

CHAPTER 9
BRAND INSPECTION AND BRAND RECORDING FEES

Section 1. Authority.

(a) Pursuant to the authority vested in the Wyoming Livestock Board by virtue of Wyoming Statute § 11-18-103(a)(v), W.S. §§ 11-20-101 through 125, W.S. §§ 11-20-201 through 230 and W.S. §§ 11-20-401 through 409 the following rules and regulations are hereby promulgated.

Section 2. Purpose.

(a) The purpose of these rules is to define the fees charged for brand recording and brand inspection services as authorized and established by W.S. §§ 11-20-101 through 125, W.S. §§ 11-20-201 through 230 and W.S. §§ 11-20-401 through 409.

Section 3. Definitions.

(a) For the purposes of implementing the brand inspection program, the definitions in W.S. § 11-20-101 and the following definitions are applicable:

(i) “Board” means the Wyoming Livestock Board; State Agency 051.

(ii) “Brand Inspection Forms” means a document or brand inspection certificate created and issued by the Board for the purpose of implementing the Brand Inspection Program as proscribed by W.S. § 11-20-201, *et seq.* Brand inspection forms include:

A Form - A document created by the Board and used for intrastate and/or interstate movement of livestock; also issued when a change of ownership occurs. The blue copy of this form is considered title to the livestock as described on the form.

B Form - A document created by the Board and issued at licensed Wyoming livestock markets as title and clearance to destination. The blue copy of this form is considered title to the livestock as described on the form.

D Form - A document created by the Board and issued for intrastate and interstate movement of hides.

G Form - A document created by the Board and issued for the intrastate movement of livestock to a Wyoming livestock market, and for interstate movement of cattle, horses, mules, and asses to any Board approved out-of-state livestock market where Wyoming Brand inspection is maintained.

H Form – A document created by the Board and issued for intrastate movement of work, show or rodeo stock for one year from the date of issue.

L Form – A document created by the Board and issued as a permanent or lifetime inspection to the owner of livestock used for rodeo, show, racing, pleasure or Wyoming farm or ranch work. The blue copy of this form or picture copy with raised seal is considered title to the livestock as described on the form and is void upon change of ownership.

(iii) “Brand Inspector” means an agent or employee of the Board authorized to perform brand inspections pursuant to W.S. § 11-20-201, *et seq.*

(iv) “Delinquent Brand” means a previously recorded brand that has expired and was not renewed within sixty (60) days from the expiration date of the brand. A delinquent brand may be rerecorded by the brand owner who shall submit a rerecording application and pay a delinquent fee. If a delinquent brand is not rerecorded within one (1) year from the expiration date of the brand, the brand will be declared abandoned.

(v) “Livestock” means cattle, sheep, horses, mules, and asses.

(vi) “Non-mandatory inspections” mean those brand inspections on livestock for brands or ownership, pursuant to W.S. § 11-20-402(a)(xi), that are requested by any livestock owner, or his agent, but are not required by law.

Section 4. Predatory Management Fees.

(a) Pursuant to W.S. § 11-6-210(a), the predatory management fee shall be set by each predator management district board at their annual meeting.

(b) The brand inspector shall collect predator management fees on all sheep and cattle inspected at the time of collecting brand inspection fees except for out of state cattle and sheep shipped into this State for immediate sale or slaughter in a licensed or exempted market facility or on livestock shipped or traileed within the State if a change of ownership does not occur.

(c) Pursuant to W.S. § 11-6-210(a), the predator management fee shall not be collected more than once every twelve (12) months regardless of ownership on any cattle or sheep inspected. It is the responsibility of the livestock owner to provide the brand inspector with documentation that the predator management fee has been previously collected.

(d) Sheep and cattle taken out-of-state and re-branded with a brand recorded in another state or province prior to being shipped back into Wyoming shall be considered out-of-state sheep and cattle and shall be subject to any applicable predator management fees.

Section 5. Bonding.

(a) Any private agency empowered or directed to collect funds under W.S. §11-6-210, W.S. § 11-20-201, W.S. § 11-20-203, W.S. § 11-20-212, W.S. § 11-20-217, W.S. § 11-20-222, W.S. § 11-20-223, W.S. § 11-20-224, W.S. § 11-20-225, W.S. § 11-20-401 and W.S. § 11-20-402, shall execute to the State a blanket bond or individual bonds with good and sufficient surety in an amount determined by the Board.

