

LCB File No. R053-00

**PROPOSED REGULATION OF THE
DEPARTMENT OF AGRICULTURE**

NOTICE AND INTENT TO ADOPT REGULATIONS

THE NEVADA DEPARTMENT OF AGRICULTURE

PROPOSED AMENDMENTS TO NAC 555 PERTAINING TO PEST CONTROL
APPLICATOR FEES.

Need and purpose of the proposed amendments

NRS 555 was amended and fees that were set by statute were changed to be set by regulation.

The pest control industry requested a continuing education program. The fees will pay for this program.

Economic effect of these proposed amendments on the businesses which it is to regulate:

1. Adverse effects:

The fees will increase the cost to businesses, but will not cause an active business to go out of business. The fees include a hardship provision to help prevent this.

2. Beneficial effects:

Business will benefit from the continuing education provided.

3. Immediate and long term effects:

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

Economic effects of the proposed amendments on the public:

1. Adverse effects:

None

2. Beneficial effects:

The public protection will be increased through continuing education of applicators.

3. Immediate and long term effects:

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

Economic costs to the agency for enforcement of the proposed amendments:

There will be no additional cost to the agency for enforcement.

Description of any regulations of any other state, local or federal regulation that the proposed amendments overlap or duplicate:

There are no other state, local or federal government regulations that these amendments overlap or duplicate.

Fees:

The proposed amendments increase fees. A total of \$234,250 will be collected with the new fees. The funds will be used to pay the costs of an employee to coordinate the continuing education program, to operate, and travel to conduct the program.

The date, time, place and manner in which interested parties may present their views on the proposed amendments:

DATE: April 6, 2000

TIME: 9:00 a.m.

PLACE: Nevada Department of Agriculture Office- Reno
2300 McLeod Street
Las Vegas, Nevada 89401

DATE: April 5, 2000

TIME: 9:00 a.m.

PLACE: Nevada Department of Agriculture Office- Reno
350 Capitol Hill Avenue
Reno, Nevada 89502

Manner: Written comments and testimony may be submitted prior to the hearing date and will be included with any testimony presented at the hearing. All variable and written testimony will be in the record of the hearing.

Address at which the text of the proposed regulations may be inspected and copied:

The Nevada State Library in Carson City, and all Nevada county libraries. The Department of Agriculture offices in Reno, Sparks, Elko, Las Vegas or Winnemucca during the hours of 8:00 a.m. until 5:00 p.m., Monday through Friday.

Nevada Department of Agriculture
350 Capitol Hill Avenue
Reno, NV 89502

Nevada Department of Agriculture
2150 Frazer Street
Sparks, NV 89431

Nevada Department of Agriculture
1550 S. Wells Avenue
Reno, NV 89502

Nevada Department of Agriculture
1200 E. Winnemucca Blvd.
Winnemucca, NV 89445

Nevada Department of Agriculture
Eyer H Boies Building
1351 Elm Street
Elko, NV 89801

Nevada Department of Agriculture
2300 McLeod
Las Vegas, NV 89104

NOTE: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, call Robert Gronowski at the Nevada Department of Agriculture, (775)-688-1182 Ext. 239 as soon as possible.

NRS 233B.064 Permanent regulations not to be adopted or revised by the Legislative Council; agency's reasons for adoption.

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

Paul Iverson, Director

Date

PROPOSED REGULATION OF THE DEPARTMENT OF AGRICULTURE

LCB File No. R053-00

Proposed amendments to NAC 555 pertaining to pest control applicator fees.

Authority: NRS 555.310

CHAPTER 555 NAC IS HERE BY AMENDED BY ADDING A NEW SECTION TO READ AS FOLLOWS:

Section 1. Fees to engage in pest control.

- A. Application for examination or re-examination, \$25 per category.
- B. License for a company, \$250.
- C. License for a operator, \$50.
- D. Hardship declaration and fee.
 - 1. An applicant for licensing may request a hardship fee reduction by writing the Director of the Department of Agriculture and stating the amount of income received from pest control applications. The Director may grant a hardship fee reduction if he determines that paying the established fee would cause the business to cease operating or not be able to began operating.
 - 2. If a hardship is granted by the Director the fee for a company license will be \$50 and the fee for an operator license will be \$15. There is no fee reduction for application for examination or re-examination.

For any clarification on these amendments contact Robert Gronowski at (775)688-1182, Ext. 239