

**ADOPTED REGULATION OF THE  
STATE BOARD OF AGRICULTURE**

**LCB File No. R015-15**

Effective December 21, 2016

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §1, NRS 561.105.

A REGULATION relating to diseases in animals; amending the requirements for vaccinating certain female cattle or bison for brucellosis; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing regulation requires, with certain exceptions, female cattle or bison that are more than 12 months of age to be vaccinated for brucellosis before any change of ownership occurs in Nevada. (NAC 571.355) This regulation requires female cattle or bison that are between 4 months and 12 months of age to be vaccinated for brucellosis before any change of ownership occurs in Nevada unless the cattle or bison are sold and immediately transported to a qualified feedlot.

**Section 1.** NAC 571.355 is hereby amended to read as follows:

571.355    ***1.    Female cattle or bison that are at least 4 months of age and not more than 12 months of age must be vaccinated for brucellosis before any change of ownership occurs in Nevada unless the cattle or bison are sold and immediately transported to a qualified feedlot.***

**2.** Female cattle or bison that are more than 12 months of age must be vaccinated for brucellosis before any change of ownership occurs in Nevada unless the cattle or bison are:

~~(1)~~ ***(a)*** Identified as spayed females in a manner approved by the Administrator;

~~(2)~~ ***(b)*** Sold for slaughter directly to or through a sales yard that is approved by the Administrator;

~~13.1~~ (c) Sold and immediately transported to a destination that is located outside Nevada; or

~~14.1~~ (d) Consigned for finishing to a feedlot that is registered with the United States

Department of Agriculture and, after finishing, are moved from the feedlot to a location for slaughter.

*3. As used in this section, “qualified feedlot” has the meaning ascribed to it in NAC 571.622.*

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED BY NRS  
233B.066  
LCB FILE R015-15**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 571.355 Vaccination of Female Cattle or Bison

**1. A clear and concise explanation of the need for the adopted regulation.**

- The purpose of the proposed amendment to NAC 571.355 is to benefit Nevada Department of Agriculture staff and small businesses by ensuring the health of the herd and the buyers and other patrons to be affected.

**2. A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary**

- Copies of the proposed regulation were sent by U.S mail and emailed to persons who were known to have interest in the subject of brucellosis calf hood vaccination as well as any persons who had specifically requested such notice. These documents were also made available at the Nevada Department of Agriculture website, <http://agri.nv.gov/>, mailed to all county libraries in Nevada and posted at the locations listed below.

**Elko Brands Office  
4780 E. Idaho Street  
Elko Nevada, 89801**

**Las Vegas Office  
2300 McLeod Street  
Las Vegas Nevada, 89104**

**Reno/ Sparks Office  
405 S. 21<sup>st</sup> Street  
Sparks, Nevada 89431**

- The Nevada Department of Agriculture's board was presented with the proposal to amend the proposed regulation where it was unanimously accepted to move forward with regulation change process.
- The amendment to the regulation was presented at numerous events where interested persons were in attendance and public comment was taken. Some of these events included: the Nevada Farm Bureau Annual Meeting, and the Nevada Cattlemen's Association.
- Surveys were distributed via U.S mail, email and social media outlets for interested persons to give feedback on the proposed amendment.
- A workshop was held June 10<sup>th</sup>, 2015 for interested persons to attend and review the impact on small business and make public comment.
- A public hearing was held on February 29<sup>th</sup>, 2016 where the intent to adopt the regulation as a permanent regulation was formally announced and discussed.

**3. The number persons who:**

- **Attended at each hearing:** January 15, 2015 - February 29<sup>th</sup>, 2016 : 0
- **Testified at each hearing:** January 15, 2015-: on February 29<sup>th</sup>, 2016 : 0
- **Submitted to the agency written comments:** No written comment was submitted.

**4. A list of names and contact information, including telephone number, business address, business telephone number and electronic mail address and the name of entity or**

**organization represented for each person identified above in #3, as provided to the agency, is attached as Exhibit A.**

**\*\*No attendees at any workshop or hearing.**

- 5. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.**
  - Comments were solicited from affected business in the same manner as they were solicited from the public. The summary may be obtained as instructed in the response to question #1.
- 6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.**
  - The permanent regulation was adopted March 29<sup>th</sup>, 2016;
- 7. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:**
  - There will be minimal economic impacts to the businesses regulated. The cost of vaccination is minimal when compared to the economic benefit of continuing to have a brucellosis free status for import/export purposes of livestock. There will be continued free trade between neighboring states and internationally as a result of continued disease protection resulting from this adopted regulation.
  - The effects will be immediate and will continue long term.
- 8. The estimated cost to the agency for enforcement of the adopted regulation.**
  - There is no additional cost to the agency for enforcement of this regulation.
- 9. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**
  - There are no other state or government agency regulations that the proposed regulation duplicates.
- 10. If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.**
  - There are no federal regulations that apply.
- 11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**
  - This regulation does not provide a new fee or increase an existing fee.