

SENATE
STATE OF MINNESOTA
EIGHTY-EIGHTH LEGISLATURE

S.F. No. 1638

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DATE	D-PG	OFFICIAL STATUS
04/29/2013	3121	Introduction and first reading Referred to Health, Human Services and Housing

A bill for an act

relating to health; preserving the effectiveness of antibiotics used in the treatment of human and animal diseases; prohibiting the disposal of prescription drugs containing antibiotics; prohibiting the nontherapeutic use of antibiotics in animal feed; requiring reports; amending Minnesota Statutes 2012, sections 25.33, by adding subdivisions; 151.212, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 25; 115.

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

Section 1. Minnesota Statutes 2012, section 25.33, is amended by adding a subdivision to read:

Subd. 8a. **Nontherapeutic use.** "Nontherapeutic use" means any use of an antimicrobial drug in animals in the absence of any clinical sign of disease, including use for growth promotion, feed efficiency, or disease prevention.

Sec. 2. Minnesota Statutes 2012, section 25.33, is amended by adding a subdivision to read:

Subd. 8b. **Medically important.** "Medically important" means a drug that is composed wholly or partly of:

(1) any kind of penicillin, tetracycline, macrolide, lincosamide, streptogramin, aminoglycoside, or sulfonamide; or

(2) any other drug or derivative of a drug that is used in humans or intended for use in humans to treat or prevent disease or infection caused by microorganisms.

Sec. 3. **[25.385] PROHIBITION ON USE OF MEDICALLY IMPORTANT ANTIBIOTICS IN ANIMAL FEED.**

2.1 (a) After January 1, 2014, a person may not sell, buy, or use animal feed for a
2.2 nontherapeutic use that contains medically important antibiotics used in human medicine.

2.3 (b) The commissioner shall, by rule, prohibit the use of any microbial agents for
2.4 growth promotion in animals if the agent is used in human therapies or is known to select
2.5 for cross-resistance to microbial agents used in human medicine.

2.6 Sec. 4. **[115.545] PROHIBITION ON DISPOSAL OF PRESCRIPTION DRUGS.**

2.7 (a) No person shall dispose of any prescription drug containing antibiotics by
2.8 depositing the drug into a wastewater disposal system.

2.9 (b) A violation of this section is subject to enforcement under sections 115.071
2.10 and 116.072.

2.11 Sec. 5. Minnesota Statutes 2012, section 151.212, is amended by adding a subdivision
2.12 to read:

2.13 Subd. 4. **Disposal of prescription drugs containing antibiotics.** In addition to the
2.14 requirements of subdivisions 1 to 3, drugs dispensed containing an antibiotic shall bear
2.15 a label affixed to the container in which the drug is dispensed and which is received by
2.16 the purchaser stating that it is unlawful to dispose of the drug by depositing it in a sink or
2.17 toilet or any other wastewater disposal system.

2.18 Sec. 6. **REPORT.**

2.19 The commissioner of health shall annually report to legislative committees and
2.20 divisions with jurisdiction over health on:

2.21 (1) surveillance of antimicrobial-resistant E. coli, campylobacter, and salmonella
2.22 in retail meats; and

2.23 (2) monitoring for bacteria, resistant bacteria, and antimicrobial residues in drinking
2.24 water supplies, including surface water areas downstream from confined animal feeding
2.25 operations.