or breeding flocks and all turkey hatching eggs, poults, and turkeys imported into the  
35.10 state must:

35.11 A. originate from a hatchery or breeding flock that is classified *Mycoplasma*  
35.12 *gallisepticum* clean and *Mycoplasma synoviae* clean under the plan; or

35.13 B. be individually identified with a leg or wing band and be negative to a  
35.14 *Mycoplasma gallisepticum* and a *Mycoplasma synoviae* test within 30 days prior to  
35.15 importation.

35.16 Subp. 6. ***Salmonella enteritidis*.** Chicken hatching eggs, chicks, and chickens  
35.17 imported into Minnesota from commercial egg-type chicken hatcheries or breeding flocks  
35.18 must originate from a hatchery or breeding flock that is classified *Salmonella enteritidis*  
35.19 clean under the plan.

35.20 Subp. 7. **Sanitation monitored.** Turkey hatching eggs, poults, and turkeys imported  
35.21 into the state from commercial turkey hatcheries or breeding flocks must originate from  
35.22 a hatchery or breeding flock that meets the requirements of the sanitation monitored  
35.23 program of the plan.

35.24 Subp. 8. **Shipping containers.** Only new or cleaned and disinfected poultry boxes  
35.25 or containers may be used to ship baby poultry into the state.

36.1 **1721.0290 POULTRY DEALERS.**

36.2 Subpart 1. **Requirement for permit.** A poultry dealer may not buy, sell, trade, or  
36.3 distribute hatching eggs, poultry, or ratites in the state unless the dealer has obtained a  
36.4 permit from the board. Permits must be renewed annually based on a date set by the  
36.5 board. Permits may be revoked or suspended for failure to comply with the requirements  
36.6 in this part. Prior to issuance of a permit, an application must be received and approved  
36.7 by the board and the poultry dealer's place of business must be inspected by an agent  
36.8 of the board to determine that:

36.9 A. all hatching eggs, poultry, or ratites acquired or distributed by the poultry  
36.10 dealer meet the requirements in this part and part 1721.0280 if the poultry, hatching eggs,  
36.11 or ratites originate from other states;

36.12 B. the poultry dealer's place of business is maintained in a reasonably clean  
36.13 and sanitary condition; and

36.14 C. records are retained as required in this part.

36.15 Subp. 2. **Certificates.** All hatching eggs, poultry, and ratites acquired by poultry  
36.16 dealers in the state must be accompanied by a certificate or test chart approved by the  
36.17 board to show compliance with the requirements in this part.

36.18 Subp. 3. **Pullorum-typhoid.** All hatching eggs, poultry, and ratites distributed in  
36.19 the state by poultry dealers must:

36.20 A. originate from a hatchery or breeding flock that is classified pullorum-typhoid  
36.21 clean under the plan; or

36.22 B. be individually identified with a leg or wing band and be negative to a  
36.23 pullorum-typhoid test conducted within 30 days prior to distribution.

36.24 Subp. 4. ***Mycoplasma gallisepticum* and *Mycoplasma synoviae*.** Chicken hatching  
36.25 eggs, chicks, and chickens from commercial egg-type or meat-type chicken hatcheries or

37.1 breeding flocks and all turkey hatching eggs, poults, and turkeys distributed in the state  
37.2 by poultry dealers must:

37.3 A. originate from a hatchery or breeding flock that is classified *Mycoplasma*  
37.4 *gallisepticum* clean and *Mycoplasma synoviae* clean under the plan; or

37.5 B. be individually identified with a leg or wing band and be negative to a  
37.6 *Mycoplasma gallisepticum* and a *Mycoplasma synoviae* test within 30 days prior to  
37.7 distribution.

37.8 Subp. 5. ***Salmonella enteritidis***. Chicken hatching eggs, chicks, and chickens  
37.9 from commercial egg-type chicken hatcheries or breeding flocks distributed in the state  
37.10 by poultry dealers must originate from a hatchery or breeding flock that is classified  
37.11 *Salmonella enteritidis* clean under the plan.

37.12 Subp. 6. **Sanitation monitored**. Turkey hatching eggs, poults, and turkeys from  
37.13 commercial hatcheries or breeding flocks distributed in the state by poultry dealers must  
37.14 originate from a hatchery or breeding flock that meets the requirements of the sanitation  
37.15 monitored program of the plan.

37.16 Subp. 7. **Records**. Poultry dealers must maintain records for at least three years on  
37.17 all poultry, hatching eggs, and ratites acquired or distributed. For each group of poultry,  
37.18 hatching eggs, or ratites acquired or distributed, records must include the date, the number  
37.19 and type of poultry, hatching eggs, or ratites, and the origin and destination.

37.20 **1721.0300 EXHIBITION OF POULTRY.**

37.21 Subpart 1. **Identification**. All chickens, turkeys, and game birds at exhibitions,  
37.22 except baby poultry, must be individually identified with a leg or wing band.

37.23 Subp. 2. **Certificates or test charts**. At exhibitions, all chickens, turkeys, game  
37.24 birds, and hatching eggs from these birds must be accompanied by a certificate or test  
37.25 chart approved by the board to show compliance with the requirements in this part.

38.1 Subp. 3. **Pullorum-typhoid.** At exhibitions, all chickens, turkeys, game birds,  
38.2 and hatching eggs from these birds must:

38.3 A. originate from a hatchery or breeding flock that is classified pullorum-typhoid  
38.4 clean under the plan; or

38.5 B. be negative to a pullorum-typhoid test within 90 days prior to the opening  
38.6 date of the exhibition.

38.7 Subp. 4. ***Mycoplasma gallisepticum* and *Mycoplasma synoviae*.** At exhibitions,  
38.8 all turkeys and turkey hatching eggs must:

38.9 A. originate from a hatchery or breeding flock that is classified *Mycoplasma*  
38.10 *gallisepticum* clean and *Mycoplasma synoviae* clean under the plan; or

38.11 B. be negative to a *Mycoplasma gallisepticum* and a *Mycoplasma synoviae* test  
38.12 within 90 days prior to the opening date of the exhibition.

38.13 **1721.0310 COMMUNITY SALES.**

38.14 Subpart 1. **Identification.** All poultry and ratites at community sales, except baby  
38.15 poultry, must be individually identified with a leg or wing band.

38.16 Subp. 2. **Certificates or test charts.** At community sales, all hatching eggs, poultry,  
38.17 and ratites must be accompanied by a certificate or test chart approved by the board to  
38.18 show compliance with the requirements in this part.

38.19 Subp. 3. **Pullorum-typhoid.** At community sales, all hatching eggs, poultry, and  
38.20 ratites must:

38.21 A. originate from a hatchery or breeding flock that is classified pullorum-typhoid  
38.22 clean under the plan; or

38.23 B. be negative to a pullorum-typhoid test within 30 days prior to the sale.

39.1 Subp. 4. *Mycoplasma gallisepticum* and *Mycoplasma synoviae*. At community  
39.2 sales, all turkey hatching eggs, poults, and turkeys must:

39.3 A. originate from a hatchery or breeding flock that is classified *Mycoplasma*  
39.4 *gallisepticum* clean and *Mycoplasma synoviae* clean under the plan; or

39.5 B. be negative to a *Mycoplasma gallisepticum* and a *Mycoplasma synoviae* test  
39.6 within 30 days prior to the sale.

39.7 **1721.0320 HATCHERIES AND BREEDING FLOCKS.**

39.8 Subpart 1. **Requirement for permit.** A person or entity may not maintain or operate  
39.9 a hatchery or breeding flock facility unless the person or entity has obtained a permit from  
39.10 the board. Permits must be renewed annually based on a date set by the board. Permits  
39.11 may be revoked or suspended for failure to comply with the requirements in this part.  
39.12 Prior to issuance of a permit, an application must be filed with the board and the hatchery  
39.13 or breeding flock facility must be inspected by an agent of the board to determine that:

39.14 A. the hatchery or breeding flock facility meets all the requirements in this part;

39.15 B. the hatchery or breeding flock facility is maintained in a reasonably clean  
39.16 and sanitary condition; and

39.17 C. records are retained as required in this part.

39.18 Subp. 2. **Pullorum-typhoid.** All hatcheries and breeding flocks in the state must  
39.19 meet the requirements of the pullorum-typhoid clean program of the plan or an equivalent  
39.20 pullorum-typhoid classification program as determined by the board.

39.21 Subp. 3. *Mycoplasma gallisepticum* and *Mycoplasma synoviae*. All commercial  
39.22 egg-type chicken, commercial meat-type chicken, or turkey hatcheries or breeding flocks  
39.23 in the state must meet the requirements of the *Mycoplasma gallisepticum* and *Mycoplasma*  
39.24 *synoviae* clean programs of the plan.

40.1 Subp. 4. ***Salmonella enteritidis***. All commercial egg-type chicken hatcheries or  
40.2 breeding flocks in the state must meet the requirements of the *Salmonella enteritidis*  
40.3 clean program of the plan.

40.4 Subp. 5. **Sanitation monitored program**. All commercial turkey hatcheries or  
40.5 breeding flocks in the state must meet the requirements of the sanitation monitored  
40.6 program of the plan.

40.7 Subp. 6. **Records**. Records of testing, inspections, and other documents as required  
40.8 by the plan must be maintained by each hatchery or breeding flock facility. Records must  
40.9 be maintained on all poultry, hatching eggs, and ratites that enter or leave a hatchery or  
40.10 breeding flock facility. For each group of poultry, hatching eggs, or ratites that enter or  
40.11 leave a hatchery or breeding flock facility, records must include the date, the number and  
40.12 type of poultry, hatching eggs, or ratites, and the origin and destination. Records required  
40.13 in this subpart must be maintained for at least three years.

40.14 **1721.0330 TESTING AND SAMPLING.**

40.15 Subpart 1. **Sample collection**. All samples obtained from hatcheries and flocks in  
40.16 order to meet plan or board requirements must be collected by an authorized poultry  
40.17 testing agent.

40.18 Subp. 2. **Tests**. All tests conducted to meet plan or board requirements must be  
40.19 performed by an authorized poultry testing agent or at an official laboratory approved  
40.20 by the board.

40.21 Subp. 3. **Reports**. All test results must be recorded on an official test chart approved  
40.22 by the board. All original test charts must be submitted to the board within 14 days  
40.23 following completion of the test.

40.24 Subp. 4. **Authorized poultry testing agents**.



41.1 A. To become an authorized poultry testing agent, a person must attend and  
41.2 complete a board-approved program training course and perform satisfactory work at a  
41.3 field school administered by the board. Temporary authorizations may be issued by the  
41.4 board to a person who has demonstrated a thorough understanding of the requirements  
41.5 in parts 1721.0270 to 1721.0360 and the ability to correctly perform program testing  
41.6 and sampling procedures.

41.7 B. Authorization is valid for four years unless revoked or suspended by the  
41.8 board for failure to comply with any of the requirements in parts 1721.0280 to 1721.0360.

41.9 C. Reauthorization of poultry testing agents must be completed by reapplication  
41.10 and completion of a board-approved program training course update once every four years.

41.11 D. Any fees for service charged by authorized poultry testing agents must be  
41.12 paid by the flock owner or hatchery.

41.13 **1721.0340 PULLORUM-TYPHOID.**

41.14 Subpart 1. **Positive tests results.** Poultry hatcheries or flocks that have a positive test  
41.15 result for *Salmonella pullorum* or *Salmonella gallinarum* must be quarantined and retested  
41.16 according to plan procedures or other equivalent procedures approved by the board.

