

**PROPOSED REGULATION OF THE DIRECTOR OF  
THE STATE DEPARTMENT OF AGRICULTURE**

**LCB File No. R083-15**

October 8, 2015

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §1, NRS 555.010, as amended by section 23 of Assembly Bill No. 77, chapter 526, Statutes of Nevada 2015, at page 3586.

A REGULATION relating to noxious weeds; establishing a program to certify certain agricultural products as free from noxious weeds; adopting by reference certain standards for weed free forage and gravel; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law authorizes the Director of the State Department of Agriculture to establish and administer a program to certify agricultural products as being free from noxious weeds. (NRS 555.010, as amended by section 23 of Assembly Bill No. 77, chapter 526, Statutes of Nevada 2015, at page 3586) This regulation establishes the Weed Free Certification Program and sets forth the application requirement for a producer of agricultural products who seeks to have those agricultural products be certified as free from noxious weeds as part of the Program. This regulation also adopts by reference the North American Weed Free Forage Minimum Certification Standards and the standards and inspection forms for the Weed Free Gravel Program issued by the North American Invasive Species Management Association for the purposes of the Program.

**Section 1.** Chapter 555 of NAC is hereby amended by adding thereto a new section to read as follows:

*1. A producer of agricultural products who wishes to have his or her agricultural products certified as being free from noxious weeds may apply to the Department to participate in the Weed Free Certification Program which is hereby established pursuant to NRS 555.010, as amended by section 23 of Assembly Bill No. 77, chapter 526, Statutes of Nevada 2015, at*

*page 3586. To participate in the Weed Free Certification Program, the producer must submit, in a form approved by the Department, evidence satisfactory to the Department that the producer meets the standards adopted by reference in subsection 2.*

*2. The Director hereby adopts by reference the North American Weed Free Forage Minimum Certification Standards, as revised on March 31, 2015, and the Gravel Pit Inspection Standards and Gravel Pit Inspection Form for the Weed Free Gravel Program issued by the North American Invasive Species Management Association or its successor organization, and any subsequent revisions which have been approved by the Director for use in this State. Each new revision shall be deemed approved by the Director unless the Director disapproves the revision within 60 days after the date of publication by the North American Invasive Species Management Association or its successor organization. The Director will review each revision issued to ensure its suitability for use in this State. The most recent revisions that have been approved by the Director will be available for inspection at the main office of the Department or may be obtained free of charge from the Internet website of the North American Invasive Species Management Association at <http://www.naisma.org/weed-free-forage> and <http://www.naisma.org/weed-free-gravel>.*