

LCB File No. T057-99

**ADOPTED TEMPORARY REGULATION OF
THE DIVISION OF AGRICULTURE OF THE
DEPARTMENT OF BUSINESS AND INDUSTRY**

(Effective June 2, 1999)

NOTICE OF ADOPTION OF REGULATION

The Nevada Division of Agriculture, adopted a temporary regulation pertaining to Chapter 565 of the Nevada Administrative Code, on May 14, 1999. A copy of the regulation as adopted is attached hereto.

PROPOSED TEMPORARY AMENDMENTS TO NAC 565.220

**PERTAINING TO THE ISSUANCE AND ADMINISTRATION
OF LIVESTOCK MOVEMENT PERMITS**

Authority: NRS 565.040, 565.090(6).

NAC 565.220 1(C) Livestock Movement Permit: The Administrator 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. *Pursuant to the issuance of a livestock movement permit; the permittee shall, upon the commencement of each livestock movement, complete the required form provided by the Department. This form must be carried in the vehicle transporting the livestock, while the livestock is in transit within this state.*

Upon completion of the livestock movement, the permittee shall cause, within ten (10) days of each livestock movement, a notification to the Department of the description of the animals so transported, and their destination, on a form provided by 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.

* NOTE: (Additions in Bold and Italics)

INFORMATIONAL STATEMENT

The following is the informational statement to NAC 565.220.

1. Public workshops were held on April 6, 1999 in Reno, at the Nevada Division of Agriculture office at 350 Capitol Hill Avenue and on April 8, 1999 in Elko, at the Nevada Division of Agriculture office at 1351 Elm Street.

A public hearing was held on May 14, 1999 at the Nevada Division of Agriculture office at 350 Capitol Hill Avenue, Reno, Nevada 89502.

Notice of Workshop and Notice of Hearing were posted at all six Division offices, the Nevada State Library in Carson City and all Nevada County Libraries. Copies could be requested from the Nevada Division of Agriculture by writing to 350 Capitol Hill Avenue, Reno, Nevada 89502, or by calling (775) 688-1180, contacting all other Division offices, and all Nevada County Libraries. All persons who have requested to be notified of amendments were notified by mail.

2. Workshops were held April 6, 1999 (Reno) and April 8, 1999 (Elko).

0 People attended

No written statements were submitted

Hearing was held May 14, 1999 (Reno)

There were no Business or Public attendees.

No written statements were submitted.

3. Comments were solicited from Business and the Public by posting in public and through direct mail notices as outlined(see #1 above). There were no oral or written comments submitted. A copy of the comments may be obtained by calling the Nevada Division of Agriculture at (775) 688-1180.

4. Due to no objections received, the amendments were adopted without change by the Nevada Board of Agriculture on May 14, 1999.

5. The economic effects of the adopted amendments on the Business which it is to regulate:

Adverse effects:

The Business will be required to return a copy of the permit to the Bureau upon completion of each livestock movement. The Business will be required to apply the necessary postage for the return of the copy.

Beneficial effects:

The Bureau will be more able to track the movement of livestock within the state and provide enforcement and surveillance when the theft of livestock is suspected.

Immediate and long-term economic effects of the proposed amendments on the Public:

The economic effects are both immediate and long-term.

The economic effects of the adoption of the amendments on the Public:

Adverse effects: No effects on the Public

Beneficial effects: The Public will be better able to rely on the Bureau for the more timely recovery of lost, strayed or stolen livestock.

Immediate and long-term effects:

The economic effects are both immediate and long-term.

6. Economic cost to Agency for enforcement of the regulation:

There will not be any additional cost to the agency to enforce the amendments adopted.

7. There are no other State or Federal agency, which the adopted amendments overlap or duplicate.

8. The amendments adopted do not include any provisions more stringent than any other Federal regulation which regulates the same activity.

9. This regulation does not establish or increase fees.