

CHAPTER 9

Brand Inspection, Permit, and Brand Recording Fees

Emergency rules are in effect no longer than 120 days after filing with the Registrar of Rules.

Section 1. Authority.

(a) The following rules are promulgated pursuant to Wyoming Statutes 11-18-103(a)(v), 11-20-103(b), 11-20-115, 11-20-125, 11-20-212, 11-20-223, 11-20-401, and 11-20-402.

Section 2. Definitions.

(a) The definitions in W.S. 11-20-101, Chapter 21 of the Board's rules, and the following definitions apply to these rules:

(i) "Brand Inspection Form" means a document or brand inspection certificate created and issued by the Board for the purpose of implementing the Brand Inspection Program. Brand Inspection Forms include:

(A) A Form - A document issued for intrastate or interstate movement of livestock and also issued when a change of ownership occurs.

(B) B Form - A document issued at licensed Wyoming livestock markets as title and clearance to transport livestock to the destination listed.

(C) D Form - A document issued for intrastate and interstate movement of hides.

(D) G Form - A document 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.

(E) H Form - A document issued for intrastate movement of work, show, or rodeo stock valid for one year from the date of issue.

(F) L Form - A document with a raised seal issued as a permanent or lifetime inspection to the owner of livestock used for rodeo, show, racing, pleasure, or Wyoming farm or ranch work. This document constitutes prima facie evidence of ownership of the livestock as described on the Form and is void upon change of ownership.

(ii) “Brand Inspector” means an agent or employee of the Board authorized to perform brand inspections pursuant to W.S. 11-20-201.

(b) The singular includes the plural and the plural the singular when consistent with the intent of these rules and necessary to affect their purpose.

Section 3. Predator Management Fees.

(a) Pursuant to W.S. 11-6-210(a), the predator management fee is set by each predator management district board and collected by Brand Inspectors.

(b) It is the responsibility of the livestock owner to provide the Brand Inspector with documentation showing that the predator management fee has been collected for the previous 12 months.

(c) 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 are considered out-of-state sheep and cattle and are subject to any applicable predator management fees.

Section 4. Brand Inspection Fees.

(a) Pursuant to W.S. 11-20-401(a) and 11-20-402, brand inspection fees are as follows:

(i) \$1.85 per head on all branded or unbranded cattle, including any hide or carcass, inspected on the A or B Forms except those cattle that qualify for the G Form authorized by W.S. 11-20-217 or the accustomed range permits authorized by W.S. 11-20-212 and 11-20-223.

(ii) \$0.40 per head on all sheep, including any hide or carcass, inspected on the A or B Forms.

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

(iv) \$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 where 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) \$23.00 for each L Form issued pursuant to W.S. 11-20-224.

(vi) \$16.00 per animal for the first ten head of livestock inspected under the H Form and \$1.50 for each additional head inspected pursuant to W.S. 11-20-225.

(vii) \$1.85 for each certificate issued to a hide buyer as required by W.S. 11-23-204.

(viii) Actual hourly cost of \$16.50 per hour plus mileage costs as provided by W.S. 9-3-103 for any nonmandatory inspections requested by a livestock owner or his agent.

Section 5. Certificates and Agreements in Lieu of Inspection.

(a) Pursuant to W.S. 11-20-217, the fee is \$1.00 per head for cattle, horses, asses, or mules moving interstate to any Board approved out-of-state livestock markets where Wyoming brand inspection is maintained.

Section 6. Range Permits.

(a) Pursuant to W.S. 11-20-212 and 11-20-402(a)(x), the fee for an in-state range movement permit is \$80.50 for the first permit issued to an individual applicant and \$69.00 for each additional permit issued.

(b) Pursuant to W.S. 11-20-223 and 11-20-402(a)(viii), the fee for an out-of-state accustomed range permit is equal to 30% of the inspection fees in Section 4(a)(i) through (iii) of these rules.

Section 7. Brand Recording Fees.

(a) Pursuant to W.S. 11-20-103(b), the application fee for recording a brand is \$165.00 for the first species of livestock and \$82.50 for each additional species of livestock for which the brand will be used. If the Board denies a Brand application, the Board will retain \$41.25 for application research for the first species of livestock and \$20.62 for application research for each additional species of livestock. These fees also apply to an application for a change of location.

(b) Pursuant to W.S. 11-20-116(a), the fee for renewing a previously recorded brand is \$330.00 and will cover any additional species of livestock for which the brand was previously recorded.

(c) Pursuant to W.S. 11-20-116(a), if a Brand Owner elects to extend a Brand's Active Term beyond 10 years, the fee is an additional \$330.00 for each 10 year period selected up to 50 years. If a Brand Owner elects to extend a Brand's Active Term beyond 50 years and up to 100 years, then the fee for each 10 year period is an additional \$200.00. Accordingly,

- (i) A Renewal for 20 years is \$660.00.
- (ii) A Renewal for 30 years is \$990.00.
- (iii) A Renewal for 40 years is \$1,320.00.

- (iv) A Renewal for 50 years is \$1,650.00.
- (v) A Renewal for 60 years is \$1,850.00.
- (vi) A Renewal for 70 years is \$2,050.00.
- (vii) A Renewal for 80 years is \$2,250.00.
- (viii) A Renewal for 90 years is \$2,450.00.
- (ix) A Renewal for 100 years is \$2,650.00.

(d) 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 is \$110.00 for each recorded brand.

(e) Pursuant to W.S. 11-20-115(a), to renew a Delinquent Brand, a Brand Owner must pay the delinquent fee of \$150.00 in addition to the required Renewal fee.

(f) Pursuant to W.S. 11-20-115, the fee for reissuing an Abandoned Brand is the same as for renewing a Brand.

Section 8. Fees for Modifying a Brand's Active Term

(a) The fees for modifying a Brand's Active Term are as follows:

(i) For modifying a Brand's Active Term to coincide with another Brand's Active Term that is two years into the future, 20% of the Renewal fee or \$66.00.

(ii) For modifying a Brand's Active Term to coincide with another Brand's Active Term that is four years into the future, 40% of the Renewal fee or \$132.00.

(iii) For modifying a Brand's Active Term to coincide with another Brand's Active Term that is six years into the future, 60% of the Renewal fee or \$198.00.

(iv) For modifying a Brand's Active Term to coincide with another Brand's Active Term that is eight years into the future, 80% of the Renewal fee or \$264.00.