

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS--NRS 233B.066**  
**Informational Statement**  
**LCB File No. R156-16**

**1. A clear and concise explanation of the need for the adopted regulation.**

This regulation is needed to allow seed growers to use pesticides that would be subject to residue tolerance requirements if the seed produced was intended for human consumption. Allowing the use of these pesticides will reduce the cost to seed growers and have a positive economic impact.

**2. Description of how public comment was solicited, a summary of public response, and an explanation of how other interested persons may obtain a copy of the summary.**

Copies of the proposed regulations, notices of workshop and notices of intent to act upon the regulation were sent by U.S. mail and email to persons who were known to have an interest in thin Nevada Administrative Code, as well as any persons who had specifically requested such notice. These documents were also made available at the website of the Nevada Department of Agriculture (NDA) [www.agri.nv.gov](http://www.agri.nv.gov), mailed to all county libraries in Nevada and posted at the following locations:

Nevada Department of Agriculture  
405 South 21<sup>st</sup> Street  
Sparks, NV 89431-5566

Nevada Department of Agriculture  
2150 Frazer Avenue  
Sparks, NV 89431

Nevada Department of Agriculture  
2300 E. St Louis Avenue  
Las Vegas, NV 89104-4314

Nevada Department of Agriculture  
4780 E. Idaho Street  
Elko, NV 89801-4672

Interested persons may obtain a copy of the summary by contacting:

Nevada Department of Agriculture  
Attn: Megan Zich  
405 South 21<sup>st</sup> Street  
Sparks, NV 89431  
Phone: (775) 353-3670

**3. The number of persons who:**

- (a) Attended each hearing:**
- (b) Testified at each hearing:**
- (c) Submitted written comments:**

Workshop date: 10/17/16  
Number in attendance: 2  
Number testifying: 0  
Written statements submitted: 0

Hearing date: 11/13/17  
Number in attendance: 3  
Number testifying: 0  
Written statements submitted: 0

**4. For each person identified in paragraphs (b) and (c) of number 3 above, the following information if provided to the agency conducting the hearing:**

- (a) Name;**
- (b) Telephone number;**
- (c) Business address;**
- (d) Business telephone number;**
- (e) Electronic mail address; and**
- (f) Name of entity or organization represented.**

Robert Little  
Rlittle3232@yahoo.com

Chris Bramley  
Chris@clarkcountyNV.gov

Russ Wilhelm  
Rwilhelm@agri.nv.gov

Megan Zich  
Mzich@agri.nv.gov

Otis Tipton  
No information provided

Samantha Asney  
No information provided

Monalisa Samuelson  
Monalisaloveslife@gmail.com

**5. A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.**

The NDA has contacted all known producers of crops grown for seed. Every producer requested that we proceed with this regulation. Information was available on the website of the Department of Agriculture, [www.agri.nv.gov](http://www.agri.nv.gov) and posted at the following locations:

Nevada Department of Agriculture  
405 South 21<sup>st</sup> Street  
Sparks, NV 89431

Nevada Department of Agriculture  
2300 East St. Louis Ave.  
Las Vegas, NV 89104  
Nevada Department of Agriculture  
4780 East Idaho St.  
Elko, NV 89801

Interested persons may obtain a copy of the summary by contacting:

Nevada Department of Agriculture  
Attn: Lynn Hettrick, Administrator, Plant Industry Division  
405 South 21<sup>st</sup> Street  
Sparks, NV 89431

- 6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.**  
No changes were necessary or requested.
  
- 7. The estimated immediate and long-term economic effect of the regulation on the business which it is to regulate and on the public.**
  - (a) Estimated economic effect on the businesses which they are to regulate.**  
The regulation will have a positive short and long term economic impact, there will be no adverse economic effect
  - (b) Estimated economic effect on the public which they are to regulate.**  
The regulation will have a positive long term economic impact for the public, there will be no adverse short or long term effect.
  
- 8. The estimated cost to the agency for enforcement of the proposed regulation:**  
There is no cost to the agency.
  
- 9. A description of any regulations of other State or governmental agencies which the regulation overlaps or duplicates and a statement explaining why the duplication or overlap is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**  
There is no duplication or overlap.
  
- 10. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.**  
Does not apply, this regulation simply clarifies the requirements for the growers to market seed.

**11. If the 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. There are no new or increased fees.**

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 that the information contained in this statement is accurate.

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Director  
Nevada Department of Agriculture

