

CHAPTER 36-07 RENDERING PLANTS

36-07-01. License required to operate rendering plant. No person may operate a rendering plant or other establishment using the carcasses of domestic or wild animals, which are not intended for human consumption, for processing without first obtaining a license to do so from the agriculture commissioner. The license may be issued only upon a written application filed with the commissioner in accordance with this chapter and rules adopted by the board.

36-07-02. Inspection of establishment of applicant by state veterinarian. Upon the receipt of an application for a license to operate a rendering plant or other establishment using the carcasses of domestic or wild animals, which are not intended for human consumption, for processing, the state veterinarian shall cause an inspection to be made of the establishment for which a license is requested, including its equipment and vehicles and the manner in which its business is conducted, with reference and due regard to the danger of animal disease transmission and dissemination.

36-07-03. Granting of license - Fee - Term. If the inspection fails to reveal any danger of animal disease transmission, the agriculture commissioner shall issue the license applied for upon payment of a fee of fifty dollars. The license is valid for a period of one year from the date of issuance unless it is revoked for cause by the commissioner before expiration.

36-07-04. Sanitary requirements of rendering establishment. Repealed by S.L. 1975, ch. 304, § 1.

36-07-05. Disposal of waste and sewage from rendering plants. Repealed by S.L. 1975, ch. 304, § 1.

36-07-06. Situation and conduct of rendering plants not to interfere with comfort or property of citizens. Repealed by S.L. 1975, ch. 304, § 1.

36-07-07. Unloading chutes and vehicles used by rendering plant - Regulations governing. All unloading places or chutes used by a rendering plant or establishment must be on cement floors that can be cleaned and disinfected. Every vehicle used for transporting carcasses of dead animals to a rendering plant or establishment must:

1. Be provided with a bed or tank not less than fifty inches [127 centimeters] in width which is all metal, metal lined, or watertight for at least six inches [15.24 centimeters] above the floor of the box or bed.
2. Have a metal-lined endgate that is hinged at the bottom of the bed or box and is fastened firmly to the top of the bed or box when closed.
3. Be so constructed that the sides, top, and endgate thereof will prevent flies and other insects from entering the vehicle.
4. Carry a tank filled with a solution approved by the state veterinarian for use as a disinfectant.
5. Be disinfected with the solution described in subsection 4 after it has been used for collecting a dead animal at a farm and before it enters upon any public highway of this state, and special attention must be given to all those parts of the vehicle which came in contact with the ground while upon the premises.
6. Be thoroughly washed and disinfected with the solution described in subsection 4 or with live steam, or both, after it has been unloaded at the rendering plant.

The operator of any such vehicle shall wash with disinfectant, paying special attention to disinfecting the operator's hands and footwear, with the solution described in subsection 4 immediately after leaving any farm at which the operator has collected the carcass of a dead animal.

36-07-08. Removal of carcasses from vehicle - Prohibition. No carcass collected at any farm in this state may be removed from the vehicle except at a rendering plant or other establishment using the carcasses of domestic or wild animals, which are not intended for human consumption, for processing, for final disposal.

36-07-09. Operator of vehicle for plant to have certificate. Any person operating a vehicle for an establishment licensed under this chapter must have an authorized certificate from the establishment which has been approved by the agriculture commissioner.

36-07-10. Inspection of plant authorized. The operator of any establishment licensed under this chapter shall permit an official authorized by the state veterinarian or any health officer to inspect the licensed establishment at any time.

36-07-11. Rendering done by packing plants operating under federal inspection - Exception. All rendering done by a packing plant operating under federal inspection in a building adjacent to or on the same premises as the packing plant is exempt from the provisions of this chapter, except that the transportation by the packing plant or any establishment licensed under this chapter of carcasses and other animal substances on any public highway or street is subject to the sanitary requirements of this chapter and the rules adopted by the state board of animal health.

36-07-12. Money collected - Where credited. Money collected under this chapter must be deposited with the state treasurer to the credit of the general fund.

36-07-13. Restrictions on rebuilding and locating rendering plants. No establishment licensed under this chapter may be constructed within three miles [4.83 kilometers] of the limits of any municipality nor within one mile [1.61 kilometers] of any farmstead unless the owner of the farmstead gives written consent. No such establishment which was in existence and in operation on or after March 17, 1941, may be rebuilt if it is located within three miles [4.83 kilometers] of the limits of any municipality.

36-07-14. Penalty for violation of chapter. Any person violating any of the provisions of this chapter is guilty of a class B misdemeanor.