

# Virginia Range Transfer of Ownership RFP Questions – Round 1

Animal Industry Division



## Question 1:

- **Q:** Do you have a written opinion from the Nevada Attorney General as to whether the liability imposed in [NRS 568.360 section 2](#) applies to a 501c3 corporation who obtains ownership of the horses per the transfer as described in this RFP? If so, please consider this a public records request and provide a copy of the Opinion letter.
- **A:** No, not to our knowledge.

## Question 2:

- **Q:** If the NDA does not have an opinion letter from the AG, then does the liability imposed in [NRS 568.360 section 2](#) apply to a 501c3 corporation who obtains ownership of these horses per the transfer as described in the RFP?
- **A:** The Nevada Department of Agriculture is not aware of any interpretation of NRS 568.360(2) that is inapplicable to 501(c)(3) corporations. Any person considering a proposal is encouraged to seek the advice of legal counsel.

## Question 3:

- **Q:** Will there be any contractual obligation on the part of the nonprofit receiving ownership of these horses to keep any of the horses roaming free on open range land?
- **A:** [The RFP states:](#) “If an owner is selected from this RFP process, there will be no contractual relationship beyond the transfer of ownership.” The purpose and intent of the selection process is to find someone who “will work to keep the horse population on the range and will facilitate adoptions of any horses removed from the range.”

## Question 4:

- **Q:** Will there be any contractual obligation on the part of the nonprofit receiving ownership of these horses to prohibit that person or entity from sending horses directly or indirectly to any person or entity associated with slaughtering horses.
- **A:** [The RFP states:](#) “If an owner is selected from this RFP process, there will be no contractual relationship beyond the transfer of ownership.” The purpose and intent of the selection process is to find someone who “will work to keep the horse population on the range and will facilitate adoptions of any horses removed from the range”. The selection criteria in the RFP are intended to exclude anyone who would send any horses to slaughter.