41.17 Subp. 2. **Quarantine.** Poultry hatcheries or flocks determined by the board to be  
41.18 infected with *Salmonella pullorum* or *Salmonella gallinarum* must be quarantined and  
41.19 disposed of in a manner approved by the board.

41.20 **1721.0344 MYCOPLASMA GALLISEPTICUM AND MYCOPLASMA SYNOVIAE.**

41.21 Subpart 1. **Positive tests results.** Commercial egg-type chicken, commercial  
41.22 meat-type chicken, or turkey breeding flocks that have a positive test result for  
41.23 *Mycoplasma gallisepticum* or *Mycoplasma synoviae* must be retested according to plan  
41.24 procedures or other equivalent procedures approved by the board.

42.1 Subp. 2. **Quarantine.** Commercial egg-type chicken, commercial meat-type  
42.2 chicken, or turkey hatcheries or breeding flocks determined by the board to be infected with  
42.3 *Mycoplasma gallisepticum* or *Mycoplasma synoviae* must be quarantined and participate  
42.4 in an approved salvage program or be disposed of in a manner approved by the board.

42.5 **1721.0350 SALMONELLA ENTERITIDIS.**

42.6 Subpart 1. **Positive tests results.** Commercial egg-type chicken hatcheries or  
42.7 breeding flocks that have a positive test result for *Salmonella enteritidis* must be retested  
42.8 according to plan procedures or other equivalent procedures approved by the board.

42.9 Subp. 2. **Quarantine.** Commercial egg-type chicken hatcheries or breeding flocks  
42.10 determined by the board to be infected with *Salmonella enteritidis* must be quarantined  
42.11 and disposed of in a manner approved by the board.

42.12 **1721.0360 AVIAN INFLUENZA.**

42.13 Subpart 1. **Testing at live bird markets.** Samples from poultry at each live bird  
42.14 market in the state must be tested for avian influenza once every 30 days. Samples must  
42.15 be collected from at least 30 randomly selected birds by a person designated by the board.  
42.16 The type of samples to be collected will be determined by the board. All tests must be  
42.17 conducted at an official laboratory approved by the board. Testing must be performed at  
42.18 the owner's expense unless state or federal funds are available for this purpose.

42.19 Subp. 2. **Cleaning and disinfecting at live bird markets.** All poultry must be  
42.20 slaughtered and removed from each live bird market in the state at least once every 30  
42.21 days. Following depopulation of poultry from the facility, the facility must remain empty  
42.22 of poultry for a period of at least 24 hours during which time the entire facility must be  
42.23 cleaned and disinfected.

42.24 **DEER AND ELK**

43.1 **1721.0370 DEFINITIONS.**

43.2 Subpart 1. **Scope.** For the purposes of parts 1721.0370 to 1721.0420, the terms in  
43.3 this part have the meanings given them.

43.4 Subp. 2. **Animal.** "Animal" means an animal that is member of the family Cervidae.

43.5 Subp. 3. **Brucellosis certified free herd.** "Brucellosis certified free herd" means a  
43.6 farmed cervidae herd that has tested negative to at least two official brucellosis tests and is  
43.7 recognized by the board as brucellosis free.

43.8 Subp. 4. **CWD.** "CWD" means chronic wasting disease.

43.9 Subp. 5. **CWD certified herd.** "CWD certified herd" means a farmed cervidae  
43.10 herd that is enrolled in a CWD herd certification program approved by the board and  
43.11 has reached level 6 herd status.

43.12 Subp. 6. **CWD contaminated premises.** "CWD contaminated premises" means a  
43.13 premises on which a CWD positive animal has been identified. A CWD contaminated  
43.14 premises is further categorized depending on the degree of contamination as follows:

43.15 A. A premises may be categorized as having minimal environmental  
43.16 contamination if there is no evidence that there has been transmission of CWD on the  
43.17 premises and there is no evidence of long-standing infection of the herd. The number  
43.18 of positive animals identified on a premises of this type must be three or fewer. This  
43.19 category may be used in cases where history and records indicate that the positive animal  
43.20 likely contracted the disease on another premises. Positive animals on a premises in this  
43.21 category must be preclinical at the time of CWD diagnosis or very early in the clinical  
43.22 course of the disease.

43.23 B. A premises may be categorized as having moderate to severe environmental  
43.24 contamination if there is evidence that transmission of CWD has occurred or where a  
43.25 positive animal dies of CWD or is euthanized late in the clinical course of the disease.

44.1 Subp. 7. **CWD endemic area.** "CWD endemic area" means a geographic area as  
44.2 determined by the board where CWD is present in wild cervidae populations.

44.3 Subp. 8. **CWD herd certification program.** "CWD herd certification program"  
44.4 means a herd CWD surveillance and control program administered by a state, federal, or  
44.5 provincial government agency. For a CWD herd certification program to be approved by  
44.6 the board, it must meet the requirements in part 1721.0420.

44.7 Subp. 9. **Farmed cervidae.** "Farmed cervidae" means cervidae that are raised for  
44.8 any purpose and are registered in a manner approved by the board. Farmed cervidae are  
44.9 livestock and are not wild animals for purposes of game farm, hunting, or wildlife laws.

44.10 Subp. 10. **Official CWD test.** "Official CWD test" means any test for the diagnosis  
44.11 of CWD approved by APHIS and conducted in a laboratory approved by APHIS in  
44.12 accordance with Code of Federal Regulations, title 9, part 55.8.

44.13 Subp. 11. **Tuberculosis accredited free herd.** "Tuberculosis accredited free  
44.14 herd" means a herd of farmed cervidae that has tested negative to at least two official  
44.15 tuberculosis tests and is recognized by the board as tuberculosis free.

44.16 Subp. 12. **Wild cervidae.** "Wild cervidae" means cervidae that live in the wild.

44.17 **1721.0380 GENERAL REQUIREMENTS.**

44.18 Subpart 1. **Possession of live cervidae in Minnesota.** A person may not possess  
44.19 live cervidae in the state unless the person is registered with the board and meets all the  
44.20 requirements for farmed cervidae in parts 1721.0370 to 1721.0420 and Minnesota Statutes,  
44.21 sections 17.452; 35.153; 35.155; 97A.401, subdivision 3; and 97A.505, subdivision 8.

44.22 Subp. 2. **Registration.** To be registered with the board, the owner of farmed cervidae  
44.23 must have the owner's herd inspected by a representative of the board and demonstrate  
44.24 that the owner has fulfilled all the requirements for farmed cervidae in parts 1721.0370 to  
44.25 1721.0420. The owner must also sign and submit to the board a registration agreement in

45.1 which the owner agrees to maintain the owner's herd in compliance with this part. The  
45.2 registered status of a farmed cervidae herd may be canceled at any time if the owner fails  
45.3 to comply with this part or fails to pay a civil penalty assessed by the board pursuant to  
45.4 Minnesota Statutes, section 35.95, for failure to comply with the requirements in this part.

45.5 Subp. 3. **Inspections.** The board may inspect farmed cervidae, farmed cervidae  
45.6 facilities, and farmed cervidae records. Each herd and all premises where the herd is  
45.7 located must be inspected by a representative of the board at least once every 12 months to  
45.8 document compliance with this part. For new farmed cervidae facilities where no farmed  
45.9 cervidae have ever been kept, a representative of the board may conduct a prestocking  
45.10 inspection to document compliance with this part and verify an initial null inventory for  
45.11 the herd.

45.12 Subp. 4. **Herd inventory.** For each farmed cervidae herd, a complete animal  
45.13 inventory must be conducted every 12 months. The accuracy of the inventory must  
45.14 be verified by the owner and an accredited veterinarian by signing and submitting the  
45.15 inventory to the board. The inventory must be filed on forms approved by the board and  
45.16 include the age, sex, type of animal, and all identification numbers for each animal in the  
45.17 herd. Upon request, the owner of a farmed cervidae herd must allow a representative  
45.18 from the board access to the premises and herd to conduct a physical animal by animal  
45.19 inventory to reconcile animal identification numbers with the records maintained by  
45.20 the owner and the board. The owner must present the entire herd for inspection under  
45.21 conditions where the board representative can safely read all identification on the animals.  
45.22 The owner is responsible for assembling, handling, and restraining the animals and for all  
45.23 costs incurred to present the animals for inspection.

45.24 Subp. 5. **Fencing.** Farmed cervidae must be confined in a manner designed to  
45.25 prevent escape. Perimeter fences for farmed cervidae must be at least 96 inches in height

46.1 and be constructed and maintained in a way that prevents the escape of farmed cervidae or  
46.2 entry into the premises by wild cervidae.

46.3 Subp. 6. **Running at large prohibited.** An owner may not allow farmed cervidae to  
46.4 run at large. The owner must make reasonable efforts to return escaped farmed cervidae to  
46.5 their enclosures as soon as possible. The owner must notify the commissioner of natural  
46.6 resources and the board of the escape of farmed cervidae if the farmed cervidae are not  
46.7 returned to their enclosures or euthanized by the owner within 24 hours of their escape.

46.8 Subp. 7. **Removal of wild cervidae.**

46.9 A. When a tract of land is initially enclosed with a perimeter fence for the  
46.10 purpose of establishing a new farmed cervidae facility, wild cervidae must be removed  
46.11 from the premises by herding them off of the land at the owner's expense prior to bringing  
46.12 any farmed cervidae to the premises.

46.13 B. An owner of an existing facility or an employee or agent under the direction  
46.14 of the owner must destroy wild cervidae found within the owner's farmed cervidae  
46.15 facility. The owner, employee, or agent must report wild cervidae that are destroyed to  
46.16 a conservation officer or an employee of the Department of Natural Resources Division  
46.17 of Wildlife within 24 hours. The wild cervidae must be disposed of as prescribed by the  
46.18 commissioner of natural resources.

46.19 Subp. 8. **Sales of farmed cervidae and meat products.** A person selling or buying  
46.20 farmed cervidae sold as livestock, sold for human consumption, or sold for slaughter must  
46.21 comply with parts 1721.0370 to 1721.0420 and Minnesota Statutes, chapters 17A, 31,  
46.22 31A, 31B, and 35.

46.23 Subp. 9. **Slaughter of farmed cervidae.** Farmed cervidae must be slaughtered and  
46.24 inspected according to Minnesota Statutes, chapters 31 and 31A.

47.1 Subp. 10. **Record keeping.** A herd owner must maintain herd records that include a  
47.2 complete inventory of animals including the type, age, and sex of each animal, the date of  
47.3 acquisition, the source of each animal that was not born into the herd, the date of disposal  
47.4 and destination of any animal removed from the herd, and all individual identification  
47.5 numbers associated with each animal. If animals enter or leave the herd, the names,  
47.6 addresses, and telephone numbers of previous or subsequent owners of the animals must  
47.7 be recorded. Records must be maintained for at least ten years.

47.8 **1721.0390 ANIMAL IDENTIFICATION.**

47.9 Farmed cervidae in the state must be identified with an official ear tag that must be  
47.10 visible to the naked eye during daylight under normal conditions at a distance of 50 yards.  
47.11 A newborn animal must be officially identified before December 31 of the year in which  
47.12 the animal is born or before movement from the premises, whichever occurs first.

