

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

**LCB File No. R084-15**

October 8, 2015

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

AUTHORITY: §1, NRS 561.153.

A REGULATION relating to the State Department of Agriculture procedures; providing that the Director of the Department may require that certain transactions with or payments to the Department be conducted or made through the Internet website of the Department; providing for a waiver of such a requirement in certain circumstances; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law authorizes the Director of the State Department of Agriculture to adopt such procedures as the Director may deem appropriate for the billing and collection of certain fees. (NRS 561.153) This regulation provides that, for certain transactions conducted with and payments to the Department which are available to be conducted or made electronically through the Internet website of the Department, the Director may require those transactions or payments to be conducted or made electronically through the Internet website of the Department. A person seeking to conduct such a transaction or make such a payment may request a waiver from that requirement based on certain circumstances.

**Section 1.** Chapter 561 of NAC is hereby amended by adding thereto a new section to read as follows:

*1. Except as otherwise provided in subsection 3, the Director may require that a transaction with or payment to the Department which is governed by NRS 561.153 must be conducted or made electronically on or through the Internet website of the Department provided that a means to conduct such a transaction or make such a payment is available on the Internet website of the Department.*

*2. If a payment to the Department is required to be made electronically pursuant to subsection 1, the Director may specify the method or methods of payment accepted, including, without limitation, credit card or electronic check.*

*3. A person who seeks to conduct a transaction with or make a payment to the Department which the Director has determined must be conducted or made electronically pursuant to subsection 1 may request from the Director or his or her designee a waiver of the requirement to conduct the transaction or make the payment electronically. Such a waiver may be granted if the Director or his or her designee determines that:*

*(a) Conducting the transaction or making the payment electronically would cause the person undue hardship or extreme inconvenience; or*

*(b) The person does not have access to suitable means to conduct the transaction or make the payment electronically.*