

**LCB File No. R079-08**

**PROPOSED REGULATION OF THE  
STATE BOARD OF AGRICULTURE**

**PROPOSED AMENDMENT TO NAC 555.150**

Need and Purpose of the proposed amendments:

We are proposing to add a section to 555.150 to address the problem of container grown plants being sold with undeveloped root systems.

Deleted language is ~~[bracketed and crossed out]~~. Proposed new language is in *blue italics*.

**Nurseries and Nursery Stock**

1. **NAC 555.150 (g)** Balled nursery stock must have a moist, green cambium in the stems and branches, include viable buds or normal growth and possess healthy, viable roots. ~~[Root balls]~~ *Balls must encompass enough of the fibrous and feeding root system as necessary for the full recovery of the plant and ~~[must be firm and secure and]~~ meet or exceed the size specified in the American Standard for Nursery Stock, as adopted by reference pursuant to NAC 555.200.*
2. **NAC 555.150** *Container grown nursery stock offered for sale shall have a well-developed root system reaching the sides of the container so that the root ball of such stock remains reasonably intact upon removing it from the container.*

**SMALL BUSINESS IMPACT DISCLOSES PROCESS  
PURSUANT TO 233B “Nevada Administrative Procedures Act”**

The purpose of this Small Business Impact Form is to provide a framework pursuant to NRS 233B.0608 to determine where a small business impact statement is required for submittal of a proposed regulation before the Nevada Department of Agriculture. If questions one (1) and two (2) are answered No, then a small business impact statement is not required. If question one (1) or question two (2) is answered with a YES, then a small business impact statement is required prior to conducting a public workshop(s) by the Department. (This form must be submitted with the proposed regulation when submitted for drafting by LCB and adoption by the Nevada State Board of Agriculture.)

Proposed regulation: NAC 555.150

Part 1

1. Does this proposed regulation impose a direct and significant economic burden upon a small business? No
2. Does this proposed regulation restrict the formation, operation or expansion of a small business? No

**Note: Small Business is defined as a “business conducted for profit which employs fewer than 150 full-time or part-time employees” (NRS 233B.0382).**