

**ADOPTED REGULATION OF THE DIRECTOR
OF THE STATE DEPARTMENT OF AGRICULTURE**

LCB File No. R014-15

Effective December 21, 2016

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

AUTHORITY: §1, NRS 565.040.

A REGULATION relating to brand inspection districts; changing the number and boundaries of brand inspection districts in this State; and providing other matters properly relating thereto.

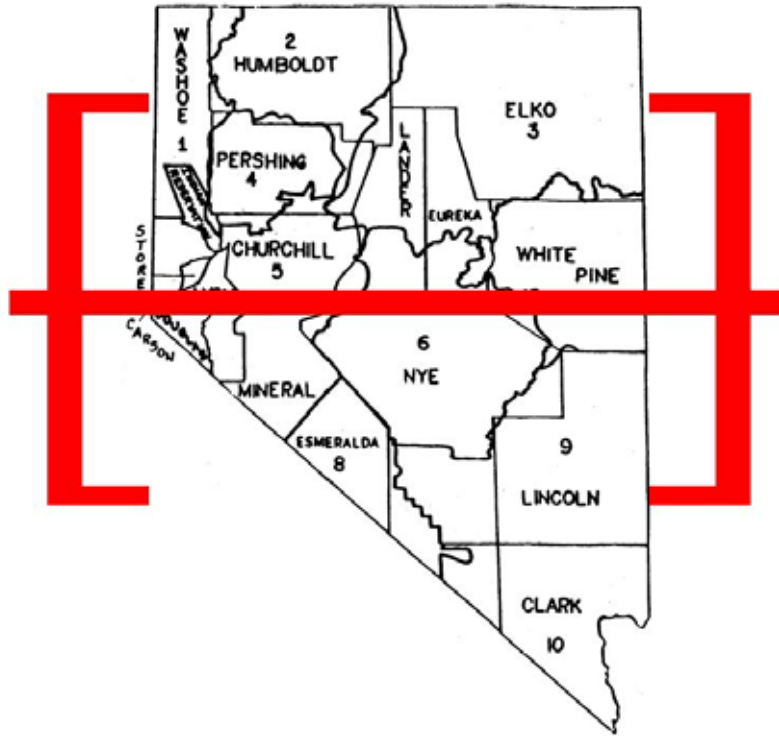
Legislative Counsel’s Digest:

Existing law authorizes the Director of the State Department of Agriculture to declare any part of this State a brand inspection district. The boundaries of any brand inspection district must be defined in regulations adopted by the Director. (NRS 565.040) Existing regulation defines the boundaries of 10 brand inspection districts covering the entire territory of this State. (NAC 565.210) This regulation eliminates the 10 existing districts and defines the boundaries of 4 new brand inspection districts covering the entire territory of this State.

