

CHAPTER 1515
DEPARTMENT OF AGRICULTURE
LIVESTOCK

<p style="text-align:center">LIVESTOCK MARKET AGENCIES, PUBLIC STOCKYARDS, LIVESTOCK DEALERS, AND THEIR AGENTS</p> <p>1515.2300 RECORDS OF FEEDER PIG MARKETS.</p> <p>1515.2400 COMMISSIONER'S ACCESS TO RECORDS. COMPENSATION FOR LIVESTOCK DESTROYED BY ENDANGERED SPECIES</p> <p>1515.3000 AUTHORITY.</p>	<p>1515.3100 DEFINITIONS.</p> <p>1515.3200 REPORTING.</p> <p>1515.3300 CLAIM FORMS.</p> <p>1515.3400 SIGNED STATEMENT FROM LIVESTOCK OWNER.</p> <p>1515.3500 INVESTIGATION.</p> <p>1515.3600 LIVESTOCK VALUE.</p> <p>1515.3700 COMPLETION AND SIGNING OF CLAIM FORM.</p> <p>1515.3800 INSURANCE COVERAGE.</p>
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LIVESTOCK MARKET AGENCIES, PUBLIC STOCKYARDS, LIVESTOCK DEALERS, AND THEIR AGENTS

1515.0100 [Repealed, 29 SR 655]

1515.0200 [Repealed, 29 SR 655]

1515.0300 [Repealed, 29 SR 655]

1515.0400 [Repealed, 29 SR 655]

1515.0500 [Repealed, 29 SR 655]

1515.0600 [Repealed, 29 SR 655]

1515.0700 [Repealed, 29 SR 655]

1515.0800 [Repealed, 29 SR 655]

1515.0900 [Repealed, 29 SR 655]

1515.1000 [Repealed, 29 SR 655]

1515.1100 [Repealed, 29 SR 655]

1515.1200 [Repealed, 29 SR 655]

1515.1300 [Repealed, 29 SR 655]

1515.1400 [Repealed, 29 SR 655]

1515.1500 [Repealed, 29 SR 655]

1515.1600 [Repealed, 29 SR 655]

1515.1700 [Repealed, 29 SR 655]

1515.1800 [Repealed, 29 SR 655]

1515.1900 [Repealed, 29 SR 655]

1515.2000 [Repealed, 29 SR 655]

1515.2100 [Repealed, 29 SR 655]

1515.2200 [Repealed, 29 SR 655]

1515.2300 RECORDS OF FEEDER PIG MARKETS.

Each feeder pig market shall register all buyers and maintain a record of registered buyers for each sale date and shall retain such records for at least one year. A certificate of sale accurately showing the name and address of seller and buyer, number of pigs purchased, identification or description of pigs, and the sale price, shall be made on each transaction and a copy retained by the seller and the buyer for at least one year.

Statutory Authority: *MS s 17A.15*

1515.2400 COMMISSIONER'S ACCESS TO RECORDS.

The commissioner shall at all reasonable times have access to and the right to copy any records of any livestock market agency, public stockyard, livestock dealer, or feeder pig market being investigated or proceeded against.

Statutory Authority: *MS s 17A.15*

1515.2500 [Repealed, 29 SR 655]

1515.2550 [Repealed, 29 SR 655]

1515.2600 [Repealed, 29 SR 655]

1515.2700 [Repealed, 29 SR 655]

1515.2800 [Repealed, 29 SR 655]

1515.2900 [Repealed, 29 SR 655]

COMPENSATION FOR LIVESTOCK DESTROYED BY ENDANGERED SPECIES

1515.3000 AUTHORITY.

Parts 1515.3000 to 1515.3800 are prescribed pursuant to Minnesota Statutes, section 3.737 by the commissioner of agriculture to implement procedures to compensate livestock owners for livestock that is destroyed, or is crippled and must be destroyed, by a wolf. The procedures specified in parts 1515.3000 to 1515.3800 are in addition to those set forth in the statute itself.

Statutory Authority: *MS s 3.737*

History: *29 SR 655*

1515.3100 DEFINITIONS.

Subpart 1. **Applicability.** For purposes of parts 1515.3000 to 1515.3700, the following definitions shall apply.

Subp. 2. **Claim form.** "Claim form" means the form provided by the commissioner to be completed by the county extension agent, the conservation officer, and the livestock owner, containing information upon which payment for a loss shall be based.