47.13 **1721.0400 IMPORTATION OF FARMED CERVIDAE.**

47.14 Subpart 1. **Import permit.** A permit must be obtained from the board prior to the  
47.15 importation of live cervidae into Minnesota.

47.16 Subp. 2. **Certificate of veterinary inspection.** Live cervidae imported into  
47.17 Minnesota must be accompanied by a certificate of veterinary inspection issued by an  
47.18 accredited veterinarian.

47.19 Subp. 3. **Chronic Wasting Disease (CWD).**

47.20 A. Live cervidae must originate from a herd that has been subject to a state,  
47.21 federal, or provincial approved CWD herd certification program and that has reached a  
47.22 status equivalent to level 6 as specified in part 1721.0420.

47.23 B. CWD endemic areas:

47.24 (1) Live cervidae may not be imported into the state from a CWD endemic  
47.25 area, as determined by the board.

48.1 (2) Cervidae carcasses may not be imported into the state from a CWD  
48.2 endemic area, as determined by the board, except for cut and wrapped meat, quarters or  
48.3 other portions of meat with no part of the spinal column or head attached, antlers, hides,  
48.4 teeth, finished taxidermy mounts, and antlers attached to skull caps that are cleaned of  
48.5 all brain tissue.

48.6 C. Live cervidae or cervidae carcasses may not be imported into Minnesota  
48.7 from a herd that is infected with or exposed to CWD.

48.8 Subp. 4. **Brucellosis.** Except for movement directly to a slaughtering establishment  
48.9 having state or federal inspection, live sexually intact cervidae six months of age and over  
48.10 imported into the state must originate from a certified brucellosis-free herd or area or be  
48.11 negative to a brucellosis test within 30 days prior to movement.

48.12 Subp. 5. **Tuberculosis.** Except for movement directly to a slaughtering establishment  
48.13 having state or federal inspection, live cervidae imported into the state must originate from  
48.14 an accredited tuberculosis-free herd or area, or meet the following requirements:

48.15 A. live cervidae must originate from a herd that is negative to a whole herd  
48.16 tuberculosis test conducted within 365 days prior to the date of movement; and

48.17 B. live cervidae that are two months of age and over must be negative to an  
48.18 official tuberculosis test conducted within 90 days prior to the date of movement.

48.19 **1721.0410 INTRASTATE MOVEMENT OF FARMED CERVIDAE.**

48.20 Subpart 1. **Movement reports.** Movement of farmed cervidae for any reason from  
48.21 any state premises to another location must be reported to the board within 14 days of the  
48.22 movement on forms approved by the board.

48.23 Subp. 2. **Movement requirements.** Farmed cervidae moving from any premises to  
48.24 another location in the state must:

48.25 A. be identified with an official ear tag;



49.1 B. be accompanied by a farmed cervidae movement report; and

49.2 C. originate from a herd that is registered with the board and has achieved at  
49.3 least level 4 of the CWD herd certification program or move directly to a slaughtering  
49.4 establishment having state or federal inspection.

49.5 Subp. 3. **Restraint of animals in transit.** Farmed cervidae that are moved from one  
49.6 location to another for any reason including sale, exhibition, or entertainment, must be  
49.7 restrained at all times in a manner to prevent escape.

49.8 Subp. 4. **Restriction on herd additions.** Farmed cervidae may not be moved into a  
49.9 farmed cervidae herd unless the herd is registered with the board and has achieved at least  
49.10 level 4 of the CWD herd certification program.

49.11 Subp. 5. **Movement into, within, and out of CWD endemic areas.**

49.12 A. Farmed cervidae that originate from a CWD endemic area may not be moved  
49.13 to other locations in the state unless they move directly to a slaughtering establishment  
49.14 having state or federal inspection. A shipping permit must be obtained from the board prior  
49.15 to movement of farmed cervidae from a premises located within a CWD endemic area.

49.16 B. Farmed cervidae may not be moved into a CWD endemic area unless they  
49.17 move directly to a slaughtering establishment having state or federal inspection. A  
49.18 shipping permit must be obtained from the board prior to movement of farmed cervidae  
49.19 into a CWD endemic area.

49.20 C. Except for cut and wrapped meat, quarters or other portions of meat with  
49.21 no part of the spinal column or head attached, antlers, hides, teeth, finished taxidermy  
49.22 mounts, and antlers attached to skull caps that are cleaned of all brain tissue, farmed  
49.23 cervidae carcasses may not be moved from a CWD endemic area to other locations  
49.24 in the state unless they move directly to a slaughtering establishment having state or  
49.25 federal inspection.

50.1 **1721.0420 CHRONIC WASTING DISEASE (CWD).**

50.2 Subpart 1. **CWD herd certification program.**

50.3 A. The owner of a farmed cervidae herd must be enrolled in the CWD herd  
50.4 certification program and must comply with all the requirements of this part.

50.5 B. The owner of a farmed cervidae herd must sign and submit to the board a  
50.6 CWD herd certification program agreement in which the owner agrees to comply with the  
50.7 requirements in this part.

50.8 C. If farmed cervidae that are required to have official identification die or are  
50.9 slaughtered, the owner must report the age, sex, and official identification numbers of the  
50.10 animal to the board within 14 days on forms approved by the board.

50.11 D. Animals from farmed cervidae herds that are 12 months of age and over  
50.12 that die or are slaughtered must be tested for CWD with an official CWD test. This  
50.13 requirement includes animals that are slaughtered on the premises and animals that are  
50.14 moved to other locations for slaughter purposes. If animals are sold for slaughter purposes  
50.15 to an entity other than a state or federally licensed slaughter establishment, the farmed  
50.16 cervidae herd owner must maintain legal and physical possession of the animals until the  
50.17 animals are slaughtered and samples are collected for official CWD testing. Samples to be  
50.18 tested for CWD must be submitted to a laboratory approved by APHIS in accordance with  
50.19 Code of Federal Regulations, title 9, part 55.8, within 14 days of sample collection. Other  
50.20 testing protocols may be used if they are approved by the board and are equally effective  
50.21 for the detection of CWD in farmed cervidae herds. Testing must be completed at owner  
50.22 expense unless state or federal funds are available for this purpose.

50.23 E. The CWD surveillance period for a herd is the continuous length of time  
50.24 the herd has been enrolled in the program and the owner has met all the requirements of  
50.25 this part.

51.1 F. Herd status is divided into six levels based on the period of time the herd has  
51.2 been under continuous CWD surveillance without evidence of CWD or a determination  
51.3 that the herd has been exposed to CWD. Progression from one level to the next is based on  
51.4 successful program participation for a continuous period of time as follows:

51.5 (1) level 1 is from time of enrollment to 12 months;

51.6 (2) level 2 is from 12 months to 24 months;

51.7 (3) level 3 is from 24 months to 36 months;

51.8 (4) level 4 is from 36 months to 48 months;

51.9 (5) level 5 is from 48 months to 60 months; and

51.10 (6) level 6 (certified herd) is greater than 60 months.

51.11 G. If farmed cervidae are brought into a herd from other herds, the owner must  
51.12 report the age, sex, and identification numbers of the animals and the name and address  
51.13 of the source herd to the board within 14 days on forms approved by the board. New  
51.14 animals may be introduced into the herd only from other herds enrolled in a CWD herd  
51.15 certification program. If animals are received from a herd with a lower herd status, the  
51.16 receiving herd reverts to the program status and enrollment date of the source herd.

51.17 H. A newly formed herd that is comprised solely of animals obtained from  
51.18 herds already enrolled in the CWD certification program must start at the lowest status  
51.19 of any herd that provided animals for the new herd. The new herd must have an initial  
51.20 status no higher than that assigned to the cervidae kept on the premises within the  
51.21 previous 12 months.

51.22 I. Except as provided in item J, the CWD surveillance period for a herd must  
51.23 be shortened each time an animal over 12 months of age dies, is slaughtered, escapes,  
51.24 or is lost and is not tested for CWD. For each such animal that is not tested for CWD,  
51.25 the surveillance period will be shortened:

- 52.1 (1) by the length of the surveillance period for herds in status level 1;
- 52.2 (2) by 365 days for herds in status levels 2 to 3;
- 52.3 (3) by 180 days for herds in status levels 4 to 5; or
- 52.4 (4) by 90 days for herds in status level 6.

52.5 J. If animals die from anthrax or from another disease where necropsy is  
52.6 contraindicated due to public health risks or if they are lost due to natural disaster such as  
52.7 a tornado or flood, the board may grant an exception to the requirements of item I.

52.8 K. Herd status may be canceled at any time if the owner fails to comply with  
52.9 any of the requirements in parts 1721.0370 to 1721.0420.

52.10 Subp. 2. **Quarantine procedures.** The board must immediately quarantine a farmed  
52.11 cervidae herd that is determined to be infected with or exposed to CWD.

52.12 A. Unless a permit is obtained from the board, farmed cervidae may not be  
52.13 moved onto or off of quarantined premises and perimeter fences 96 inches in height must  
52.14 be maintained around the premises so as to prevent egress of farmed cervidae or ingress  
52.15 of wild cervidae until the quarantine is released. The board may allow farmed cervidae  
52.16 from quarantined herds to be moved under permit directly to a state or federally licensed  
52.17 slaughtering establishment, to an approved veterinary diagnostic laboratory, or to another  
52.18 location if that movement is determined by the board not to endanger the health of other  
52.19 animals in the state.

52.20 B. The owner of a herd determined to be infected with or exposed to CWD must,  
52.21 upon request, furnish to the board a list of sources of cervidae during the preceding five  
52.22 years and a list of movements of cervidae to other locations during the preceding five years.

52.23 C. Farmed cervidae herds may be released from quarantine by any of the  
52.24 following methods:

53.1 (1) Depopulation. To release a quarantine by depopulation, all cervidae  
53.2 in the herd must be euthanized and tested with an official CWD test. If the premises has  
53.3 no environmental contamination and all CWD tests are negative, the quarantine may be  
53.4 released immediately. If the premises has minimal environmental contamination and all  
53.5 CWD tests are negative, the quarantine may be released one year after depopulation  
53.6 and cleaning and disinfection. If the premises has moderate to severe environmental  
53.7 contamination, the quarantine may be released five years after depopulation and cleaning  
53.8 and disinfection;

53.9 (2) Test and removal. If a premises has no environmental contamination  
53.10 and all CWD exposed animals on the premises are tested and are found to be CWD  
53.11 negative, the quarantine may be released;

53.12 (3) Test for five years. If any animal that dies or is slaughtered from the  
53.13 herd is tested, regardless of age, with an official CWD test for a period of 60 months, and  
53.14 no positive animal is identified, the quarantine may be released; or

53.15 (4) Other procedures. Quarantines may be released by procedures in  
53.16 addition to those in subitems (1) to (3) if they are approved by the board and are equally  
53.17 reliable and effective as the other methods in this item.

53.18 D. CWD contaminated premises must be cleaned and disinfected prior to  
53.19 quarantine release by a method approved by the board.

53.20 E. CWD contaminated premises may be restocked with livestock other than  
53.21 cervidae one month after cleaning and disinfection procedures have been completed. If  
53.22 the premises is restocked with livestock other than cervidae, all livestock that die during  
53.23 the quarantine period must be reported by the owner to the board and must immediately be  
53.24 delivered by the owner to the University of Minnesota Veterinary Diagnostic Laboratory  
53.25 for necropsy and determination of the cause of death. Necropsies must be performed at

54.1 owner expense. A premises may only be restocked with cervidae after the quarantine is  
54.2 released.

