

LCB File No. T037-01

**ADOPTED TEMPORARY REGULATION OF THE STATE
DEPARTMENT OF AGRICULTURE**

(Effective May 29, 2001)

**Nevada Department of Agriculture
350 Capitol Hill Avenue
Reno, NV 89502
(775) 688-1182**

Adopted temporary amendments to NAC 554 pertaining to an interior quarantine against Africanized Honey Bees.

Authority: NRS 554.110

Establishment of an Interior quarantine: The Director of the Nevada Department of Agriculture under the authority as State Quarantine Officer, hereby establishes an interior quarantine to restrict the spread of Africanized honey bees (*Apis mellifera scutellata*) from infested areas of Nevada.

Pest: Africanized honey bees (*Apis mellifera scutellata*)

Areas under quarantine: Clark County, all portions of Nye County directly west of Clark County and all portions of Lincoln County south of 37° 50' north latitude.

Restricted commodities:

1. Owned or managed honey bee colonies
2. Honey bee queens and/or bees from owned or managed colonies

Certification: No restricted commodity may leave the area under quarantine unless certified as non-Africanized by the Nevada Department of Agriculture.

1. Colonies: colonies shall be certified 30 days prior to movement out of the restricted area.
2. Honey bee queens and/or honey bees cannot be produced for sale or distribution unless the colonies used to produce queens or honey bees have been inspected and certified non-Africanized by the Department of Agriculture a minimum of two times per year.

Registration of owned or managed colonies:

1. Owners or managers of honey bee colonies within the areas under quarantine must advise the Nevada Department of Agriculture of: the name, address and phone

- number of the owner or manager; the location or locations of the colonies and the number of colonies at each location.
2. Registration is required in May of each year and within 30 days of colonies entering the area under quarantine.

Disposition of Africanized owned or managed colonies as specified by the Nevada Department of Agriculture:

1. Colonies found to be Africanized by the Nevada Department of Agriculture shall be destroyed or requeened with a non-Africanized queen within four weeks of notification of the colonies being Africanized, or
2. Colonies must be destroyed in a manner approved by the Nevada Department of Agriculture.

Disposition of violations: All shipments of restricted commodities arriving outside the area under quarantine in Nevada in violation of this quarantine shall be immediately shipped to the area under quarantine or destroyed in a manner approved by the Department of Agriculture.

For any clarification on these amendments, please contact John O'Brien at (775)-688-1182 extension 241.

NOTICE OF ADOPTION OF TEMPORARY REGULATION T037-01

On April 30, 2001, the Nevada Department of Agriculture adopted temporary regulations Chapter 554 of the Nevada Administrative Code. A copy of the regulations as adopted is attached hereto.

Notice date: April 1, 2001

Date of Adoption by Agency: May 21, 2001

Hearing date: April 30, 2000

Filing date: May 29, 2001

INFORMATIONAL STATEMENT

1. A public workshop was held on April 16, 2001, in the Department of Agriculture office in Las Vegas, Nevada, located at 2300 McLeod Street.

A public hearing was held on April 30, 2001, in the Department of Agriculture office in Las Vegas, Nevada, located at 2300 McLeod Street.

Notice of workshop and notice of hearing was posted at all six Department offices, the Nevada State Library in Carson City, Nevada, and all Nevada County Libraries. Copies could be requested from the Nevada Department of Agriculture by writing to 350 Capitol Hill Avenue, Reno, Nevada 89502, calling (702) 688-1180, contacting all other Department offices, the Nevada State Library in Carson City, and all Nevada County Libraries. All persons who have requested to be notified of amendments were notified by mail.

2. Workshop held April 16, 2000-Las Vegas
0 people attended
No written statements were submitted

Hearing held April 30, 2000-Reno
There were no business or public attendees
No written statements were submitted

3. Comments were solicited from business and the public by posting in public locations and through direct mail notices as outlined in #1 above. There was no oral or written comments submitted. A copy of the comments may be obtained by calling the Nevada Department of Agriculture office, (702) 688-1180.

The amendments were adopted without changes. No changes were requested and there was no opposition to adoption of these amendments.

4. The economic effects of the adopted amendments on the business which it is to regulate include:
 - a. Adverse effects:

Beekeepers will have to register the location of colonies and the number of colonies at each location within the area under quarantine. Colonies must be certified as non-Africanized by the Department of Agriculture prior to movement out of the quarantined area. Honey bee queens and honey bees cannot be produced for sale in the quarantined area unless certified as non-Africanized a minimum of two times per year by the Department of Agriculture.

b. Beneficial effects:

Beekeepers who have their bee colonies certified as non-Africanized can move the colonies out of the quarantined area and produce honey bee queens and bees for sale.

c. Immediate and long-term economic effects:

The adverse and beneficial effects are the same for immediate and long-term.

6. Economic cost to the agency for the enforcement of the regulation:
There will not be any additional cost to the agency to enforce the amendments adopted.
7. There are no other state or federal agency regulations which the adopted amendments overlap or duplicate.
8. The amendments adopted do not include any provisions more stringent than any federal regulation which the same activity.
9. This regulation does not establish or increase any fees.

Sincerely,

Robert Gronowski, Administrator
Division of Plant Industry