Subp. 3. **Commissioner.** "Commissioner" means the commissioner of agriculture or the commissioner's authorized agent.

Subp. 4. **Conservation officer.** "Conservation officer" means a conservation officer of the Department of Natural Resources or the commissioner's designee.

Subp. 5. **County extension agent.** "County extension agent" means the University of Minnesota Agricultural Extension Service's county extension director or designee for the county in which the loss occurred.

Subp. 6. [Repealed, 29 SR 655]

Subp. 7. **Livestock.** "Livestock" means cattle, sheep, poultry, swine, horses, mules, goats, and farmed cervidae, as defined in Minnesota Statutes, section 35.153, subdivision 3; llamas, as defined in Minnesota Statutes, section 17.455, subdivision 2; ratitae, as defined in Minnesota Statutes, section 17.453, subdivision 3; and bison.

Subp. 8. **Livestock owner.** "Livestock owner" means any individual, firm, corporation, copartnership, or association with an interest in livestock destroyed or crippled so that it must be destroyed by a wolf.

Subp. 9. **Loss.** "Loss" means livestock destroyed, or crippled so that it must be destroyed, by a wolf.

Statutory Authority: *MS s 3.737*

History: *17 SR 1279; 29 SR 655; L 2005 1Sp1 art 1 s 97*

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1515.3200 REPORTING.

It is the responsibility of the livestock owner to notify either the conservation officer or the county extension agent of a suspected loss within 48 hours of the discovery of a loss. The livestock owner shall provide all information required to investigate the loss to the conservation officer or the county extension agent. A telephone call or personal contact constitutes notification.

Statutory Authority: *MS s 3.737*

History: *29 SR 655*

1515.3300 CLAIM FORMS.

The conservation officer or the county extension agent contacted by the livestock owner shall be responsible for completing the claim forms.

Statutory Authority: *MS s 3.737 subd 3*

1515.3400 SIGNED STATEMENT FROM LIVESTOCK OWNER.

The conservation officer or the county extension agent shall secure from the livestock owner a signed statement setting forth: all persons owning an interest in the livestock involved; the existence and details of any insurance coverage on the livestock; a statement that in the owner's best judgment the destroyed livestock was killed by a wolf, and the facts underlying that judgment.

Statutory Authority: *MS s 3.737*

History: *29 SR 655*

1515.3500 INVESTIGATION.

The conservation officer or the county extension agent shall investigate the loss in a timely manner and shall make a finding in writing on the claim form regarding whether the livestock was destroyed or crippled by a wolf, and the owner's eligibility for compensation under these rules. Such a finding shall be based upon physical and circumstantial evidence including: the livestock carcass presence and condition; animal tracks; the number and location of animal bites on the carcass; the area of the state where the loss occurred; sightings of a wolf in the area; or any other circumstances determined to be pertinent by the conservation officer and the county extension agent. The absence of any affirmative evidence may be grounds for denial of a claim.

Statutory Authority: *MS s 3.737*

History: *29 SR 655*

1515.3600 LIVESTOCK VALUE.

The county extension agent shall make a written finding on the claim form of the actual fair market value of the destroyed livestock based upon any of the following criteria deemed to be pertinent by the county extension agent: the number of livestock determined by the conservation officer or the county extension agent in the loss; the type of livestock; the breed and breeding of the livestock; the estimated size and weight of the livestock; the estimated age of the livestock; registration of the livestock, upon proof of registration; selling price of livestock at the nearest public stockyard at the time of loss; and the replacement cost of the livestock.

Statutory Authority: *MS s 3.737*

History: *29 SR 655*

1515.3700 COMPLETION AND SIGNING OF CLAIM FORM.

Upon completion and signing of the claim form, the county extension agent or the conservation officer shall submit said claim form to the commissioner for review and payment. The commissioner shall return any incomplete claim form to the initiating authority, indicating the information necessary for proper completion.

Statutory Authority: *MS s 3.737 subd 3*

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1515.3800 INSURANCE COVERAGE.

If insurance coverage exists on the livestock, the commissioner shall withhold payment under these rules until the insurance claim has been paid, and evidence of payment has been submitted to the commissioner, at which time that insurance payment shall be deducted from the determined actual fair market value.

Statutory Authority: *MS s 3.737*

History: *29 SR 655*

1515.3900 [Repealed, 29 SR 655]