54.3 Subp. 3. **Determining boundaries of CWD endemic areas in the state.** If the  
54.4 board determines that CWD is endemic in the state, all locations within ten miles of  
54.5 a confirmed case of CWD in wild cervidae in the state must be designated as part of  
54.6 the endemic area. The board may designate larger geographic areas of the state as part  
54.7 of a CWD endemic area if necessary to prevent the spread of CWD. Individual farmed  
54.8 cervidae herds where animals are kept on premises within a designated CWD endemic  
54.9 area may be excluded from and not considered to be a part of a CWD endemic area if one  
54.10 of the following conditions is met:

54.11 A. the herd has been maintained in such a way that commingling of farmed  
54.12 cervidae and wild cervidae has been prevented for a continuous period of time that began  
54.13 no later than 180 days following the initial designation of the area as CWD endemic; or

54.14 B. the herd has been maintained in such a way that commingling of farmed  
54.15 cervidae and wild cervidae has been prevented for at least 36 consecutive months.

## 54.16 **SHEEP AND GOATS**

### 54.17 **1721.0430 DEFINITIONS.**

54.18 Subpart 1. **Scope.** For the purposes of parts 1721.0430 to 1721.0480, the terms  
54.19 defined in this part have the meanings given them.

54.20 Subp. 2. **Flock.** "Flock" means sheep, goats, or both maintained on a single premises,  
54.21 or sheep, goats, or both maintained under common ownership or supervision on two or  
54.22 more premises with animal interchange between the premises.

54.23 Subp. 3. **Restricted-movement feeder animal.** "Restricted-movement feeder  
54.24 animal" means a sheep or goat that is less than 18 months old as evidenced by the eruption

55.1 of the second incisor, is not pregnant, has never given birth, is not commingled with  
55.2 breeding animals from other flocks, and will be slaughtered at less than 18 months of age.

55.3 Subp. 4. **Slaughter channels.** An animal is in a "slaughter channel" if it is sold,  
55.4 transferred, or moved to:

55.5 A. a slaughter establishment;

55.6 B. an individual for custom slaughter; or

55.7 C. a terminal feedlot for later slaughter at less than 18 months of age.

55.8 Subp. 5. **Terminal feedlot.** "Terminal feedlot" means a facility that exists for the  
55.9 express purpose of improving an animal's condition for slaughter and from which animals  
55.10 are moved only to slaughter.

55.11 **1721.0440 GENERAL.**

55.12 Subpart 1. **Registration.** A person who buys or sells sheep or goats in the state must  
55.13 register the person's flock with the board.

55.14 Subp. 2. **Required records for persons who purchase, acquire, sell, or dispose**  
55.15 **of sheep or goats.**

55.16 A. A person who purchases or acquires a sheep or goat must maintain normal  
55.17 business records that include the following:

55.18 (1) date of purchase or acquisition;

55.19 (2) name and address of the person from whom the animals were purchased  
55.20 or acquired;

55.21 (3) species, breed, and class of animal;

55.22 (4) number of animals purchased or acquired; and

55.23 (5) certificate of veterinary inspection, if required.

56.1 B. A person who sells or disposes of a sheep or goat must maintain normal  
56.2 business records that include the following:

- 56.3 (1) date of sale or disposition;
- 56.4 (2) name and address of the buyer or person who acquired the animals;
- 56.5 (3) species, breed, and class of animal;
- 56.6 (4) number of animals sold or disposed of;
- 56.7 (5) certificate of veterinary inspection, if required; and
- 56.8 (6) the official identification number of any sheep or goat sold for breeding  
56.9 purposes.

56.10 Subp. 3. **Required records for persons who apply official identification.**

56.11 A. A person who applies official identification that has been assigned directly to  
56.12 the producer must maintain the following records:

- 56.13 (1) date the identification was applied;
- 56.14 (2) number of sheep and goats identified;
- 56.15 (3) identification numbers applied; and
- 56.16 (4) name and address of the flock of birth, if different from the current flock.

56.17 B. Personnel at livestock concentration points or accredited veterinarians  
56.18 who apply official identification that is not assigned to the producer must maintain the  
56.19 following records:

- 56.20 (1) date the identification was applied;
- 56.21 (2) number of sheep and goats identified;
- 56.22 (3) serial tag numbers applied; and



57.1 (4) name and address of the flock where the animal currently or most  
57.2 recently resided.

57.3 Subp. 4. **Removal of unidentified sheep and goats from slaughter channels.** No  
57.4 sheep or goat that has been sold, moved, or transferred into slaughter channels, including a  
57.5 sheep or goat in a terminal feedlot, may be removed from slaughter channels.

57.6 **1721.0450 IMPORTATION OF SHEEP OR GOATS.**

57.7 Subpart 1. **Requirement for official identification.** Goats or sheep imported into  
57.8 Minnesota must be identified with official identification except as provided in items A to D:

57.9 A. goats or sheep less than 18 months of age that are going directly to slaughter  
57.10 at a slaughtering establishment having federal inspection;

57.11 B. restricted-movement feeder animals that are moved to a state-federal  
57.12 approved livestock market that restricts the sale of sheep and goats without official  
57.13 identification to slaughter channels in a manner approved by the board;

57.14 C. restricted-movement feeder animals that are moved to a terminal feedlot  
57.15 when accompanied by a board-issued permit; or

57.16 D. goats or sheep moved for grazing or similar management reasons if the goats  
57.17 or sheep are moved from a premises owned or leased by the owner of the goats or sheep  
57.18 to another premises owned or leased by the owner of the goats or sheep and the goats or  
57.19 sheep are not commingled with goats or sheep from other flocks.

57.20 Subp. 2. **Requirement for certificate of veterinary inspection.** Goats or sheep  
57.21 imported into the state must be accompanied by a certificate of veterinary inspection  
57.22 issued by an accredited veterinarian except as provided in items A and B:

57.23 A. goats or sheep going directly to slaughter at a slaughtering establishment  
57.24 having federal inspection; or

58.1 B. goats or sheep originating from a farm of origin in an adjacent state and  
58.2 consigned to a state-federal approved livestock market.

58.3 Subp. 3. **Contents of certificate of veterinary inspection.** If official identification  
58.4 is required, the certificate of veterinary inspection must show the individual official  
58.5 identification number of each animal except:

58.6 A. officially identified goats and sheep moving directly to slaughter if the  
58.7 certificate indicates the animals are scrapie-tagged and for slaughter only; or

58.8 B. officially identified feeder animals that are being moved to a terminal feedlot  
58.9 if the certificate indicates the animals are scrapie-tagged and that the animals are for  
58.10 feeding purposes only.

58.11 Subp. 4. **Requirement for import permit.** A permit must be obtained prior to  
58.12 importation of the following:

58.13 A. a restricted-movement feeder animal that is being moved to a terminal  
58.14 feedlot as described in subpart 1, item C;

58.15 B. goats or sheep from a flock that is currently under quarantine; or

58.16 C. goats or sheep from a flock that is currently designated as an exposed flock,  
58.17 as defined in Code of Federal Regulations, title 9, part 79.1.

58.18 Subp. 5. **Prohibited imports.** No goat or sheep that is currently designated as a  
58.19 scrapie-positive, suspect, or high-risk animal as defined in Code of Federal Regulations,  
58.20 title 9, part 79.1, or that is from a noncompliant flock as defined in Code of Federal  
58.21 Regulations, title 9, part 79.1, may be imported into the state.

58.22 **1721.0460 INTRASTATE MOVEMENT.**

58.23 Subpart 1. **Sheep and goats requiring official identification.** Sheep and goats  
58.24 must be identified with official identification upon movement from the flock to another

59.1 location and before being commingled with sheep and goats from other flocks, except  
59.2 restricted-movement feeder animals as described in subpart 2.

59.3 **Subp. 2. Sheep and goats not requiring official identification.** A  
59.4 restricted-movement feeder animal that has not been designated as a scrapie-positive,  
59.5 suspect, high-risk, or exposed animal as defined in Code of Federal Regulations, title 9,  
59.6 part 79.1, may be moved without official identification to a:

59.7 A. state-approved or state-federal approved livestock market that restricts the  
59.8 sale of unidentified animals to slaughter channels in a manner approved by the board;

59.9 B. slaughtering establishment, either directly or through market channels; or

59.10 C. terminal feedlot, either directly or through market channels, when  
59.11 accompanied by a document which indicates that the unidentified animals must be  
59.12 slaughtered by 18 months of age.

59.13 **1721.0470 EXHIBITION.**

59.14 **Subpart 1. Official identification.** All sheep and goats at public exhibitions must be  
59.15 officially identified.

59.16 **Subp. 2. Restriction on the exhibition of certain female sheep or goats.** No  
59.17 sheep or goat that is within 30 days of giving birth, either before or after birthing, may  
59.18 be exhibited, except with prior approval from the board and if the following conditions  
59.19 are met:

59.20 A. the sheep or goat is housed separately from sheep and goats from other  
59.21 flocks so that direct contact does not occur;

59.22 B. the sheep or goat is maintained in a separate area for the duration of the  
59.23 exhibition and does not move to any other area within the exhibition where sheep and  
59.24 goats from other flocks are housed or exhibited at any time;

59.25 C. the area housing the sheep or goat can be properly cleaned and disinfected;

60.1 D. when a sheep or goat gives birth, the placenta, placental fluids, and soiled  
60.2 bedding are removed immediately and disposed of in a manner that prevents it from  
60.3 coming in contact with other animals at the exhibition; and

60.4 E. once the sheep or goat leaves the exhibition, the area is thoroughly cleaned  
60.5 and disinfected in a manner approved by the board.

60.6 **1721.0480 COMMUNITY SALES.**

60.7 All sheep and goats offered for sale at a community sale must be identified in  
60.8 accordance with part 1721.0460.

60.9 **DOGS, CATS, AND FERRETS**

60.10 **1721.0490 DEFINITIONS.**

60.11 Subpart 1. **Scope.** For the purposes of parts 1721.0490 to 1721.0520, the terms  
60.12 defined in this part have the meanings given them.

60.13 Subp. 2. **Confinement area.** "Confinement area" means a structure used or  
60.14 designated for use to restrict an animal to a limited amount of space, such as a room, pen,  
60.15 cage, kennel, compartment, crate, or hutch.

60.16 Subp. 3. **Duly authorized agent.** "Duly authorized agent" means an agent of the  
60.17 board, a sheriff or deputy sheriff, police officer, or humane agent registered with the board  
60.18 and appointed pursuant to Minnesota Statutes, section 343.01.

60.19 Subp. 4. **Housing facility.** "Housing facility" means a building, shelter, room, or  
60.20 area that contains an animal.

60.21 Subp. 5. **Impounded animal.** "Impounded animal" means an animal seized by a  
60.22 public authority that is being held for redemption by the owner.

60.23 Subp. 6. **Institution.** "Institution" means a school or college of agriculture,  
60.24 veterinary medicine, medicine, pharmacy, dentistry, or other educational or scientific

61.1 organization properly concerned with the investigation of or instruction concerning the  
61.2 structure or function of living organisms; the cause, prevention, control, or cure of disease;  
61.3 or abnormal conditions of human beings or animals.

