

PROPOSED REGULATION OF THE DIRECTOR OF THE STATE

DEPARTMENT OF AGRICULTURE

LCB File No. R023-99

July 7, 1999

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

AUTHORITY: NRS 565.040 and 565.090.

Section 1. NAC 565.220 is hereby amended to read as follows:

565.220 1. The ~~[administrator]~~ *director* may issue special permits in the following specific instances:

(a) Extraordinary permit: The ~~[administrator,]~~ *director*, subject to ratification by the state board of agriculture, may issue a permit for the movement of livestock across the boundaries of this state if:

- (1) The movement of the livestock is for pasturing purposes only.
- (2) The permittee is a livestock operation based in *the state of* Nevada that is located in a county adjoining the county in the state of destination.
- (3) The permittee has completed an application on a form provided by the ~~[division]~~ *department* before March 1 of the year in which the movement of the livestock will occur.
- (4) Brand inspections will be performed on all of the livestock leaving this state.
- (5) The permittee has paid the following fees for the brand inspection:
 - (I) For each bull or pair consisting of a cow and calf, 25 cents.
 - (II) For each yearling animal or weaned calf, 70 cents.

(III) For each calf declared by the permittee to be sold out of this state or not otherwise returned to this state with its mother, 70 cents.

(IV) For the travel time of the brand inspector from his duty station to the place of inspection and from the place of inspection to his duty station, \$12 per hour.

(V) For the time necessary for the brand inspector to conduct the inspection, \$12 per hour.

(VI) For the mileage of the brand inspector to reach the place of inspection from his duty station and to reach his duty station from the place of inspection, the amount of mileage reimbursement that the brand inspector is entitled to receive from this state.

(6) The permittee has notified the brand inspector at least 24 hours before the livestock is scheduled to be moved.

(b) Horse permit: The ~~administrator~~ *director* may make available an annual or lifetime permit for the movement of any horse that may be used in lieu of a brand inspection.

(c) Livestock movement permit: The ~~administrator~~ *director* may issue a permit for the movement of livestock within this state that have not been inspected by a brand inspector. A livestock movement permit is required for the movement of livestock across the boundaries of a district. *Before moving livestock pursuant to a livestock movement permit, the permittee shall complete a statement on a form provided by the department that includes, without limitation, the number of livestock being moved, a description of the livestock being moved and the destination of the livestock being moved. The permittee shall carry a copy of the completed form during the movement of the livestock. Not more than 10 days after the movement of the livestock is completed, the permittee shall submit a copy of the completed form to the department.* A livestock movement permit is not valid for:

- (1) The transportation of livestock across the boundaries of this state;
 - (2) Proof of ownership;
 - (3) Slaughter;
 - (4) The transportation of unbranded cattle, except for unbranded cattle that are shipped as pairs or accompanied by proof of brand inspection or other proof of ownership; or
 - (5) The transportation of calves with brands that are not healed and peeled.
2. The state board of agriculture may establish a reasonable fee for the issuance of a special permit.