

SMALL BUSINESS IMPACT STATEMENT AS REQUIRED BY

NRS 233B.0608

(Revised LCB File # here if Appropriate)

- 1. A description of the manner in which comment was solicited from affected small businesses, a summary of their response and an explanation of the manner in which other interested persons may obtain a copy of the summary.**

- Nevada does not register feed manufacturers at this time. Using the NAIC we found seven businesses which identified themselves as being feed manufacturers. We sent them a multipage survey regarding the potential impact of implementing the regulations. Only one recipient responded as requested. That business indicated there would be no negative impact. The regulations were available on the website of the Department of Agriculture, www.agri.nv.gov and posted at the following locations:

Department of Agriculture

405 S. 21st Street

Sparks, NV 89431

Department of Agriculture

2300 McLeod Street

Las Vegas, NV 89104

Department of Agriculture

4780 E. Idaho Street

Elko, NV 89801

- 2. The manner in which the analyses was conducted.**
 - The sole respondent indicated no impact.
- 3. The estimated economic effect of the proposed regulation on the small businesses it is to regulate, including, without limitation:**
 - Minimal or none.
- 4. A description of the methods that the agency considered to reduce the impact of the proposed regulation on small businesses and a statement regarding whether the agency actually used any of those methods.**
 - Does not apply. This program is required by federal law.
- 5. The estimated cost to the agency for enforcement of the proposed regulation.**
 - We estimate that the cost for an inspector, equipment and expenses will be less than \$100,000.00 per year.

6. If the proposed regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.
 - We estimate the fees to generate less than \$100,000.00 annually and will off set the cost of completing registrations prescribed by the Food Safety Modernization Act .
7. If the proposed regulation includes provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity, an explanation of why such duplicative or more stringent provisions are necessary.
 - The provisions are mandated by federal law. The FDA looked to the states to implement the Food Safety Modernization Act. We will be enforcing the federal provisions.
8. The reasons for the conclusion of the agency regarding the impact of a regulation on small businesses.
 - We conclude that the impact of these provisions will be minimal. Most businesses already employ many of the safety and "critical point" techniques at this time. The new standards will require formalized planning, record keeping and recall procedures. Setting up a business to comply with the requirements may impose a small burden, but the on-going process should have minimal impact. Most businesses in Nevada will be exempt under the federal provisions.

I certify that to the best of my knowledge or belief, a concerted effort was made to determine the impact of this proposed regulation on small businesses and the information contained in the statement was prepared properly and is accurate.



James R. Barbee

Director

Nevada Department of Agriculture