61.4 Subp. 7. **Kennel.** "Kennel" has the meaning given under Minnesota Statutes, section  
61.5 347.31, subdivision 2.

61.6 Subp. 8. **Kennel dealer.** "Kennel dealer" means a public or private agency, person,  
61.7 society, or corporation that is licensed or is required to be licensed as a Class B licensee  
61.8 pursuant to Code of Federal Regulations, title 9, parts 1-4, who sells or transfers dogs or  
61.9 cats to institutions or to other kennel dealers who sell or transfer to institutions.

61.10 Subp. 9. **Pound.** "Pound" means a facility that houses an impounded animal.

61.11 Subp. 10. **Regular business day.** "Regular business day" means a day during which  
61.12 the kennel having custody of an impounded or stray animal is open to the public not less  
61.13 than four consecutive hours between the hours of 8:00 a.m. and 7:00 p.m.

61.14 **1721.0500 IMPORTATION OF DOGS, CATS, OR FERRETS.**

61.15 Subpart 1. **Requirement for a certificate of veterinary inspection.** A dog, cat,  
61.16 or ferret imported into the state must be accompanied by a certificate of veterinary  
61.17 inspection, except:

61.18 A. dogs or cats for research at educational and scientific institutions;

61.19 B. dogs, cats, or ferrets entering a veterinary facility for treatment, surgery,  
61.20 or diagnostic procedures;

61.21 C. dogs, cats, or ferrets temporarily entering the state if there is no change of  
61.22 ownership and if the animal will be leaving the state within 30 days; and

61.23 D. dogs and cats originating from an adjacent state and entering a kennel  
61.24 licensed by the board if the following conditions are met:

62.1 (1) the kennel has a written contract with the city from which the dog or  
62.2 cat originated that specifies the terms under which the kennel accepts and houses stray,  
62.3 abandoned, or impounded animals for the city;

62.4 (2) dogs and cats are held in a nonpublic area until they can be examined  
62.5 by a licensed veterinarian;

62.6 (3) a licensed veterinarian examines the dog or cat within 48 hours of entry  
62.7 into the state and records the date and results of the examination in the kennel records;

62.8 (4) a dog or cat that shows signs of infectious, contagious, or communicable  
62.9 disease is returned to the state of origin, held in a nonpublic area until released by the  
62.10 veterinarian, or euthanized; and

62.11 (5) a dog or cat three months of age or older originating outside the state  
62.12 must be currently vaccinated for rabies before being discharged from the facility.

62.13 Subp. 2. **Requirement for rabies vaccination.** A dog, cat, or ferret three months of  
62.14 age or older imported into the state must be currently vaccinated for rabies unless they  
62.15 meet all conditions of subpart 1, item D, or are exempted by the board based on the written  
62.16 recommendations of a licensed veterinarian who has examined the animal and who has  
62.17 determined that vaccination is contraindicated due to a medical condition.

62.18 Subp. 3. **Contents of certificate of veterinary inspection.** The certificate of  
62.19 veterinary inspection must state that any dog, cat, or ferret three months of age or older  
62.20 is currently vaccinated for rabies and must list the name of the vaccine and the date it  
62.21 was given.

62.22 **1721.0510 DOG EXHIBITION REQUIREMENTS.**

62.23 A dog four months of age or older attending a dog exhibition must be accompanied  
62.24 by a certificate of rabies vaccination issued by a licensed veterinarian documenting that  
62.25 the dog is currently vaccinated for rabies.

63.1 **1721.0520 KENNELS.**

63.2 Subpart 1.  **kennels and kennel dealers; licenses.** A person licensed by the board  
63.3 to operate as a kennel or kennel dealer must comply with this part and must apply for a  
63.4 license in accordance with Minnesota Statutes, sections 347.31 to 347.40.

63.5 Subp. 2.  **Inspections.** Periodic inspections must be made pursuant to Minnesota  
63.6 Statutes, section 347.37. Upon request, the board must be allowed to inspect any building  
63.7 or structure on a premises where a kennel is operated.

63.8 Subp. 3.  **Veterinary care.** A kennel or kennel dealer must establish and maintain a  
63.9 program of disease control and prevention, euthanasia, and adequate veterinary care under  
63.10 the supervision of a licensed veterinarian. A written program of veterinarian care, signed  
63.11 and dated by the veterinarian and kennel manager, must be kept on file at the kennel and  
63.12 available for review by the board upon request. The program of veterinary care must be  
63.13 reviewed by the kennel manager and veterinarian annually and updated as needed. The  
63.14 veterinarian must visit the facility as often as necessary to supervise the program, with a  
63.15 minimum of an annual visit. Sick or injured animals must receive veterinary care promptly.

63.16 Subp. 4.  **Control of pests.** The kennel or kennel dealer shall establish and maintain  
63.17 an effective program for the control of insects, ectoparasites, rodents, and other pests.

63.18 Subp. 5.  **Kennel premises and facilities.** All licensed kennels must meet the  
63.19 following requirements.

63.20 A. All housing facilities must be structurally sound and maintained in good  
63.21 repair.

63.22 B. All animals must be housed in an indoor facility maintained at a temperature  
63.23 of not less than 50 degrees Fahrenheit. Animals may be provided temporary access to  
63.24 outdoor runs and exercise areas when appropriate for the species, breed, and weather  
63.25 conditions.

64.1 C. All housing facilities must have at least eight hours of illumination, either  
64.2 natural or artificial, sufficient to permit routine inspection and cleaning.

64.3 D. All housing facilities must be adequately ventilated. Drafts, odors, and  
64.4 moisture condensation must be minimized. Auxiliary ventilation, such as exhaust fans,  
64.5 vents, and air conditioning, must be used when the ambient temperature exceeds 85  
64.6 degrees Fahrenheit at the floor level.

64.7 E. Carcass and garbage disposal facilities must be provided and managed to  
64.8 minimize vermin infestation, odors, and disease hazards.

64.9 F. Adequate storage and refrigeration must be provided and managed to protect  
64.10 food supplies against contamination and deterioration. Open bags of food must be stored  
64.11 in vermin-proof containers.

64.12 G. The premises, housing facilities, exercise areas, and confinement areas must  
64.13 be cleaned and disinfected as often as necessary to maintain a clean and sanitary condition.  
64.14 Animal confinement areas must be cleaned at least once daily. Measures must be taken to  
64.15 protect animals from being splattered with water or feces and from exposure to harmful  
64.16 chemicals during cleaning. Bedding, if used, must be kept clean and dry. Outdoor runs and  
64.17 exercise areas must be kept clean and soiled base material must be replaced as necessary.

64.18 Subp. 6. **Animal housing and confinement areas.**

64.19 A. Confinement areas must be of sufficient size to allow each dog or cat to turn  
64.20 about fully and to stand, sit, and lie in a comfortable, normal position. The confinement  
64.21 area must be constructed so as to prevent injury to the dog or cat. Interior surfaces of  
64.22 indoor confinement areas must be constructed and maintained so that they are substantially  
64.23 impervious to moisture, provide for rapid drainage, and may be readily cleaned.

64.24 B. Dogs or cats must not be confined by chains.

64.25 C. For animals housed in the same primary confinement area:



- 65.1 (1) dogs or cats must be maintained in a compatible group;
- 65.2 (2) puppies or kittens must not be housed with adult dogs or cats other  
65.3 than their dam;
- 65.4 (3) any dog or cat exhibiting a vicious disposition must be housed  
65.5 separately; and
- 65.6 (4) females in estrus must not be confined in the same confinement area  
65.7 with males.

65.8 D. Dogs or cats with clinical signs of infectious, contagious, or communicable  
65.9 disease must be separated from other dogs or cats.

65.10 Subp. 7. **Feeding of dogs and cats.**

65.11 A. Dogs and cats must be fed at least once a day with clean, wholesome food  
65.12 sufficient to meet the normal daily nutritive requirements for the dog's or cat's age, size, and  
65.13 condition. Feed standards must be those recommended by the National Research Council.

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

65.16 C. All feeding and watering receptacles must be kept clean and sanitary. The  
65.17 receptacles must be accessible to each animal and located so as to minimize contamination  
65.18 by excreta. Disposable food receptacles must be discarded when soiled.

65.19 Subp. 8. **Identification.** Each dog and cat in a kennel must be identified with a  
65.20 numbered tag affixed to the neck by the means of a collar or by other means approved  
65.21 by the board.

65.22 Subp. 9. **Records.** Records required in this part must be maintained for a minimum  
65.23 of two years and available to duly authorized agents upon demand at any reasonable  
65.24 time. A licensed kennel or kennel dealer must maintain the following records for each  
65.25 animal handled:

- 66.1           A. the date of acquisition and disposition;
- 66.2           B. the name and address of the person from whom a dog or cat three months  
66.3 of age or older was received and, in the case of a kennel dealer, the person's driver's  
66.4 license number or Social Security number;
- 66.5           C. the identification of each dog or cat confined to the premises;
- 66.6           D. description of the dog or cat by approximate age, breed, and sex, and other  
66.7 distinguishing traits;
- 66.8           E. the name and address of the person to whom a dog or cat three months  
66.9 of age or older was transferred;
- 66.10          F. the history of disease conditions diagnosed by a veterinarian or diagnostic  
66.11 laboratory on animals housed on the premises; and
- 66.12          G. for impounded or stray animals, the location at which the animal was found  
66.13 or taken.

66.14          Subp. 10. **Holding period for impounded or stray animals.**

- 66.15           A. With the exception of items B and C, an impounded or stray animal must be  
66.16 held for redemption by the owner for at least five regular business days or for a longer  
66.17 time specified by statute or municipal ordinance.
- 66.18           B. Upon a proper determination by a licensed veterinarian, an impounded or  
66.19 stray animal may be immediately euthanized if the animal is physically suffering and is  
66.20 beyond cure through reasonable care and treatment.
- 66.21           C. An impounded or stray animal that has bitten a human may be euthanized  
66.22 and tested for rabies before the required five-day holding period if requested by the  
66.23 Department of Health.

67.1 Subp. 11. **Transportation of dogs and cats.** A dog or cat must be transported  
67.2 in a vehicle equipped with ample cargo space and confinement areas. The dog and cat  
67.3 cargo space must be constructed and arranged to prevent injuries from fighting and  
67.4 allow for compatible grouping in terms of age, breed, size, and disposition. Separate  
67.5 confinement areas must be provided for females in estrus. A dog or cat must not be placed  
67.6 in a confinement area over other animals unless the upper confinement area is constructed  
67.7 to prevent excreta from entering the lower confinement area. All confinement areas and  
67.8 cargo space must be cleaned and disinfected between uses. The number of dogs or cats  
67.9 transported at one time must not exceed the number that can ride comfortably. Vehicles  
67.10 must be adequately equipped to provide sufficient ventilation and still protect the dogs or  
67.11 cats from the elements, injurious drafts, and exhaust fumes.

67.12 Subp. 12. **Dogs and cats unfit for sale or release.** A dog or cat that has fractures,  
67.13 serious congenital abnormalities, obvious signs of severe parasitism, or infectious disease  
67.14 is unfit for sale or release, other than to the previous owner. A dog or cat determined  
67.15 to be unfit for sale or release must be isolated and treated by a licensed veterinarian or  
67.16 euthanized in a humane manner. If treatment for the conditions brings about a satisfactory  
67.17 recovery to a normal state of health, the animal is fit for release or sale.

67.18 Subp. 13. **Dogs or cats may not be used for breeding.** No person shall allow a dog  
67.19 or cat housed in a kennel facility to be used for breeding. This part does not apply to a  
67.20 veterinary clinic licensed to operate a kennel.

