

**PROPOSED REGULATION OF
THE STATE BOARD OF AGRICULTURE**

LCB File No. R130-06

June 28, 2006

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

AUTHORITY: §1, NRS 561.105.

A REGULATION relating to agriculture; designating planting and harvesting seasons for this State for purposes relating to an exemption from certain federal regulations for drivers transporting certain agricultural commodities or farm supplies for agricultural purposes; and providing other matters properly relating thereto.

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

1. For the purposes of the exemption from federal regulations regarding the maximum driving and on-duty time for drivers used by motor carriers that is set forth in 49 C.F.R. § 395.1(k), pertaining to drivers transporting agricultural commodities or farm supplies for agricultural purposes within a 100 air-mile radius from the source of the commodities or distribution point for the farm supplies during the planting and harvesting seasons, the planting and harvesting seasons within this State shall be deemed to be year-round, from January 1 through December 31.

2. As used in this section:

- (a) “Agricultural commodities” means products grown on and harvested from the land.*
- (b) “Farm supplies for agricultural purposes” means products directly related to the growing or harvesting of agricultural commodities.*