

**PROPOSED REGULATION OF THE
STATE QUARANTINE OFFICER**

LCB File No. R129-20

August 21, 2020

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

AUTHORITY: §1, NRS 587.360.

A REGULATION relating to agriculture; increasing certain fees charged by the State Quarantine Officer of the State Department of Agriculture for providing quarantine inspection services relating to stem and bulb nematode and white rot fungus in onion and garlic plants; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law authorizes the State Quarantine Officer to proclaim and enforce a quarantine against any state, territory or district relating to the importation into or transportation through this State of certain infected agricultural commodities. (NRS 554.020) Any quarantine issued by the State Quarantine Officer may: (1) consist of a complete embargo against the quarantined agricultural commodity; or (2) provide for the importation into or transportation through this State of the quarantined agricultural commodity in accordance with regulations adopted by the State Quarantine Officer. (NRS 554.030) Existing law further authorizes the State Quarantine Officer to impose and collect fees for inspection services performed by any employee or agent of the State Department of Agriculture. (NRS 587.360)

Existing regulations establish a quarantine against stem and bulb nematode and white rot fungus and requires a fee to be imposed and collected for related inspection services. (NAC 554.910, 554.930) This regulation increases the fee imposed for inspection services relating to onion and garlic plant fields and the determination of the presence of stem and bulb nematode and white rot fungus.

Section 1. NAC 554.930 is hereby amended to read as follows:

554.930 1. The State Quarantine Officer or his or her designee will inspect onions or garlic or the planting areas for those plants during any time of the year which may be appropriate to determine the presence of any stem and bulb nematode or any white rot fungus.

2. For each inspection of a commercial production conducted pursuant to subsection 1, the State Quarantine Officer will, in accordance with NRS 587.360, impose a fee of:

(a) Fourteen dollars per acre for a field planted with any vegetative seed specified by the State Quarantine Officer; and

(b) ~~Five~~ *Eight* dollars per acre for a field planted with any true seed specified by the State Quarantine Officer.

3. Garlic bulbs grown in Nevada may be replanted if they have been inspected by the State Quarantine Officer or his or her designee during the growing season and found apparently free from stem and bulb nematode and white rot fungus.

4. All machinery and all bins and other equipment which have been used in handling, digging, planting, cultivating, harvesting or fertilizing an Allium crop must be free of any dirt, garlic, onions and other residue of the Allium species before being brought into Nevada.