67.21 Subp. 14. **Complaints and cost recovery.**

67.22 A. The board may investigate a written complaint alleging a violation of  
67.23 Minnesota Statutes, sections 347.31 to 347.40, or these rules, in accordance with  
67.24 Minnesota Statutes, section 347.38

67.25 B. Money from license fees, fines, penalties, or deposits under Minnesota  
67.26 Statutes, section 346.55 or 347.31 to 347.40, must be deposited into the general fund.

**ANTHRAX**

68.1

**68.2 1721.0530 ANTHRAX QUARANTINE, PRECAUTIONS AND DISPOSAL.**

68.3 Subpart 1. **Quarantine.** A herd with an animal that died of anthrax must be  
68.4 quarantined. The quarantine must not be released until at least 30 days after the last  
68.5 death due to anthrax.

68.6 Subp. 2. **Precautions to be observed.** The board shall maintain recommended  
68.7 standard operating procedures for managing anthrax in domestic animals.

68.8 Subp. 3. **Necropsy.** No one may necropsy the carcass of any animal dying suddenly  
68.9 if there is anthrax in the area unless authorized by the board.

68.10 Subp. 4. **Treatment of carcasses.** The carcass of a domestic animal that died of  
68.11 anthrax must be cremated or disposed of in a manner approved by the board.

68.12 Subp. 5. **Treatment of buildings.** If an animal dies of anthrax in a building, the  
68.13 building must be cleaned and disinfected in a manner approved by the board.

**68.14 RABIES PREVENTION AND CONTROL****68.15 1721.0540 DEFINITIONS.**

68.16 Subpart 1. **Scope.** For the purposes of parts 1721.0540 to 1721.0580, the terms in  
68.17 this part have the meanings given them.

68.18 Subp. 2. **Approved confinement facility.** "Approved confinement facility" means a  
68.19 veterinary clinic, a kennel licensed with the board pursuant to Minnesota Statutes, section  
68.20 347.31, an animal facility owned or operated by a political subdivision of the state,  
68.21 or other facility that has been approved by the board to confine and observe an animal  
68.22 that has bitten a human.

68.23 Subp. 3. **Confinement.** "Confinement" means restricting an animal in such a way  
68.24 that it can always be found and cannot wander away.

69.1 Subp. 4. **Positive rabies case.** "Positive rabies case" means an animal diagnosed as  
69.2 positive for rabies by a recognized laboratory or an animal determined by the board to  
69.3 be at high risk for having rabies.

69.4 Subp. 5. **Rabies vaccination certificate.** "Rabies vaccination certificate" means a  
69.5 certificate that documents that an animal has been vaccinated for rabies in accordance with  
69.6 parts 1721.0540 to 1721.0580 and the compendium. The completed certificate must  
69.7 be signed by the veterinarian who administered or supervised the administration of the  
69.8 vaccine. The certificate must include the following information:

69.9 A. name, address, and telephone number of the owner;

69.10 B. pet's name, breed, size, sex, age, species, and color;

69.11 C. vaccine name, manufacturer, serial number, expiration date, and duration  
69.12 of immunity;

69.13 D. rabies tag number;

69.14 E. date the vaccine was administered;

69.15 F. name, address, and license number of the veterinarian who administered or  
69.16 supervised the administration of the vaccine; and

69.17 G. due date of the next rabies vaccination.

69.18 Subp. 6. **Rabies specimen.** "Rabies specimen" means that part of an animal or an  
69.19 entire animal submitted for rabies examination.

69.20 **1721.0550 ANIMAL RABIES VACCINES.**

69.21 Subpart 1. **Distribution of rabies vaccines.** Rabies vaccines may only be sold and  
69.22 distributed in Minnesota in accordance with part 1721.0670.

69.23 Subp. 2. **Administration of rabies vaccines.**

70.1 A. Animal rabies vaccines may only be administered by or under the supervision  
70.2 of a licensed veterinarian.

70.3 B. The veterinarian responsible for the administration of the rabies vaccine must  
70.4 sign a rabies vaccination certificate for each dog, cat, or ferret that has been vaccinated for  
70.5 rabies in accordance with parts 1721.0540 to 1721.0580 and the compendium.

70.6 C. No person shall issue a rabies vaccination certificate for an animal vaccinated  
70.7 in a manner not in accordance with parts 1721.0540 to 1721.0580 and the compendium.

70.8 **1721.0560 SAMPLE SUBMISSION.**

70.9 All rabies specimens must be accompanied by a completed rabies specimen  
70.10 submission form.

70.11 **1721.0570 RABIES POSTEXPOSURE MANAGEMENT PROCEDURES FOR**  
70.12 **ANIMALS.**

70.13 Subpart 1. **Management of animals exposed to a rabid animal.**

70.14 A. An animal that is determined by the board to have been exposed to rabies  
70.15 must be managed as described in items B to D.

70.16 B. An animal that is currently vaccinated for rabies must be kept under  
70.17 confinement and observed for signs of rabies for 45 days and, unless exempted by the  
70.18 board, revaccinated for rabies within three days of the exposure.

70.19 C. An animal for which there is a licensed rabies vaccine, but which has never  
70.20 been vaccinated for rabies, must be euthanized or quarantined for 180 days.

70.21 D. All other animals must be evaluated on a case-by-case basis. The board may  
70.22 require the exposed animal to be euthanized, quarantined, or confined for up to 180 days.  
70.23 The board may also require the animal to be vaccinated for rabies.

70.24 Subp. 2. **Quarantine procedures.** Animals must be quarantined in a manner  
70.25 approved by the board so as to minimize contact with persons or other animals. Dogs,

71.1 cats, and ferrets, unless exempted by the board, must be vaccinated or revaccinated for  
71.2 rabies at the beginning of the quarantine period.

71.3 Subp. 3. **Release of quarantine on rabies-exposed animals.** All animals that are  
71.4 quarantined for rabies must be inspected by a veterinarian at the end of the quarantine  
71.5 period. Quarantine established on an animal under this part must not be released until a  
71.6 written report is received by the board from a licensed veterinarian stating the veterinarian  
71.7 inspected the animal at the end of the quarantine period and observed no signs of rabies.  
71.8 No dog, cat, or ferret may be released from quarantine unless it is currently vaccinated  
71.9 for rabies.

71.10 Subp. 4. **Reporting.** Any illness in an animal that is under confinement or quarantine  
71.11 established under this part must be reported immediately to the board.

71.12 **1721.0580 MANAGEMENT OF ANIMALS THAT BITE HUMANS.**

71.13 Subpart 1. **Dogs, cats, and ferrets.** A healthy dog, cat, or ferret that bites a human  
71.14 must be kept under confinement and observed for signs suggestive of rabies for ten days,  
71.15 or the animal must be euthanized and tested for rabies. Any illness in the animal must  
71.16 be reported to the Department of Health. If the animal shows signs suggestive of rabies,  
71.17 it must be euthanized and tested for rabies. An animal that dies or is euthanized during  
71.18 the ten-day confinement period must be tested for rabies. A dog, cat, or ferret that is not  
71.19 currently vaccinated for rabies at the time of the bite must be confined at an approved  
71.20 confinement facility at the owner's expense, unless exempted by local authorities. A dog,  
71.21 cat, or ferret that is currently vaccinated for rabies at the time of the bite may be confined  
71.22 in the home or as directed by local authorities. If requested by the Department of Health, a  
71.23 stray or impounded dog, cat, or ferret that bites a human may be euthanized and tested for  
71.24 rabies before the required five-day holding period.

71.25 Subp. 2. **Other animals.** All other animals that bite a human must be managed on  
71.26 a case-by-case basis based on the recommendations of the Department of Health. The

72.1 animals may be required to be confined in the home, on the owner premises, or at an  
72.2 approved confinement facility. If the Department of Health requests a rabies test, the  
72.3 animal must be euthanized and tested for rabies.

72.4 Subp. 3. **Enforcement.** Local animal control and law enforcement officials are  
72.5 responsible for enforcement of this part.

## 72.6 FEEDING GARBAGE TO LIVESTOCK

### 72.7 1721.0590 DEFINITIONS.

72.8 Subpart 1. **Scope.** For the purposes of parts 1721.0590 to 1721.0660, the terms in  
72.9 this part have the meanings given them.

72.10 Subp. 2. **Feeding premises.** "Feeding premises" means premises on which garbage  
72.11 is fed to livestock.

72.12 Subp. 3. **Garbage.** "Garbage" means refuse matter, animal and vegetable, and  
72.13 includes, but is not limited to, refuse from a household, kitchen, restaurant, cafeteria, food  
72.14 processing plant, food store, or slaughter plant.

72.15 Subp. 4. **Garbage truck.** "Garbage truck" means a conveyance used to haul garbage  
72.16 from points of origin to a feeding premises.

72.17 Subp. 5. **Person.** "Person" means an individual, firm, partnership, company, or  
72.18 corporation, including the state of Minnesota, its public institutions and agencies, and all  
72.19 political subdivisions of the state.

72.20 Subp. 6. **Treated garbage.** "Treated garbage" means garbage that has been  
72.21 processed in accordance with part 1721.0650.

72.22 Subp. 7. **Untreated garbage.** "Untreated garbage" means garbage that has not been  
72.23 processed in accordance with part 1721.0650.



72.24 **1721.0600 EXCLUSIONS.**

73.1 Parts 1721.0590 to 1721.0660 do not apply to a person who feeds the following to  
73.2 livestock:

73.3 A. garbage obtained from the person's own private household which is fed  
73.4 to animals that the person owns;

73.5 B. processed product that has undergone an industrial manufacturing process  
73.6 where it has been cooked to a temperature of 167 degrees Fahrenheit for at least 30  
73.7 minutes or has been subjected to some other industrial process demonstrated to provide  
73.8 an equivalent level of inactivation of disease organisms;

73.9 C. rendered product that has been ground and heated to a minimum temperature  
73.10 of 230 degrees Fahrenheit at a rendering plant;

73.11 D. commercial feeds licensed under the Minnesota Commercial Feed Law,  
73.12 Minnesota Statutes, sections 25.31 to 25.43, that do not contain meat or matter of any  
73.13 character that has been in contact with meat; or

73.14 E. vegetable waste or by-products resulting from the manufacture or processing  
73.15 of vegetables.

73.16 **1721.0610 PERMITS.**

73.17 Subpart 1. **Requirements.** A person may not operate a feeding premises or a garbage  
73.18 truck unless the person has a permit from the board. Permits must be renewed annually  
73.19 by June 30. Prior to issuance of a permit to operate a feeding premises or garbage truck,  
73.20 an application from the operator must be filed with the board, the feeding premises and  
73.21 garbage trucks must be inspected by the board within 30 days prior to issuance of the  
73.22 permit, and the board must determine that the operator and feeding premises meet the  
73.23 requirements in parts 1721.0590 to 1721.0660. The categories of permits for feeding  
73.24 premises are:

74.1 A. Class A permits for feeding premises where garbage containing meat or  
74.2 refuse of any character that may have been in contact with meat may be fed to livestock;  
74.3 and

74.4 B. Class B permits for feeding premises where only garbage not containing meat  
74.5 or refuse of any character that may have been in contact with meat may be fed to livestock.

74.6 Subp. 2. **Cancellation.** The board may refuse to grant or may revoke a permit if the  
74.7 applicant or permit holder has violated the requirements in parts 1721.0590 to 1721.0660  
74.8 pertaining to the feeding of garbage to livestock or any requirement specified in parts  
74.9 1721.0100 to 1721.0740 or Minnesota Statutes, chapter 35.

