

Arkansas Livestock and Poultry Commission  
Effective: August 1, 1997  
Jack Gibson, Executive Director

Act 87 of 1963, Act 150 of 1985 & Act 1306 of 1997

**ARKANSAS REGULATION FOR LIVESTOCK DEALER LICENSING**  
(Includes Cattle, Equidae, Swine, Goats, and Sheep)

LIVESTOCK DEALER LICENSING-

For the purpose of tracing infected and exposed livestock to the herd of origin or to a herd to which exposed livestock have moved.

1. Livestock Dealer Defined -

Arkansas will adopt the definition of a dealer under the same standards as the Packers and Stockyards Administration which states:

*"A livestock dealer is any person (not a market agency) engaged in the business of buying or selling, in commerce, livestock either on his own account or as an employer or agent of the vendor or purchaser."*

"Arkansas livestock dealer" means any person required to be registered under the Federal Packers and Stockyards Act 1921, who buys, sells, or offers to sell, exchange, barter, or negotiate the sale of cattle, equidae, goats, sheep, or swine in this State whether the cattle, equidae, goats, sheep, or swine were raised in this State or brought into this State from another state.

"Livestock dealer" does not mean (1) A person who buys or sells animals solely for his own farming operation(s); (2) it does not pertain to anyone who holds the animal longer than 30 days before resale; (3) it does pertain to anyone buying slaughter animals who sells animals for slaughter

other than those bought from Packers and Stockyards registered markets; (4) it does not mean a person regulated by the State Racing Commission.

2. Dealer licensing -

Any dealer who purchases, deals in, or sells livestock or acts as a commission representative or broker, except registered P & S livestock markets, must be licensed by the Arkansas Livestock and Poultry Commission. License will be issued yearly, and will expire on July 1 of each year.

The Arkansas Livestock and Poultry Commission may, after due notice and opportunity for a hearing to the individual or firm involved, deny any application for a license, suspend or cancel a license when the agency is satisfied of one or more of the following:

- (a) That they have violated state and/or federal statutes and/or official regulations governing the interstate or intrastate movement, shipment or transportation of livestock.
- (b) That they have made false or misleading statements in their application for a license or false or misleading statements as to the health or physical conditions of livestock regarding official test results or status and identity of herd of origin.
- (c) That they have knowingly sold for dairy or breeding purposes livestock which were affected with livestock diseases.
- (d) That they have demonstrated to the satisfaction of the Arkansas Livestock and Poultry Commission their inability or unwillingness to carry out the record keeping requirements of this regulation.
- (e) That they have ceased to operate the business for which the license was issued.

3. Records Required -

Each licensed person or firm shall keep a record of all livestock purchased, sold or otherwise handled.

The records required shall be recorded in an appropriate record book or other system that will permit the recording of information relating to each transaction in such a manner that will enable personnel of the state and federal animal health agencies to identify the origin and disposition of each required animal purchased or sold.

4. Contents of Records -

The records shall include the following information:

- (a) Ear tag numbers or other identifying numbers carried by, or assigned to the animal at the time of purchase by, or consignment to, and at the time of sale by a dealer, broker, auctioneer, auction market operator, or other intermediary or agent. Any animal requiring identification which does not carry such individual identification at the time of purchase or sale, shall be at that time identified with acceptable identification tags, brands, and/or tattoos or description. Official back tags will be acceptable individual identification for animals purchased in the country for immediate sale at regular scheduled auction sales, stockyards or slaughtering establishments.
- (b) The name and address of the person who consigned the animal for sale or from whom the animal was purchased. If such animal was purchased at an auction, the name and address of the auction market, and the date of such consignment and purchase.
- (c) The name and address of the person or firm to whom the animal was sold and the date of such sale or consignment.

- (d) The breed, sex, approximate age and weight of each animal.
- (e) The date and result of any test required for sale or movement of each animal, or a copy of the official test record may be identified to the transaction and filed with the records.

The required information relating to the purchase shall be recorded immediately upon completion of the purchase (but no later than 24 hours after the purchase) and the required information relating to the sale of such animals shall be recorded immediately (within 24 hours) upon completion of the consignment or sale.

5. Retention of Records -

The records of livestock sales, purchases, and transactions shall be kept and retained in the possession of the dealer, auctioneer, commission company, for a period of at least two years after each purchase or sale of any livestock. All records, together with entries therein shall be available for examination by agents of the Arkansas Livestock and Poultry Commission.

6. Fees -

- (a) There will be a \$10.00 fee for each application or renewal.

Fee will be refunded if application is rejected.

- (b) Fees must be paid on or before July 31st each year.

Non compliance of any part of this regulation is a Class A misdemeanor.

Issued in Little Rock, Arkansas on July 10, 1997.

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Jack Gibson, Executive Director

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