

SENATE FILE NO. SF0081

Livestock brand administration.

Sponsored by: Joint Agriculture, State and Public Lands &
Water Resources Interim Committee

A BILL

for

1 AN ACT relating to brands; amending provisions related to
2 the rerecording of brands; authorizing the extension of the
3 rerecording period for up to one hundred years; amending
4 the recording fee; providing for notice of continuation;
5 repealing the provision for permanently recorded brands;
6 and providing for an effective date.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 11-20-115 and 11-20-116(a) are
11 amended to read:

12

13 11-20-115. Rerecording; when required; notice;
14 abandonment.

15

1 (a) ~~Except as provided in W.S. 11-20-126, every tenth~~
2 ~~year after recording a brand,~~ Every owner of a brand shall
3 rerecord the brand according to the applicable time periods
4 established by the board pursuant to subsection (c) of this
5 section, and failure to do so is an abandonment of the
6 brand as provided in this section. At least sixty (60) days
7 preceding the expiration date of the brand, the board shall
8 notify by mail and electronic mail if provided, at the
9 address shown on the brand records, the ~~party-owning~~ owner
10 of the brand that the brand must be rerecorded and if the
11 brand has not been rerecorded within sixty (60) days from
12 the expiration date of the brand, the brand will be
13 declared delinquent. The board shall send a second notice
14 by certified mail to the ~~party-owning~~ owner of the brand at
15 the address shown on the brand records within thirty (30)
16 days following the expiration date of the brand. A
17 delinquent brand may be rerecorded by the brand owner who
18 shall submit a rerecording application and pay a delinquent
19 fee as established by rule of the board not to exceed one
20 hundred fifty dollars (\$150.00). If a delinquent brand is
21 not rerecorded within two (2) years from the expiration
22 date of the brand, the brand will be declared abandoned.
23 Not less than six (6) months before declaring a brand

1 abandoned, the board shall send a notice of proposed brand
2 abandonment to the ~~party owning~~ owner of the brand at the
3 address shown on the brand records. The livestock board is
4 authorized to promulgate rules and regulations necessary to
5 implement this section including rules for issuing
6 abandoned brands to other applicants.

7
8 (c) The term of the rerecording period shall ~~not~~
9 ~~exceed~~ be in ten (10) ~~years~~ year increments, not to exceed
10 one hundred (100) years at the option of the owner of the
11 brand. The renewal schedule and the method of renewal shall
12 be established by the board. Every owner of a brand shall
13 rerecord the brand ~~every ten (10) years~~ pursuant to the
14 renewal schedule established by the board and shall pay the
15 renewal fee specified by W.S. 11-20-116 which shall be
16 prorated by the board for any renewal of less than ten (10)
17 years.

18
19 (d) As part of a rerecording notice or abandonment
20 notice sent under subsection (a) of this section, the board
21 shall offer the option to ~~a party~~ the owner of the brand to
22 rerecord all brands ~~that the party owns~~ owned by the same
23 person upon payment of a prorated fee, whether or not the

1 brand has reached its rerecording date and provided that
2 the rerecording period shall not exceed the ~~ten (10) year~~
3 term established by subsection (c) of this section. The
4 board shall offer the option to the owner of the brand to
5 extend the rerecording period in ten (10) year increments
6 not to exceed one hundred (100) years upon payment of the
7 appropriate fee as specified in W.S. 11-20-116(a).

8
9 (e) ~~A party owning~~ The owner of a brand declared
10 delinquent under subsection (a) of this section may provide
11 payment in full of the required recording fee and any
12 delinquency fees at the time of brand inspection.

13
14 **11-20-116. Fees for renewal, transfer of ownership or**
15 **alteration of brand; recording bill of sale deemed renewal.**

16
17 (a) For renewing any brand previously recorded and
18 issuing a certificate of renewal, the board shall charge
19 not less than three hundred dollars (\$300.00) for each ten
20 (10) year period, provided that if the renewal is for more
21 than fifty (50) years, the fee shall be not less than one
22 hundred dollars (\$100.00) for each ten (10) year period
23 beyond fifty (50) years. The fee shall cover any additional

1 species of livestock for which the brand was previously
2 recorded.

3

4 **Section 2.** W.S. 11-20-126 is repealed.

5

6 **Section 3.** This act is effective immediately upon
7 completion of all acts necessary for a bill to become law
8 as provided by Article 4, Section 8 of the Wyoming
9 Constitution.

10

11 (END)