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DEPARTMENT OF AGRICULTURE

405 South 21st Street
Sparks, Nevada 89431-5557
Telephone (775) 353-3601 Fax (775) 353-3661
Website: <http://www.agri.nv.gov>

Notice Of Intent To Act Upon A Regulation

Notice of Hearing for the Adoption of Regulations of the Nevada Department of Agriculture and Agenda

LCB FILE NO. R186-24P

The Nevada Department of Agriculture will hold a public hearing at 9:00 a.m., on the 22nd day of July of 2025, at the Nevada Department of Agriculture Headquarters, 405 South 21st Street Sparks, NV 89431 and remotely. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulations that pertain to chapter 586 of the Nevada Administrative Code. Reasonable efforts will be made for members of the public who have disabilities and require special accommodations for assistance at the meeting. Please call Dyan Reece at 775-353-3670 to make arrangements.

Date: Tuesday, July 22, 2025

Time: 9:00 a.m. PDT

Location: This meeting will be held in person and remotely

Location: Nevada Department of Agriculture

405 South 21st Street
Sparks, NV 89431
(775) 353-3601

Video conference to:

Nevada Department of Agriculture
2300 E. St. Louis Avenue
Las Vegas, NV 89104
Phone: (702) 668-4590

Nevada Department of Agriculture
4780 E. Idaho Street
Elko, NV 89445
Phone: (775) 738-8076

Remote Meeting Information:

The meeting link: [Join the meeting now](#)

Meeting ID: 291 856 001 550 4

Passcode: xD9J2Jr9

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To join by telephone, call the phone-in number and enter the Phone Conference ID when prompted.

Phone Number: [+1 775-321-6111](tel:+17753216111), 848206741#

Phone Conference ID: 848 206 741#

[Find a local number](#)

INFORMATIONAL STATEMENTS

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The need for and the purpose of the proposed regulation or amendment.

The adoption of these regulations pertains to the fee amount charged for the registration of pesticides in the state of Nevada, and an increase in the amount the Director will deposit in a separate amount to be used to: monitor and dispose of pesticides, protect groundwater and surface water from contamination by pesticides; and eradicate and control noxious weeds.

The NDA is proposing an increase of its Pesticide Registration fee from the current rate of \$125, which was adopted in 2013 per LCB File R070-13A and established with industry in 2014, to \$281. The NDA has conducted an evaluation of the sustainability of its Pesticide Registration fee through an assessment of merging budget accounts (4545) and (4552), the introduction of additional funding available through various grants, and the long-term equipment replacement and maintenance service agreement costs for the Chemistry Laboratory.

2. If the proposed regulation is a permanent regulation, a statement explaining how to obtain the approved or revised text of the proposed regulation.

A copy of all materials relating to the proposal may be obtained by visiting the Department's website at agri.nv.gov or by contacting the Division of Plant Health and Compliance at 775-353-3670 or d.reece@agri.nv.gov. Copies may also be requested or inspected by visiting the NDA offices located in Elko, Las Vegas or Sparks or the Nevada State Library and Archives at 100 Stewart Street, Carson City, NV 89701. A reasonable fee for copying or postage may be charged for those requesting a print copy. Members of the public who would like additional information about a proposed regulation may contact the Division of Plant Health and Compliance by 775-353-3670 or d.reece@agri.nv.gov.

3. The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately and in each case must include:

- (a) Both adverse and beneficial effects; and
- (b) Both immediate and long-term effects.

- **Adverse economic effect on regulated businesses**

The proposed regulation change will increase the registration fee for those businesses that register pesticides in Nevada. This increase in the registration fee could affect business by increasing cost and reduce profitability. Smaller businesses will be disproportionately affected as they would be required to distribute the fee across a smaller volume of products. Only 1.3% of registrants in 2024 were from Nevada, while the vast majority are located outside the state.

- **Beneficial economic effect on regulated businesses**

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It is not anticipated that the proposed regulation will have any beneficial economic effect on the regulated businesses.

- **Immediate economic effect on regulated business**

The immediate economic effect on regulated businesses will be the increase in the registration fee paid. There has not been an increase in fees since 2013. The fee change will be implemented for the 2025 registration period, and not in a phased approach.

- **Long-term economic effect on regulated business**

The long-term economic effect will be minimal as no further fee increases are proposed at this time.

- **Adverse economic effect on the public**

There is potential for a marginal increase in the cost of pesticide products sold in Nevada that may affect the public that purchase those products.

- **Beneficial economic effect on the public**

It is not anticipated that the proposed regulation will have any beneficial economic effect to the public.

- **Immediate economic effect on the public**

The potential economic effect on the public would be the potential for a marginal increase in cost of pesticides in Nevada.

- **Long-term economic effect on the public**

The long-term economic effect will be minimal as no further fee increases are proposed at this time.