74.10 **1721.0620 INSPECTIONS, INVESTIGATIONS, AND RECORDS.**

74.11 The board may enter premises where garbage is fed to livestock at reasonable times  
74.12 for the purpose of inspecting and investigating conditions of the feeding of garbage  
74.13 to livestock. The board may examine records pertaining to the feeding of garbage to  
74.14 livestock or pertaining to the acquisition and sale of livestock. The board may require the  
74.15 maintenance of records relating to the operation of equipment used to process garbage.  
74.16 Copies of records must be submitted to the board upon request.

74.17 **1721.0630 MAINTENANCE OF FEEDING PREMISES AND TRUCKS.**

74.18 Feeding premises must be maintained in a reasonably sanitary condition and garbage  
74.19 must not be permitted to accumulate. Garbage trucks must be maintained in a reasonably  
74.20 sanitary condition and have a watertight wagon bed or tank that is covered when traveling  
74.21 on public highways.

74.22 **1721.0640 FEEDING PRACTICES.**

74.23 A person permitted to feed garbage to livestock may not allow livestock to have  
74.24 access to untreated garbage and may not bring more garbage to a feeding premises than  
74.25 the livestock in the operation can reasonably be expected to consume. All garbage brought

75.1 to a feeding premises must be fed to livestock. Unconsumed garbage must be disposed of  
75.2 in a manner that it is not a potential source for disease for livestock or wildlife.

75.3 **1721.0650 GARBAGE TREATMENT.**

75.4 Subpart 1. **Class A permit.** Garbage brought to a Class A feeding premises must  
75.5 be processed by thoroughly heating it to at least 212 degrees Fahrenheit for a continuous  
75.6 period of at least 30 minutes or by some other method approved by the board to provide  
75.7 an equivalent level of inactivation of disease organisms.

75.8 Subp. 2. **Class B permit.** Garbage brought to a Class B feeding premises may be  
75.9 fed directly to livestock without further treatment if the board determines that feeding the  
75.10 material is not a risk for spreading livestock diseases.

75.11 **1721.0660 QUARANTINES.**

75.12 Livestock that have been fed or allowed access to untreated garbage must be placed  
75.13 under quarantine by the board. Quarantined livestock may only be moved directly to a  
75.14 federally inspected slaughter establishment under permit from the board.

75.15

**BIOLOGICS**

75.16 **1721.0670 RESTRICTIONS ON SALE OR DISTRIBUTION OF CERTAIN**  
75.17 **VACCINES.**

75.18 A. The following vaccines may be sold or distributed only to veterinarians,  
75.19 pharmacists, or companies that only sell to veterinarians:

75.20 (1) rabies vaccine;

75.21 (2) *Brucella abortus* vaccine;

75.22 (3) *Mycobacterium paratuberculosis* vaccine; and

75.23 (4) other vaccines determined by the board to be too dangerous for  
75.24 nonveterinarian use.

76.1 B. The following vaccines may be sold only to veterinarians, or by written  
76.2 prescription to nonveterinarians:

76.3 (1) anthrax vaccine;

76.4 (2) modified live vaccines for any species of animal that is commonly  
76.5 maintained in the home of the owner whether or not the particular animal is so housed; and

76.6 (3) other vaccines that are restricted by the board for use in a disease  
76.7 control program.

76.8 C. A copy of each written prescription must be maintained on file by the issuing  
76.9 veterinarian for two years.

76.10 D. No person, pharmacist, company, or corporation may sell or distribute in  
76.11 Minnesota vaccines of any disease of livestock unless the products are licensed by the  
76.12 USDA and are in the original unopened container of the manufacturer except with prior  
76.13 permission by the board. This item does not apply to autogenous biologics that are  
76.14 distributed in accordance with Code of Federal Regulations, title 9, part 113.113.

76.15 E. With the exception of item D, this part does not apply to vaccines sold  
76.16 exclusively for use in poultry; provided, the board may impose restrictions on the sale,  
76.17 distribution, and use of poultry vaccines if considered necessary to protect the health of  
76.18 livestock and poultry in Minnesota.

76.19 **1721.0680 RESTRICTIONS ON SALE OR DISTRIBUTION OF ANTIGENS USED**  
76.20 **IN DETECTION AND DIAGNOSIS OF DISEASES OF DOMESTIC ANIMALS.**

76.21 A. No person, pharmacist, company, or corporation located in or outside the  
76.22 state, engaged in the manufacture, wholesale or retail sale, or distribution of antigens used  
76.23 in the detection and diagnosis of diseases of domestic animals may sell or distribute these  
76.24 products to any person located in the state except to veterinarians licensed to practice in

77.1 the state or to a pharmacist, company, or corporation engaged in the retail sale of those  
77.2 products, who must not sell to a person other than licensed veterinarians.

77.3 B. Unless prior permission has been obtained from the board, no person,  
77.4 pharmacist, company, or corporation may sell or distribute in the state antigens used in the  
77.5 detection and diagnosis of disease of domestic animals unless the products are licensed by  
77.6 the USDA and are in the original unopened container of the manufacturer.

77.7 C. With the exception of item B, this part does not apply to antigens  
77.8 manufactured and sold exclusively for use in poultry; provided, the board may impose  
77.9 restrictions on the sale, distribution, and use of poultry antigens if deemed necessary to  
77.10 protect the health of livestock and poultry in the state.

## 77.11 CARCASS DISPOSAL

### 77.12 1721.0690 DEFINITIONS.

77.13 Subpart 1. **Scope.** For the purposes of parts 1721.0690 to 1721.0740, the terms  
77.14 defined in this part have the meanings given them.

77.15 Subp. 2. **Carcass.** "Carcass" means the dead body of a domestic animal.

77.16 Subp. 3. **Collecting station.** "Collecting station" means a site where carcasses  
77.17 may be unloaded for temporary keeping.

77.18 Subp. 4. **Composting.** "Composting" means the controlled microbial degradation of  
77.19 organic material by thermophilic organisms.

77.20 Subp. 5. **Establishment.** "Establishment" means a place where carcasses or  
77.21 discarded animal parts are rendered or processed for mink or pet food or for other  
77.22 commercial uses.

77.23 Subp. 6. **Litter.** "Litter" means material that is used to provide a carbon source  
77.24 for composting.

78.1 Subp. 7. **Off-site pickup point.** "Off-site pickup point" means a location away from  
78.2 the building site where animals are kept and where carcasses may be placed for pickup by  
78.3 a carcass disposal service.

78.4 Subp. 8. **Toxic material.** "Toxic material" means a poisonous substance.

78.5 **1721.0695 EXCLUSION FOR DOGS, CATS, AND FERRETS.**

78.6 The requirements for disposal of animal carcasses specified in parts 1721.0690 to  
78.7 1721.0740 do not apply to dogs, cats, or ferrets.

78.8 **1721.0700 DISPOSAL OF CARCASSES.**

78.9 A person owning or controlling a domestic animal that has died or been killed other  
78.10 than by being slaughtered for human or animal consumption must dispose of the carcass  
78.11 within 72 hours unless other arrangements for disposal have been approved by the board.  
78.12 Carcasses must be disposed of by:

78.13 A. burial in the ground at a depth adequate to prevent scavenging by other  
78.14 animals;

78.15 B. incineration;

78.16 C. rendering;

78.17 D. composting; or

78.18 E. another manner approved by the board as being equally effective for the  
78.19 control of animal diseases.

78.20 **1721.0710 INSPECTION OF CARCASSES.**

78.21 An authorized employee or agent of the board may enter private or public property  
78.22 and inspect the carcass of a domestic animal that has died or has been killed other than  
78.23 by being slaughtered for human or animal consumption.

78.24 **1721.0720 TRANSPORT OF ANIMAL CARCASSES.**79.1 Subpart 1. **Permits.**

79.2 A. A permit from the board is required for a vehicle used to transport carcasses  
79.3 over public roads within the state except that no permit is required for a person to haul the  
79.4 carcass of an animal that was owned by that person before the animal died. A permit is  
79.5 valid for one year from the date of issuance. A permit may be revoked by the board for  
79.6 noncompliance with parts 1721.0690 to 1721.0740.

79.7 B. The application for a permit must include:

79.8 (1) the name and address of the owner;

79.9 (2) a description of each vehicle owned, leased, contracted, or used in the  
79.10 transportation of carcasses including the license number;

79.11 (3) the address of each collecting station; and

79.12 (4) the name and address of the establishment where the carcasses are  
79.13 to be hauled.

79.14 C. Prior to issuance of a permit, all vehicles must be inspected by the board  
79.15 to determine that they meet the requirements in this part.

79.16 Subp. 2. **Restrictions.** The carcass of an animal that has died from anthrax, rabies,  
79.17 ingestion of toxic materials, or any disease that may endanger the health of the domestic  
79.18 animals of the state may not be transported without prior permission of the board.

79.19 Subp. 3. **Vehicles.** A vehicle used for transport of carcasses must be equipped with a  
79.20 watertight body or tank, a cover that completely encloses the body or tank, and a tailgate  
79.21 that completely encloses the rear opening of the vehicle. The vehicle must be thoroughly  
79.22 washed and disinfected after hauling each load or before proceeding with the next load.

79.23 Subp. 4. **Transfer of carcasses.** A carcass must not be removed from a vehicle  
79.24 except at an establishment, a collecting station, a veterinary clinic, a veterinary diagnostic  
79.25 laboratory, or another site approved by the board to receive animal carcasses. Carcasses  
80.1 removed from a vehicle at a collecting station must be kept within an enclosure or a  
80.2 building provided for that purpose. Carcasses at a collecting station may only remain at  
80.3 the facility for up to 24 hours. If the enclosure at a collecting station is refrigerated and  
80.4 kept at a temperature of less than 45 degrees Fahrenheit, carcasses may remain at the  
80.5 facility for up to seven days.

80.6 **1721.0730 OFF-SITE PICKUP POINT.**

80.7 Carcasses left at an off-site pickup point must be stored in an animal-proof enclosed  
80.8 area that is at least 200 yards from any adjacent premises or water supply well. If the  
80.9 enclosure is not refrigerated, the carcasses must be picked up within 72 hours. If the  
80.10 enclosure is refrigerated and kept at less than 45 degrees Fahrenheit, the carcasses must  
80.11 be picked up within seven days.

80.12 **1721.0740 COMPOSTING ANIMAL CARCASSES.**

80.13 Subpart 1. **Composting process.** Unless otherwise authorized by the board, all of  
80.14 the following criteria must be met for the disposal of animal carcasses by the composting  
80.15 process:

80.16 A. carcasses must be covered with litter at all times;

80.17 B. the ratio of carbon to nitrogen in each compost pile must be between 15:1  
80.18 and 35:1;

80.19 C. each pile must be turned completely at least once every 21 days to add  
80.20 essential oxygen to the composting material;

80.21 D. the composting material must be kept moist to ensure proper bacterial  
80.22 growth; and



80.23 E. the compost pile temperature must reach a minimum of 130 degrees  
80.24 Fahrenheit during each of two heating cycles during the composting process.

81.1 Subp. 2. **Pest control.** Flies, rodents, and other vermin must be controlled around  
81.2 composting facilities.

81.3 Subp. 3. **Finished product.** The finished product resulting from the composting of  
81.4 animal carcasses must not contain visible pieces of soft tissue.

