

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 967

**DATE:** April 9, 2003

**Version:** First Engrossment

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**Subject:** Animal Feedlot Upgrades

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### Overview

Current Minnesota law on the process for upgrading and permitting environmentally sound animal feedlots includes a provision that, generally, a feedlot operator may not be required to upgrade an existing feedlot if the operator would need to spend over \$3,000 (for a feedlot with less than 300 animal units) or \$10,000 (for a feedlot with between 300 and 500 animal units) unless cost-share money is available for at least 75 percent of the project cost. House File 967 makes an exception to these cost limits if the feedlot meets the federal definition of a concentrated animal feeding operation.

### Section

- 1 Counties; delegation of applications for animal lot permits.** Amends existing law to allow the PUC to order a feedlot upgrade of a feedlot that meets the federal definition of a concentrated animal feeding operation (CAFO).

**Q: What exactly is a CAFO?** [Source: New Mexico Environment Department]

**A:** CAFOs are a subgroup of *Animal Feeding Operations (AFO)* that meet federal criteria primarily based upon the number of animals confined. An AFO is a lot or facility where animals have been, are, or will be stabled or confined and fed or maintained for a total of at least 45 days in any 12-month period, and the animal confinement area does not sustain crops, vegetation, forage growth, or post-harvest residues in the normal growing season. It is not necessary that the same animals are fed or maintained on the lot for the 45-day period nor do the 45 days need to be

## Section

consecutive.

An animal feeding operation is a concentrated animal feeding operation for purposes of 122.23 if either of the following criteria are met.

(a) More than the numbers of animals specified in any of the following categories are confined :

- (1) 1,000 slaughter and feeder cattle,
- (2) 700 mature dairy cattle (whether milked or dry cows),
- (3) 2,500 swine each weighing over 25 kilograms (approximately 55 pounds),
- (4) 500 horses,
- (5) 10,000 sheep or lambs,
- (6) 55,000 turkeys,
- (7) 100,000 laying hens or broilers (if the facility has continuous overflow watering),
- (8) 30,000 laying hens or broilers (if the facility has a liquid manure system),
- (9) 5,000 ducks, or
- (10) 1,000 animal units; or

(b) More than the following number and types of animals are confined:

- (1) 300 slaughter or feeder cattle, (2) 200 mature dairy cattle (whether milked or dry cows),
- (3) 750 swine each weighing over 25 kilograms (approximately 55 pounds),
- (4) 150 horses,
- (5) 3,000 sheep or lambs,
- (6) 16,500 turkeys,
- (7) 30,000 laying hens or broilers (if the facility has continuous overflow watering),
- (8) 9,000 laying hens or broilers (if the facility has a liquid manure handling system),
- (9) 1,500 ducks, or
- (10) 300 animal units;

and either one of the following conditions are met : pollutants are discharged into navigable waters through a manmade ditch, flushing system or other similar man-made device; or pollutants are discharged directly into waters of the United States which originate outside of and pass over, across, or through the facility or otherwise come into direct contact with the animals confined in the operation.