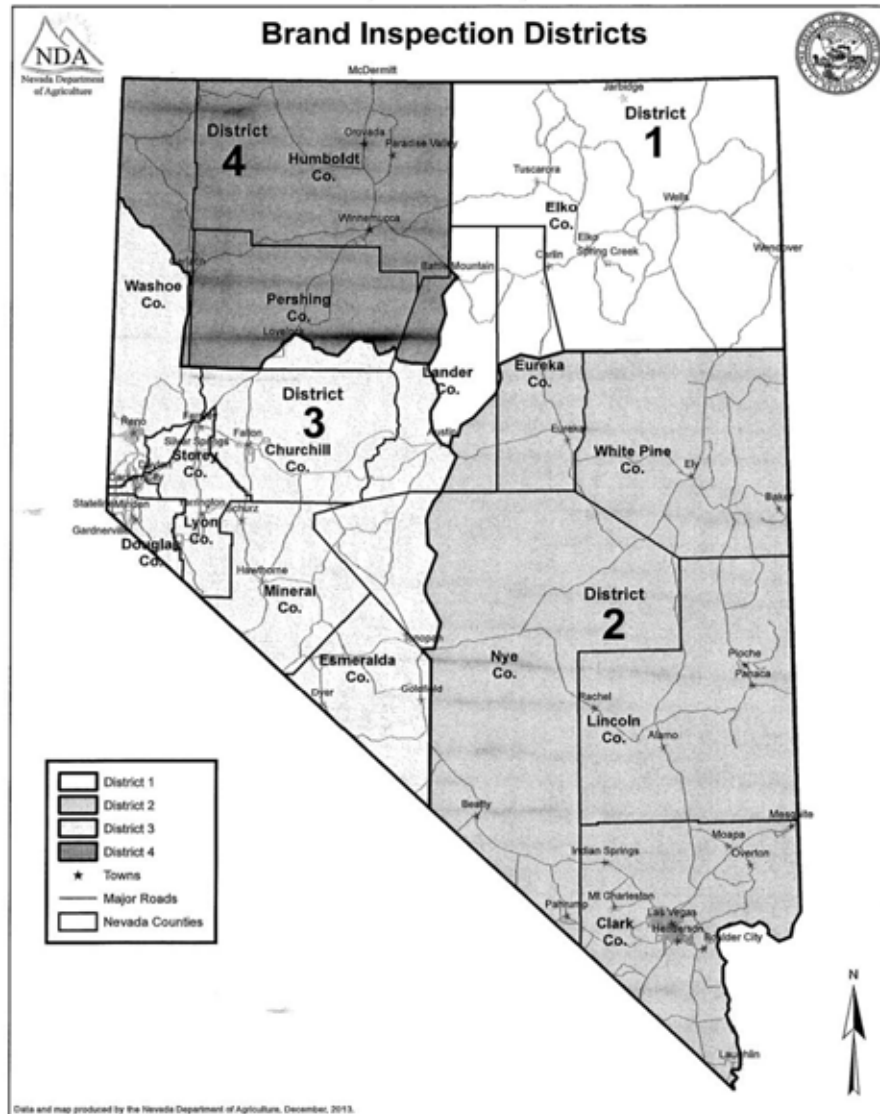
Section 1. NAC 565.210 is hereby amended to read as follows:

565.210 1. The areas designated as districts and assigned numbers by the Director are those areas and numbers marked on the following map:

(OLD MAP)



(NEW MAP)



2. A copy of the map may be obtained from the State Department of Agriculture, Division of Livestock Identification, 4780 East Idaho Street, Elko, Nevada 89801.

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED BY NRS
233B.066
LCB FILE R014-15**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 565.210 Brand Inspection Districts.

- 1. A clear and concise explanation of the need for the adopted regulation.**
 - The amendments to the adopted regulation are necessary to create a clear and concise region for enforcement and small business to regulate and operate efficiently.
- 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 person who was known to have interest in the subject of brand inspection boundaries 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. 21st Street
Sparks, Nevada 89431**

- The Nevada Department of Agriculture’s board was presented with the proposal to amend the brand inspection districts where it was unanimously accepted to move forward with regulation change process.
 - The map of the new brand inspection districts 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 January 15, 2015 for interested persons to attend and review the impact on small business and make public comment.
 - A public hearing was held on February 11, 2015 where the intent to adopt the regulation as a temporary amendment was formally announced and discussed.
- 3. The number persons who:**
 - **Attended at each hearing:** January 15, 2015- February 11, 2015: 0
 - **Testified at each hearing:** January 15, 2015- February 11, 2015: 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. N/A**

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 temporary regulation was adopted April 23, 2015; no changes were made from the original draft of this regulation.
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:**
 - a. **Both adverse and beneficial effects: and**
 - b. **Both immediate and long-term effects.**
 - Both adverse and beneficial effects:
 - i. Small business owners will have to learn which boundary they are now in and if the enforcement officer in charge of that boundary has changed. Small business owners and Department staff will be able to enforce and regulate the movement of cattle and provide more efficient inspections.
 - Both immediate and long term effects.
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.