

TITLE 4 DEPARTMENT OF AGRICULTURE

SUBTITLE 3 DIVISION OF ANIMAL INDUSTRY

CHAPTER 27

BRANDS

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§4-27-1 Objective. The objective of this chapter is to control the use and registration of livestock brands.

§4-27-2 Definitions. As used in this chapter, unless context otherwise requires:

"Brand" means a mark made by burning with a hot iron onto the surface of the livestock's hide to designate ownership;

"Department" means department of agriculture, State of Hawaii;

"Division" means division of animal industry, department of agriculture; and

"Livestock" means domestic animals used or raised on a farm, and does not include dogs and cats. [Eff. 12/15/83] (Auth: HRS §§142-2 and 142-41) (Imp: HRS §142-3)

§4-27-3 Division responsibility. (a) The division shall maintain a list of all registered brands in a separate book known as the "Hawaii Brand Book."

(b) All applications for brand registration shall be approved by the division to ensure that similar or duplicate brands are not being registered.

(c) Each brand registered pursuant to section 142-41, Hawaii Revised Statutes, shall expire pursuant to the requirements of section 142-42, Hawaii Revised Statutes. The division shall notify all registered brand owners when the re-registration period opens and the media shall be advised by the department's public relations officer. [Eff. 12/15/83] (Auth: HRS §142-2) (Imp: HRS §§142-3, 142-41, 142-42, and 142-43)

§4-27-4 Owner responsibility. (a) Owners shall register all livestock brands as required by statute. The owner shall submit a burnt cardboard imprint of the registered brand to the division for filing. [Eff. 12/15/83] (Auth: HRS §142-2) (Imp: HRS §§142-41 and 142-42)

(b) Owners of brands who desire to transfer a brand registered with the department shall notify the division of the intent to transfer. The new owner shall register the brand with the department and shall pay the transfer fee. [Eff. 12/15/83] (Auth: HRS §142-2) (Imp: HRS §§142-41 and 142-42)

§4-27-5 Fees. The recording fee for each brand shall include a registration fee or a transfer fee. The following fees are established:

- (1) Registration fee - - - - - \$10; and
 - (2) Transfer fee - - - - - \$5
- [Eff. 12/15/83] (Auth: HRS §142-2) (Imp: HRS §§142-3 and 142-41)

§4-27-6 Penalty. Penalties for:

- (1) Using the registered brand of another person;
- (2) Using an unregistered brand;
- (3) Obliterating a brand; or
- (4) Branding a person's livestock with the brand of another shall be as provided in sections 142-45 to 142-48, Hawaii Revised Statutes. [Eff. 12/15/83] (Auth: HRS §142-12) (Imp: HRS §§142-45, 142-46, 142-47, and 142-48)