4. The methods used by the agency in determining the impact on a small business.

The NDA prepared and distributed a Small Business Impact Survey to industry members and businesses (sent to 2,304 recipients). A statistical analysis of the survey results was compiled and considered upon the closing of the survey. The survey also included open-ended questions, and the comments received were also considered. A workshop was held on December 12, 2024 to review the proposed changes and receive public comment to help shape the final proposed language. Additional comments could be submitted following the workshop. A hearing was held on March 3, 2024 to adopt a temporary regulation and receive public comment.

5. The estimated cost to the agency for enforcement of the proposed regulation.

The agency does not have costs associated with the establishment of this new program coinciding with the proposed changes to NAC 586. Notice of the changes will be sent electronically to those companies that have previously registered pesticides with the department.

6. A description of and citation to any regulations of other state or local governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.

The proposed regulations do not duplicate federal, state or local standards, that regulate the same activity.

7. If the regulation is required pursuant to federal law, a citation and description of the federal law. The proposed regulation is not required by federal law.

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8. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

This regulation does not include such provisions.

9. Whether the proposed regulation establishes a new fee or increases an existing fee.

This proposed regulation change increases an existing fee. The fee had not been updated since 2013.

Persons wishing to comment upon the proposed action of the Nevada Department of Agriculture may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to the Nevada Department of Agriculture, 405 South 21st Street, Sparks, NV 89431. Written submissions must be received by the Nevada Department of Agriculture on or before July 17, 2025. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada Department of Agriculture may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be amended will be on file at the State Library, Archives and Public Records, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be amended will be available at The Nevada Department of Agriculture Headquarters, 405 South 21st Street Sparks, NV 89431, The Nevada Department of Agriculture Las Vegas Office, 2300 E. St. Louis Ave, Las Vegas, Nevada 89104, and The Nevada Department of Agriculture Elko Office, at 4780 East Idaho Street, Elko, Nevada 89801 and <https://agri.nv.gov> for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to [NRS 233B.0653](#), and on the Internet at <http://www.leg.state.nv.us/>. Copies of this notice and the proposed regulation will also be mailed to members of the public at no charge upon request.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

Notice of this meeting was sent to all persons on the Department's mailing list for administrative regulations and posted on or before 9 a.m. thirty days before the meeting at the following locations:

Nevada Department of Agriculture <https://agri.nv.gov>

Nevada Public Notice website at <https://notice.nv.gov/>

Nevada Legislature Administrative Regulation Notices at
<https://www.leg.state.nv.us/App/Notice/A/>

JOE LOMBARDO
Governor

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**Hearing for the Adoption of Regulations of the Nevada Department of Agriculture
Agenda**

LCB FILE NO. R186-24P

**July 22, 2025
9:00 a.m. PDT**

Note: Items on the agenda may be taken out of the posted order, items may be combined for consideration, and items may be delayed or removed from the agenda. In consideration of others who may wish to provide public comment, please avoid repetition and limit your comment to three minutes per person. Unused time may not be reserved by the speaker nor allocated to another speaker.

I. Call to Order

II. Public Comment and Discussion (discussion): No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken.

III. Discussion and adoption of proposed regulations (for possible action): Adoption of amendment to regulations that pertain to Chapter 586 of the Nevada Administrative Code.

IV. Public Comment (discussion): No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken.

V. Adjourn

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

LCB File No. R186-24

July 25, 2024

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

AUTHORITY: § 1, NRS 586.237 and 586.270.

A REGULATION relating to pesticides; increasing the annual registration fee for each brand of pesticide registered with the Office of the Director of the State Department of Agriculture and the amount of the annual registration fee deposited in a separate account; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires each brand of pesticide which is distributed, sold or offered for sale within this State, or delivered for transportation or transported in intrastate commerce or between points within this State through any point outside this State, to be registered with the Office of the Director of the State Department of Agriculture. (NRS 586.250) Existing law requires: (1) a person registering any brand of pesticide with the Office of the Director to pay an annual registration fee established by regulation of the Director; and (2) the Director to deposit an amount established by regulation of the Director of each annual registration fee in a separate account to be used for certain purposes. (NRS 586.237, 586.270) This regulation increases the annual registration fee for each pesticide registered from \$125 to \$281 and increases the amount of each registration fee collected which the Director is required to deposit in a separate account from \$40 to \$80.

Section 1. NAC 586.011 is hereby amended to read as follows:

586.011 1. Each registrant must pay an annual registration fee of ~~125~~ *281* for each pesticide registered.

2. The Director will deposit, in a separate account, ~~40~~ *80* of each annual registration fee collected pursuant to subsection 1. The money in the account will be used to:

- (a) Monitor and dispose of pesticides;
- (b) Protect groundwater and surface water from contamination by pesticides; and
- (c) Eradicate and control noxious weeds.