

**LCB File No. R098-02**

**PROPOSED REGULATION OF THE STATE  
DEPARTMENT OF AGRICULTURE**

Nevada Department of Agriculture  
350 Capitol Hill Avenue  
Reno, Nev. 89502

**NOTICE OF INTENT TO AMEND REGULATIONS**

Authority—NRS 565.070

Proposed amendment to NAC 565.220, pertaining to Special Permits for livestock ownership inspection and transportation.

**Need and purpose of the proposed amendment:**

To place into Nevada Administrative Code a method of obtaining a transportation permit for horses on an annual or lifetime basis, and, to make provision for the Department of Agriculture to charge a fee to recoup the cost of inspecting the animal(s) and producing the permit.

**Economic effect of these proposed amendments on the businesses which it is to regulate:**

- 1) Adverse effects: None
- 2) Beneficial effects: None
- 3) Immediate and long term economic effects: The beneficial and adverse effects are the same for the immediate and the long term.

**Economic cost to the agency for enforcement of the amendments:** There will be no additional cost to the agency for the enforcement of the amendments.

**Description of any regulations of any other state, local or federal regulation that the proposed amendments overlap or duplicate:** There are none.

**Fees:** The proposed amendments contain an increase in fees. This increase will yield approximately \$30,000 in increased revenue to the Division of Livestock Identification to be used for salaries and travel for brand inspectors.

**The date, time, place and manner in which interested parties may present their views on the proposed amendments:**

- July 29, 2002 at 7pm at the Department of Agriculture, 1351 Elm St., Elko, Nev.
- July 30, 2002 at 4pm at the Department of Agriculture, 2300 McLeod, Las Vegas, Nv.

July 31, 2002 at 4pm at the Department of Agriculture, 251 Jeanell #3, Carson City, Nv.  
August 1, 2002 at 1pm at the Department of Agriculture, 1200 E. Winnemucca Blvd.,  
Winnemucca, Nev.

**Manner:** Written comments and testimony may be submitted prior to the hearing date(s) and will be included with any testimony presented at the hearing. All variable and written testimony will be in the record of the hearing.

**Addresses at which the text of the proposed regulations may be inspected and copied:**

The Nevada State Library in Carson City, and all Nevada county libraries. The Department of Agriculture offices in Reno, Sparks, Elko, Las Vegas or Winnemucca during the hours of 8am until 5pm Monday through Friday.

Nevada Department of Agriculture  
350 Capitol Hill Avenue  
Reno, Nevada 89502

Nevada Department of Agriculture  
2150 Frazer Street  
Sparks, Nevada 89431

Nevada Department of Agriculture  
1550 S. Wells Avenue  
Reno, Nevada 89502

Nevada Department of Agriculture  
1200 E. Winnemucca Blvd.  
Winnemucca, Nevada 89445

Nevada Department of Agriculture  
1351 Elm Street  
Elko, Nevada 89801

Nevada Department of Agriculture  
2300 McLeod  
Las Vegas, Nevada 89104

NOTE: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the hearing. If special arrangements for the meeting are necessary, call Jim Connelley at the Department of Agriculture, (775) 738-8076 as soon as possible. Upon adoption of any regulation, the agency, if requested to do so by an interested person either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against adoption, and incorporate therein its reasons for overruling the consideration urged against its adoption.

Paul Iverson, Director \_\_\_\_\_

Date \_\_\_\_\_

**PROPOSED REGULATION OF THE STATE  
DEPARTMENT OF AGRICULTURE**

Proposed amendments to NAC 565.220 Special Permits

1. The director may issue special permits in the following specific instances:

(a) Extraordinary permit: The 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 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 state of destination.

(3) The permittee has completed an application on a form provided by the 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 of 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 are scheduled to be moved.

(b) Horse permit: The 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 **if:**

***(1) The permittee has completed an application on a form provided by the department.***

***(2) The permittee has paid the following fees:***

***(I) For each horse issued an annual permit, \$15.***

***(II) For each horse issued a lifetime permit, \$30.***