

LEGISLATIVE REVIEW OF ADOPTED REGULATIONS--NRS 233B.066

Informational Statement  
LCB File No. R065-17

1. A clear and concise explanation of the need for the adopted regulation.  
The EPA lists very few pesticides that are legal for use on industrial hemp. This regulation allows the NOA to develop a list of pesticides that are not prohibited from use on hemp. This is a benefit to hemp growers.

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.

Public response was solicited at each public meeting and accepted in-person, over the phone, or via email. There were no public comments on this matter to address.

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 the subject of Pesticide Registration Fees, 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 (NOA) [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 21st 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 21st 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: 10/17/2017

Number in attendance: 3

Number testifying: 0

Written statements submitted: 0

Hearing date: 11/29/17

Number in attendance : 9

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.

Lynn Hettrick

[Lhettrick@agri.nv.gov](mailto:Lhettrick@agri.nv.gov)

Russ Wilhelm

[Rwilhelm@agri.nv.gov](mailto:Rwilhelm@agri.nv.gov)

Tessa Rognier

[Trognier@agri.nv.gov](mailto:Trognier@agri.nv.gov)

Megan Zich

[Mzich@agri.nv.gov](mailto:Mzich@agri.nv.gov)

Ashley Rudolph

[Ashlienrudolph@gmail.com](mailto:Ashlienrudolph@gmail.com)

Sophia Vaughn

[Sophia@hucann.com](mailto:Sophia@hucann.com)

Derek Smoot

[Derek@dereksmoot.com](mailto:Derek@dereksmoot.com)

Ray Rosedale

702-659-4353

Chuck Blain

[Chuckblain@yahoo.com](mailto:Chuckblain@yahoo.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.

Public response was solicited at each public meeting and accepted in-person, over the phone, or via email. There were no public comments on this matter to address.

The NOA contacted every industrial hemp grower involved in a research trial that may be impacted by this clarification and everyone who has expressed interest in the program. The regulations are available on the website of the Department of Agriculture, [www.agri.nv.gov](http://www.agri.nv.gov) and posted at NOA office locations.

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

Nevada Department of Agriculture  
Attn: Lynn Hettrick, Administrator, Plant Industry Division  
405 South 21st 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.  
This regulation uses the same language as that previously approved for a marijuana pesticide list, there was no need to change the language.
7. The estimated immediate and long-term, or beneficial or adverse 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 immediate and long-term beneficial effect(s) of this regulation is that growers have a list of pesticides that can be used legally to promote the economic production of industrial hemp.  
There are no adverse effects, immediate or long-term.
  - (b) Estimated economic effect on the public which they are to regulate.  
There is no immediate or long term economic effects, beneficial or adverse, to the public.
8. The estimated cost to the agency for enforcement of the proposed regulation:  
There will be minimal costs, which will be covered by the fees.
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; Not more stringent or duplicative.
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.  
This regulation will impose a new fee that has been calculated to cover the costs of administering the services. We estimate to collect \$300.00 per year for the inclusion of a pesticide list.

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.



---

Jim Barbee

(Director

Nevada Department of Agriculture