



STATE OF WEST VIRGINIA
DEPARTMENT OF AGRICULTURE

CHARLESTON
25305

May 25, 1971

Gus R. Douglass
Commissioner

Honorable John D. Rockefeller IV
Secretary of State
State Capitol
Charleston, West Virginia 25305

Dear Mr. Rockefeller:

Enclosed please find two copies of amended administrative regulations promulgated by me pertaining to Livestock Auction Markets and Fairs, amended Regulations 4.43 and 4.54, of Chapter 19-2 Series XI 1969, and Regulation 3.03 of Chapter 19-2 Series III 1968.

I certify that the enclosed amended regulations are true and accurate copies of regulations adopted by me on June 1, 1971.

Very truly yours,

Gus R. Douglass
Commissioner of Agriculture

GRD:ldy

Enclosures

cc: Dr. Thelma Njaka

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 5/26/71

FILED IN THE OFFICE
JOHN D. ROCKEFELLER, IV
SECRETARY OF STATE
THIS DATE 5/26/71

Adm. Reg. 19-2
Series ~~X~~ XI

Sec. 4.54

4.54 Fees to be Collected, Tests.

A public market shall:

- (a) Collect a fee of fifty cents per head for cattle when tested for brucellosis.
- (b) On the first day of each month, forward to the Commissioner all monies due for testing done during the previous month.

4.56 Sales, Regular and Special. All public markets shall continue to operate on the same day of the week on which they are now holding their regular sales. A public market desiring to make a change in its regular sale day shall file with the Commissioner an application at least sixty (60) days prior to the date of such contemplated change. A public market shall not advertise and hold special livestock sales on days other than their regular sale day, until such public market has been given permission by the Commissioner to hold such sale. When a public market desires to hold a special sale, they shall make application in writing to the Commissioner at least thirty (30) days prior to the date it contemplates holding such sale, and shall furnish the Commissioner with all information pertaining to the character of the sale.

(a) A public market that discontinues a regular sale day or the operation of the market for a period of time during the year shall notify in writing the Commissioner at least fourteen (14) days in advance of such discontinuance, and shall notify the Commissioner in writing at least fourteen (14) days in advance of the reopening of the market.

(b) Livestock and poultry sold at special sales by public markets are subject to the same health



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March 7, 1969

Honorable John D. Rockefeller IV
Secretary of State
State of West Virginia
State Capitol Building
Charleston, West Virginia 25305

Dear Mr. Rockefeller:

Enclosed are two copies of amended administrative regulations promulgated by me pertaining to Regulations Governing Livestock Auction Markets. These amended regulations are Administrative Regulations 19-2 Series XI page 23. The existing Series XI was filed in your office on January 27, 1969, with an effective date of February 25, 1969.

I hereby certify that the attached regulations are true and accurate copies of official regulations adopted by this Department on March 7, 1969.

Very truly yours,

Gus R. Douglass
Commissioner of Agriculture

GRD/CCW/sm
Enclosures

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 3/7/69

requirements of regular scheduled sales.

4.57 Clerk Shall Record Price and Purchasing. A public market clerk shall record the name of the buyer and the price at which livestock, poultry, agricultural or horticultural products are sold as announced by the auctioneer.

4.58 Fees, Grading. A public market shall pay to the Commissioner fees for livestock grading and classifying services according to the following schedule of charges.

- (a) Sheep and lambs, three cents per head
- (b) Swine, five cents per head
- (c) Calves under three hundred pounds, seven cents per head
- (d) Cattle three hundred pounds and over, ten cents per head

The minimum fee for grading services, requested by said market shall be fifteen dollars (\$15.00) per grader per day.

A public market shall forward all grading fees to the Commissioner not later than ten (10) days following the end of the month in which said grading services were performed.

Exemptions to grading fee charges are:

- (a) Purebred shows, fairs and sales
- (b) Animals sold through special sales that conform to the requirements of "Memorandum of Agreement" published for such sales.

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All previous rules and regulations pertaining to public markets are hereby suspended, revoked, and repealed. The Commissioner reserves the right to revoke, suspend, rescind or amend any rules, regulations or standards herein set forth.

Any person who shall violate any of the provisions of this article, or who shall obstruct or hinder the Commissioner or any officer or employee in the performance of his duties under this article, shall be guilty of a misdemeanor and, upon conviction thereof, shall, for the first offense, be fined not more than one hundred dollars (\$100.00), and upon conviction for each subsequent offense, be fined not more than five hundred dollars (\$500.00), and in addition to such fine may be confined in the county jail for not more than ninety (90) days.