Section 6. Brand Inspection Fees.

(a) Pursuant to W.S. § 11-20-401(a) and W.S. § 11-20-402, brand inspection fees shall be:

(i) One dollar and eighty-five cents (\$1.85) for all cattle, including any hide or carcass, inspected on A and B forms except those which qualify for the G form authorized by W.S. § 11-20-217 and the accustomed range permits authorized by W.S. § 11-20-212 and W.S. § 11-20-223.

(ii) Forty cents (\$0.40) per head on all sheep, including any hide or carcass, inspected on A and B forms.

(iii) Thirteen dollars and fifty cents (\$13.50) per head for the first ten head of horses, asses, or mules, including any hide or carcass, inspected on the A and B forms, and one dollar fifty cents (\$1.50) for each additional horse, ass, mule, hide or carcass, inspected at the same time and place.

(iv) Eleven dollars and twenty five cents (\$11.25) surcharge per inspection by the brand inspector. The surcharge will be waived in cases where no mileage is incurred by the brand inspector, or the inspection is done at an approved location, licensed livestock market, or at events such as youth events, shows, or rodeos where inspections are performed as a regular part of event check-in or weigh-in procedures.

(v) Twenty three dollars and no cents (\$23.00) for each L Form issued pursuant to W.S. § 11- 20-224.

(vi) Sixteen dollars and no cents (\$16.00) per animal for each H Form for the first ten (10) head inspected and one dollar and fifty cents (\$1.50) for each additional head inspected pursuant to W.S. § 11-20-225.

(vii) One dollars and eighty five cents (\$1.85) for each certificate issued to a hide buyer as required by W.S. § 11-23-204.

(viii) Actual hourly cost of sixteen dollars and fifty cents (\$16.50) per hour, plus mileage costs as provided by W.S. § 9-3-103 for any non-mandatory inspections requested by a livestock owner or his agent.

Section 7. Certificates and Agreements In Lieu Of Inspection.

(a) Pursuant to W.S. § 11-20-217, the fee is: One dollar and no cents (\$1.00) for cattle, horses, asses, or mules moving interstate to any Board approved out of state livestock markets where Wyoming brand inspection is maintained.

Section 8. Range Permits.

(a) Pursuant to W.S. § 11-20-212, and W.S. § 11-20-402(a)(x), the fee for an in-state range movement permit is eighty dollars and fifty cents (\$80.50) for the first permit issued to an individual applicant and sixty nine dollars and no cents (\$69.00) for each additional permit issued.

(b) Pursuant to W.S. § 11-20-223 and W.S. § 11-20-402(a)(viii), out-of-state accustomed range permit inspection fees are an amount equal to thirty percent (30%) of the inspection fees established by the Board in Section 6(a)(i) through (iii) of these rules.

Section 9. Brand Recording Fees.

(a) Pursuant to W.S. § 11-20-103(b) the application fee for recording a brand shall be one hundred sixty five dollars and no cents (\$165.00) for the first species of livestock and eighty-two dollars and fifty cents (\$82.50) for each additional species of livestock for which the brand is to be used. Of this fee, forty-one dollars and twenty five cents (\$41.25) shall be retained by the Livestock Board for application research for the first species of livestock and twenty-two dollars and fifty cents (\$22.50) for application research for each additional species of livestock, in the event the brand is not recorded.

(b) Pursuant to W.S. § 11-20-116(a) the fee for renewing a previously recorded brand shall be three hundred thirty dollars and no cents (\$330.00) and shall cover any additional species of livestock for which the brand was previously recorded.

(c) Pursuant to W.S. § 11-20-116(b) the fee for recording a bill of sale or other instrument transferring ownership of a recorded brand shall be one hundred ten dollars and no cents (\$110.00) for each recorded brand.

(d) Pursuant to W.S. § 11-20-115(a), if a delinquent brand is renewed, a fee of one hundred fifty dollars and no cents (\$150.00) must be paid in addition to the required renewal fee.