

**PROPOSED REGULATION OF THE  
STATE DEPARTMENT OF AGRICULTURE**

**LCB FILE NO. R132-20I**

**The following document is the initial draft regulation proposed  
by the agency submitted on 06/30/2020**

## Background

Due to increasing costs associated with the personnel, equipment, and lab supplies used to perform the diagnostic services, the NDA Plant Pathology Lab implements a minimum fee schedule to recover a portion of costs associated with lab supplies and technician's time. The proposed fee is for professional service provided to businesses and citizens in Nevada who may choose to use at their discretion. Surveys were conducted to assess the impact of fee schedule on small business and the general public in 2019. The survey results suggest that the proposed fee to establish a fee-based plant health laboratory service in Nevada has no significant economic impact on the small business and citizens. The fee generated from the services will enhance laboratory capacity and capability, which will provide high quality services to businesses and citizens. Imposing a minimum fee will prioritize agency's limited resources to economically important entities such as businesses, farms and governmental agencies and may deter some of the samples submitted involving minor garden issues.

Additions are marked in *blue* and verbiage removal is marked in *red* with a line indicating the stricken language.

## CHAPTER 555 - CONTROL OF INSECTS, PESTS AND NOXIOUS WEEDS

### GENERAL PROVISIONS

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### NOXIOUS WEEDS

#### Classification of Weeds

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[555.045](#) Ruby Weed Control District: Cooperation with persons outside of District.

[555.050](#) Diamond Valley Weed Control District: Weeds subject to control.

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- [555.075](#) Goose Creek Weed Control District: Weeds subject to control; methods of control; inspections; legal proceedings; cooperation with subdivision outside of District.
- [555.080](#) Lovelock Valley Weed Control District: Weeds subject to control; methods of control; legal proceedings; inspections; limitation of terms and recall of director of District.
- [555.090](#) Walker River Weed Control District: Weeds subject to control; methods of control; legal proceedings.
- [555.095](#) Lamaille Weed Control District: Weeds subject to control; methods of control; inspections; legal proceedings; cooperation with subdivision outside of District.

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- [555.350](#) Application for license: Form; pest control business. [Effective on the date of the repeal of the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]
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#### RODENT CONTROL DISTRICTS

<a href="#"><u>555.800</u></a>	Diamond Valley Rodent Control District.
<a href="#"><u>555.810</u></a>	Orovada Rodent Control District.

**NAC 555.900 Plant health laboratory services.** (NRS 561.315) The following fees for plant pathology and nematology laboratory services are established.

1. General plant disease diagnosis: \$ 30 per sample.
2. On-site plant disease inspection and diagnosis: \$60 per hours plus mileage charge.
3. Laboratory fees for each additional testing are set and approved by the department.

**NAC 555.XXX Fees for identification services** A fee of \$30 per sample will be charged for standard microscopic examination of samples or photos submitted for identification via text message, email or other electronic service submitted to entomology. Additional fees may be charged to cover costs incurred from outside sources for an identification at standard inspection rates.

