

PROPOSED REGULATION OF THE STATE

DEPARTMENT OF AGRICULTURE

LCB File No. R033-05

June 14, 2005

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

AUTHORITY: §1, NRS 587.077 and 587.083.

A REGULATION relating to seeds; revising the provisions governing the fees that the State Department of Agriculture will charge for analysis and testing of samples of seeds; and providing other matters properly relating thereto.

Section 1. NAC 587.220 is hereby amended to read as follows:

587.220 The following provisions establish the fees that the Department ~~[shall]~~ *will* charge for analysis and testing of samples of seed:

1. As used in this section, “mixture” means a seed sample which contains two or more kinds of seed, where each kind:

- (a) Constitutes more than 5 percent of the sample; or
- (b) Is declared on the label to be part of the mixture.

2. The fee for *testing* any kind of seed not listed will be ~~[based on the fee for the listed kind of seed that is most similar to the seed being tested.]~~ *determined by the Department.*

3. If special attention or a priority in examination is requested for a seed sample, the charge will be the fee listed plus 50 percent.

4. The charge for a sample requiring an unusual amount of time, such as an excessively dirty sample, a sample of a complicated mixture or a sample requiring special tests, is \$35 per hour.

5. *The charge for a mixture is \$35 per hour.*
6. *The charge for a tetrazolium test is \$40 per test.*
7. Service testing fees for purity and germination:

Kind	Purity	Germination
Alfalfa	[\$14] \$22	[\$12] \$21
Beans	[\$2] 23	[\$2] 21
Bluegrass	[\$22] 41	[\$15] 25
Bromegrass	23	[\$2] 21
Cereal grains	[\$15] 23	[\$2] 21
Clover	[\$15] 22	[\$2] 21
Fescue	[\$22] 34	[\$2] 23
Flax	[\$21] 25	[\$4] 25
Flowers	[\$6] 25	[\$6] 25
Indian Ricegrass	[\$17] 37	[\$6] 26
<i>Kochia</i>	22	21
<i>Needlegrasses</i>	34	23
Onion	[\$14] 26	[\$2] 21
Orchardgrass	[\$25] 37	[\$4] 24
Peas	[\$14] 23	[\$3] 21
Ryegrass	[\$22] 27	[\$2] 26
Sainfoin	[\$14] 22	[\$3] 21

Kind	Purity	Germination
Saltbush	{16} 35	{14} 26
Small Brunet	{15} 22	{14} 21
Sudangrass	{17} 23	{14} 21
Sunflower	{21} 25	{12} 23
Timothy	{17} 33	{12} 23
Trees/Shrubs	{14} 23	{15} 27
Vegetables not listed	{14} 26	{12} 21
Vetches	{15} 23	{12} 21
Wheatgrasses	34	{15} 28
Wildrye	{21} 37	{12} 26
<i>Winterfat</i>	41	23

~~{6}~~ 8. The fees for examination of a sample of seed for noxious weed seed are:

- (a) For weed seed which is designated noxious in Nevada, \$6.
- (b) For weed seed which is designated noxious in any other state, \$10.