81.5 Subp. 4. **Inspection.** The board may inspect composting facilities to determine if the  
81.6 composting process meets all of the requirements of this part.

81.7 **REPEALER.** Minnesota Rules, parts 1700.0100, subparts 1, 2, 3, 4, 5, 6, 7, 8, 8a, 9, 10,  
81.8 11, 13, 14, 15, 16, and 17; 1700.0200; 1700.0300; 1700.0400; 1700.0500; 1700.0550;  
81.9 1700.0600; 1700.0700; 1700.1100; 1700.1200; 1700.1500; 1700.1600; 1700.1700;  
81.10 1700.1810; 1700.1820; 1700.1830; 1700.1840; 1700.1850; 1700.1860; 1700.2100;  
81.11 1700.2200; 1700.2300; 1700.2305; 1700.2310; 1700.2400; 1700.2450; 1700.2500;  
81.12 1700.2590; 1700.2600; 1700.2650; 1700.2700; 1700.2800; 1700.2850; 1700.2900;  
81.13 1700.2950; 1700.3010; 1700.3110; 1700.3200; 1700.3300; 1700.3400; 1700.3500;  
81.14 1700.3600; 1700.3700; 1700.3800; 1700.3900; 1700.4000; 1700.4100; 1700.4200;  
81.15 1700.4300; 1700.4400; 1700.4500; 1700.4900; 1700.5000; 1700.5100; 1700.5200;  
81.16 1700.5300; 1705.0010; 1705.0020; 1705.0030; 1705.0040; 1705.0045; 1705.0050;  
81.17 1705.0060, subparts 1, 1a, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and 16; 1705.0070;  
81.18 1705.0080; 1705.0090; 1705.0100; 1705.0110; 1705.0120; 1705.0130; 1705.0140;  
81.19 1705.0150; 1705.0160; 1705.0170; 1705.0180; 1705.0190; 1705.0200; 1705.0210;  
81.20 1705.0220; 1705.0230; 1705.0240; 1705.0250; 1705.0260; 1705.0270; 1705.0280;  
81.21 1705.0290; 1705.0300; 1705.0310; 1705.0320; 1705.0330; 1705.0340; 1705.0350;  
81.22 1705.0360; 1705.0370; 1705.0380; 1705.0390; 1705.0410; 1705.0420; 1705.0440;  
81.23 1705.0450; 1705.0480; 1705.0490; 1705.0500; 1705.0520; 1705.0530; 1705.0540;  
81.24 1705.0640, subparts 1, 2, 4, 8a, and 9; 1705.0720; 1705.0725; 1705.0726; 1705.0727;

81.25 1705.0732; 1705.1090; 1705.1100; 1705.1110; 1705.1120; 1705.1130; 1705.1131;  
81.26 1705.1145; 1705.1146; 1705.1147; 1705.1151; 1705.1152; 1705.1170; 1705.1175;  
82.1 1705.1180; 1705.1190; 1705.1200; 1705.1210; 1705.1220; 1705.1230; 1705.1240;  
82.2 1705.1250; 1705.1550; 1705.1560; 1705.1570; 1705.1580; 1705.1590; 1705.1600;  
82.3 1705.1610; 1705.1620; 1705.1630; 1705.1640; 1705.1650; 1705.1660; 1705.1670;  
82.4 1705.1680; 1705.1690; 1705.1700; 1705.1710; 1705.1720; 1705.1730; 1705.1740;  
82.5 1705.1750; 1705.1760; 1705.1770; 1705.1780; 1705.1790; 1705.1800; 1705.1810;  
82.6 1705.1820; 1705.1830; 1705.1840; 1705.1850; 1705.1860; 1705.1870; 1705.1880;  
82.7 1705.1890; 1705.1900; 1705.1910; 1705.1920; 1705.1930; 1705.1940; 1705.1950;  
82.8 1705.1960; 1705.1970; 1705.1980; 1705.1990; 1705.2000; 1705.2010; 1705.2020;  
82.9 1705.2030; 1705.2040; 1705.2050; 1705.2260; 1705.2270; 1705.2280; 1705.2290;  
82.10 1705.2300; 1705.2310; 1705.2320; 1705.2400, subparts 1, 1a, 1b, 1c, 1d, 2, 3, 3a, 3b,  
82.11 3c, 3d, 3e, 4, 5, 5a, 5c, 5d, 6, 6a, 6b, 6c, 6d, 7a, 7b, 7c, 8, 9, 10, 11, and 12; 1705.2410;  
82.12 1705.2420; 1705.2430; 1705.2434, subparts 1, 2, 4, and 5; 1705.2440; 1705.2450,  
82.13 subparts 1, 2, and 4; 1705.2460, subparts 1, 2, 3, 4, 5, 6, 7, 8, 8a, and 8b; 1705.2470,  
82.14 subparts 1, 1a, 1b, 1c, 1d, 3, 4, 5, 6, and 7; 1705.2472, subpart 1; 1705.2474, subparts 1,  
82.15 2, and 3; 1705.2476, subparts 1, 2, 4, 5, 6, 7, and 8; 1705.2480; 1705.2500; 1705.2520;  
82.16 1705.2530; 1705.2700; 1705.2710; 1705.2720; 1705.2730; 1705.2740; 1705.2750;  
82.17 1710.1300; 1710.1310; 1710.1320; 1710.1330; 1710.1340; 1710.1350; 1710.1360;  
82.18 1710.1370; 1710.1380; 1710.1385; 1710.1390; 1710.1400; 1710.1410; 1710.1420;  
82.19 1710.1430; 1710.1435; 1710.1440; 1710.1445; 1710.1450; 1710.1455; 1710.1460;  
82.20 1710.1470; 1710.1480; 1710.1490; 1710.1500; 1710.1510; 1710.1520; 1710.1530;  
82.21 1715.0005, subparts 1, 2, 2a, 2b, 2c, 2d, 3, 3a, 3b, 4, 5, and 7; 1715.0010; 1715.0020;  
82.22 1715.0030; 1715.0040; 1715.0050; 1715.0060; 1715.0072; 1715.0090; 1715.0105;  
82.23 1715.0110; 1715.0125; 1715.0130; 1715.0140; 1715.0150; 1715.0160; 1715.0162;  
82.24 1715.0200; 1715.0210; 1715.0220; 1715.0230; 1715.0240; 1715.0250; 1715.0260;  
82.25 1715.0270; 1715.0280; 1715.0290; 1715.0300; 1715.0305; 1715.0310; 1715.0320;

82.26 1715.0330; 1715.0340; 1715.0350; 1715.0360; 1715.0370; 1715.0380; 1715.0385;  
82.27 1715.0390; 1715.0410; 1715.0420; 1715.0430; 1715.0440; 1715.0450; 1715.0460;  
83.1 1715.0470; 1715.0480; 1715.0490; 1715.0500; 1715.0510; 1715.0520; 1715.0550;  
83.2 1715.0560; 1715.0570; 1715.0580; 1715.0590; 1715.0610; 1715.0620; 1715.0630;  
83.3 1715.0640; 1715.0650; 1715.0660; 1715.0670; 1715.0680; 1715.0690; 1715.0705;  
83.4 1715.0710; 1715.0720; 1715.0730; 1715.0740; 1715.0750; 1715.0760, subparts 1, 2, 4a,  
83.5 4b, 4c, 4d, and 5; 1715.0770, subparts 1, 2, 3, 4, 6, and 7; 1715.0780, subparts 1, 2, 3, 4, 5,  
83.6 6, 6a, 7, 9, 10, 11, and 12; 1715.0790; 1715.0800; 1715.0810; 1715.0820; 1715.0830;  
83.7 1715.0840; 1715.0850; 1715.0860; 1715.0870; 1715.0890; 1715.0900; 1715.0910;  
83.8 1715.0920; 1715.0940; 1715.0950; 1715.0960; 1715.0970; 1715.1000; 1715.1010;  
83.9 1715.1020; 1715.1030; 1715.1040; 1715.1050; 1715.1060; 1715.1070; 1715.1080;  
83.10 1715.1100; 1715.1110; 1715.1120; 1715.1130; 1715.1140; 1715.1150; 1715.1160;  
83.11 1715.1190; 1715.1200; 1715.1210; 1715.1220; 1715.1230; 1715.1240; 1715.1250;  
83.12 1715.1260; 1715.1270; 1715.1280; 1715.1290; 1715.1300; 1715.1310; 1715.1315;  
83.13 1715.1320; 1715.1330; 1715.1340; 1715.1350; 1715.1360; 1715.1370; 1715.1380;  
83.14 1715.1390; 1715.1400; 1715.1420; 1715.1440; 1715.1450; 1715.1480; 1719.0100,  
83.15 subparts 1, 2, 3, 4, 5, 6, 6a, 6b, 7, 7a, 9a, 10, 11, 12, 12a, and 13; 1719.0200, subpart  
83.16 1; 1719.0300, subpart 1; 1719.0310; 1719.0400; 1719.0500, subpart 1; 1719.0600;  
83.17 1719.0700; 1719.0750; 1719.0800; 1719.1000; 1719.1100; 1719.1200; 1719.1300;  
83.18 1719.1400; 1719.1500; 1719.1600; 1719.1700; 1719.1800; 1719.1900; 1719.2000,  
83.19 subpart 1; 1719.2100; 1719.2200, subpart 1; 1719.2300; 1719.2400, subpart 2; 1719.2500,  
83.20 subpart 1; 1719.2600; 1719.2700; 1719.2800, subpart 1; 1719.2900, subpart 1; 1719.3000;  
83.21 1719.3100; 1719.3200; 1719.4000; 1719.4100; 1719.4200; 1719.4250; 1720.0320;  
83.22 1720.0330; 1720.0581; 1720.0590; 1720.0600; 1720.0610; 1720.0620; 1720.0630;  
83.23 1720.0640; 1720.0650; 1720.0660; 1720.0670; 1720.0680; 1720.0690; 1720.0700;  
83.24 1720.0710; 1720.0720; 1720.0730; 1720.0740; 1720.0750; 1720.0760; 1720.0770;  
83.25 1720.0780; 1720.0790; 1720.0800; 1720.0810; 1720.0860; 1720.0870; 1720.0880;

- 83.26 1720.0890; 1720.0900; 1720.0910; 1720.0920; 1720.0930; 1720.0940; 1720.0950;  
83.27 1720.0960; 1720.0970; 1720.1000; 1720.1010; 1720.1030; 1720.1040; 1720.1050;  
84.1 1720.1055; 1720.1060; 1720.1065; 1720.1070; 1720.1080; 1720.1330, subparts 1, 2,  
84.2 2a, 4, 4a, 5, 5a, 6, and 7; 1720.1390; 1720.1400; 1720.1410; 1720.1420; 1720.1430;  
84.3 1720.1440; 1720.1450; 1720.1460; 1720.1480; 1720.1490; 1720.1500; 1720.1510;  
84.4 1720.1520; 1720.1530; 1720.1535; 1720.1537; 1720.1538; 1720.1540; 1720.1542;  
84.5 1720.1545; 1720.1546; 1720.1550; 1720.1555; 1720.1560; 1720.1570; 1720.1575;  
84.6 1720.1576; 1720.1578; 1720.1680; 1720.1690; 1720.1700; 1720.1710; 1720.1720;  
84.7 1720.1730; and 1720.1740, are repealed.