

AMENDMENTS TO LB768

(Amendments to Standing Committee amendments, AM1945)

Introduced by Davis

1           1. Strike sections 8 and 9 and insert the following  
2 sections:

3           Sec. 8. Section 54-1,120, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5           54-1,120 (1) Any person who operates a cattle feeding  
6 operation located within the brand inspection area may make  
7 application to the Nebraska Brand Committee for registration as  
8 a registered feedlot. The application form shall be prescribed by  
9 the brand committee and shall be made available by the director  
10 of the brand committee for this purpose upon written request.  
11 If the applicant is an individual, the application shall include  
12 the applicant's social security number. After the brand committee  
13 has received a properly completed application, an agent of the  
14 brand committee shall within thirty days make an investigation to  
15 determine if the following requirements are satisfied:

16           (a) The operator's feedlot must be permanently fenced;  
17 and

18           (b) The operator must commonly practice feeding cattle to  
19 finish for slaughter.

20           If the application is satisfactory, and upon payment of  
21 a registration fee by the applicant, the brand committee shall  
22 issue a registration number and registration certificate valid

1 for one year unless rescinded for cause. If the registration is  
2 rescinded for cause, any registration fee shall be forfeited by  
3 the applicant. The fees for registered feedlots shall be ~~not less~~  
4 ~~than one hundred dollars nor more than six hundred fifty dollars~~ an  
5 amount for each such registered feedlot having one thousand head or  
6 less capacity and an equal amount for each additional one thousand  
7 head capacity, or part thereof, of such registered feedlot. The  
8 brand committee shall set the fee per one thousand head capacity  
9 so as to correspond with the inspection fee provided under section  
10 54-1,108. The registration fee shall be paid on an annual basis.

11 (2) The brand committee may adopt and promulgate rules  
12 and regulations for the operation of registered feedlots to assure  
13 that brand laws are complied with, that registered feedlot shipping  
14 certificates are available, and that proper records are maintained.  
15 Violation of sections 54-1,120 to 54-1,122 subjects the operator  
16 to revocation or suspension of the feedlot registration issued.  
17 Sections 54-1,120 to 54-1,122 shall not be construed as prohibiting  
18 the operation of nonregistered feedlots.

19 (3) Registered feedlots are subject to inspection at any  
20 reasonable time at the discretion of the brand committee and its  
21 authorized agents, and the operator shall show cattle purchase  
22 records or certificates of inspection to cover all cattle in his or  
23 her feedlot. Cattle having originated from such registered feedlots  
24 may from time to time, at the discretion of the committee, be  
25 subject to a spot-check inspection and audit at destination to  
26 enable the brand committee to assure satisfactory compliance with  
27 the brand laws by the registered feedlot operator.

1           (4) The operator of a registered feedlot shall keep  
2 cattle inventory records. A form for such purpose shall be  
3 prescribed by the brand committee. The brand committee and its  
4 employees may from time to time make spot checks and audits of  
5 the registered feedlots and the records of cattle on feed in such  
6 feedlots.

7           (5) The brand committee may rescind the registration of  
8 any registered feedlot operator who fails to cooperate or violates  
9 the laws or rules and regulations of the brand committee covering  
10 registered feedlots.

11           Sec. 9. Section 54-1,122.01, Reissue Revised Statutes of  
12 Nebraska, is amended to read:

13           54-1,122.01 (1) Any person who operates a dairy operation  
14 located within the brand inspection area may make application  
15 to the Nebraska Brand Committee for registration as a registered  
16 dairy. The application form shall be prescribed by the brand  
17 committee and shall be made available by the director of the brand  
18 committee for this purpose upon written request. If the applicant  
19 is an individual, the application shall include the applicant's  
20 social security number. After the brand committee has received a  
21 properly completed application, an agent of the brand committee  
22 shall within thirty days make an investigation to determine if the  
23 following requirements are satisfied:

24           (a) The operator's dairy must be permanently fenced; and

25           (b) The operator must identify each animal individually  
26 as directed by the Nebraska Brand Committee.

27           If the application is satisfactory, and upon payment of

1 a registration fee by the applicant, the brand committee shall  
2 issue a registration number and registration certificate valid  
3 for one year unless rescinded for cause. If the registration is  
4 rescinded for cause, any registration fee shall be forfeited by  
5 the applicant. The fee for a registered dairy shall be ~~not less~~  
6 ~~than one hundred dollars nor more than six hundred fifty dollars~~ an  
7 amount for each such registered dairy having one thousand head or  
8 less capacity and an equal amount for each additional one thousand  
9 head capacity, or part thereof, of such registered dairy. The brand  
10 committee shall set the fee per one thousand head capacity so as to  
11 correspond with the inspection fee provided under section 54-1,108.  
12 The registration fee shall be paid on an annual basis.

13 (2) The brand committee may adopt and promulgate rules  
14 and regulations for the operation of registered dairies to assure  
15 that brand laws are complied with, that registered dairy shipping  
16 certificates are available, and that proper records are maintained.  
17 This section shall not be construed as prohibiting the operation of  
18 nonregistered dairies.

19 (3) A registered dairy is subject to inspection at any  
20 reasonable time at the discretion of the brand committee and its  
21 authorized agents, and the operator shall show cattle purchase  
22 records or certificates of inspection to cover all cattle in his  
23 or her dairy. Cattle having originated from any such registered  
24 dairy may from time to time, at the discretion of the committee, be  
25 subject to a spot-check inspection and audit at the destination to  
26 enable the brand committee to assure satisfactory compliance with  
27 the brand laws by the registered dairy operator.

1                   (4) The operator of a registered dairy shall keep cattle  
2 inventory records. A form for such purpose shall be prescribed by  
3 the brand committee. The brand committee and its employees may from  
4 time to time make spot checks and audits of registered dairies and  
5 the records of cattle in such registered dairies.

6                   (5) The brand committee may rescind or suspend the  
7 registration of any registered dairy operator who fails to  
8 cooperate or violates the laws or rules and regulations of the  
9 brand committee covering registered dairies.