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STATE OF NEVADA
DEPARTMENT OF AGRICULTURE

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**PROPOSED REGULATION OF THE
NEVADA DEPARTMENT OF AGRICULTURE**

LCB File Nos. R027-21 and R037-21
DIVISION OF MEASUREMENT STANDARDS

NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATION

The Nevada Department of Agriculture, 405 South 21st Street, Sparks, Nevada, 89431, is proposing the Amendment of regulations pertaining to Nevada Administrative Code (NAC) Chapter 590. A workshop has been set for:

Date: Tuesday, March 15, 2022
Time: 2 p. m. PDT
Location: This meeting will be held virtually via Zoom

Remote Meeting Information*:

To join the meeting virtually, click on the URL and enter the meeting number and password when prompted:
<https://us02web.zoom.us/j/82490909357?pwd=MGNDWXhIUGJOV2Z6WldXVEdnZTV3UT09>

Meeting ID: 824 9090 9357
Passcode: 600945

To join by telephone, call one of the phone-in numbers below and enter the passcode when prompted.

Dial by your location
+1 346 248 7799 US (Houston)
+1 669 900 9128 US (San Jose)
+1 253 215 8782 US (Tacoma)
+1 312 626 6799 US (Chicago)
+1 646 558 8656 US (New York)
+1 301 715 8592 US (Washington DC)

Meeting ID: 824 9090 9357
Passcode: 600945

ALL PERSONS WISHING TO ATTEND THE MEETING MUST ATTEND VIA THE IDENTIFIED VIRTUAL MEETING PLATFORM OR TELEPHONICALLY.

Nevada Revised Statutes Chapter 287 has been amended through [2021 AB 253](#) to allow public meetings to be completed by use of remote technology and without a physical location.

This workshop will be conducted in accordance with the Open Meeting Law ([NRS 241.020](#)).

The purpose of the workshop is to solicit comments from interested persons on changes to NAC Chapter 590 pertaining to diesel emission fluid, petroleum products, and civil penalties for certain violations of the Nevada Petroleum Inspection Act. NAC 590 revisions are in response to passage of Assembly Bill 31 of the 81st Session of the Nevada Legislature. Proposed regulation changes are contained within LCB File # R027-21P (<https://www.leg.state.nv.us/Register/2021Register/R027-21P.pdf>) and LCB File # R037-21P (<https://www.leg.state.nv.us/Register/2021Register/R037-21P.pdf>).

A copy of all materials relating to the proposal may be obtained by visiting the Department's website at agri.nv.gov or by contacting the Division of Measurement Standards at 775-353-3783 or ce@agri.nv.gov. Copies may also be requested or inspected by visiting the NDA offices located in Elko, Las Vegas or Sparks or the Nevada State Library and Archives at 100 Stewart Street, Carson City, NV 89701. A reasonable fee for copying or postage may be charged for those requesting a print copy. Members of the public who would like additional information about a proposed regulation may contact the Division of Measurement Standards by 775-353-3783 and ce@agri.nv.gov.

Persons wishing to make oral comment upon the regulation draft of the Nevada Department of Agriculture may participate at the scheduled workshop. Persons wishing to submit written testimony or documentary evidence may submit the material by emailing ce@agri.nv.gov or by mailing to the following address: Nevada Department of Agriculture, Attn: William Striejewski, 405 S. 21st ST, Sparks, NV 89431.

Reasonable efforts will be made for members of the public who have disabilities and require special accommodations for assistance at the meeting. Please contact the Department at 775-353-3783 or ce@agri.nv.gov prior to the meeting.

Notice of this meeting was sent to all persons on the Department's mailing list for administrative regulations and posted on or before 9 a.m. fifteen days before the meeting at the following locations: the Nevada Department of Agriculture website at agri.nv.gov, Nevada Public Notice website at <https://notice.nv.gov/> and Nevada Legislature Administrative Regulation Notices at <https://www.leg.state.nv.us/App/Notice/A/>.

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AGENDA

March 15, 2022

2 p. m. PST

Note: Items on the agenda may be taken out of the posted order, items may be combined for consideration, and items may be pulled or removed from the agenda.

I. Call to Order

II. Public Comment: In consideration of others who may wish to provide public comment, please avoid repetition and limit your comment to three minutes per person. Unused time may not be reserved by the speaker nor allocated to another speaker.

III. Overview of Proposed Changes to NAC Chapter 590: The Nevada Department of Agriculture (NDA) will hold a workshop to solicit comments from interested persons on the following general topics that may be addressed in proposed regulations (LCB File Nos. R027-21 and R037-21):

LCB File No. R027-21 establishes a schedule of civil penalties for certain violations of the Nevada Petroleum Inspection Act (NRS 590.010 to 590.150, inclusive)

- Monetary penalties are established for a first offense of the Nevada Petroleum Inspection Act, for a second offense, and for a third and subsequent offense
- An additional provision allows for a notice of warning without imposing a civil penalty for a first offense, under certain conditions

LCB File No. R037-21 establishes new sections within NAC Chapter 590 adopting by regulation certain specification standards for diesel emission fluid and for petroleum heating products, and also includes changes to the following sections of NAC Chapter 590:

- A new section adopts by regulation certain specification standards for diesel emission fluid (DEF) available from the International Organization for Standardization
- A new section adopts by regulation certain specification standards for petroleum heating products available from ASTM, International
- NAC 590.050 - updates the purchase price (from ASTM, International) for the standard specification for diesel fuel adopted by reference
- NAC 590.051 - updates the purchase prices (from ASTM, International) for the standard specifications for biodiesel fuel blend stock, biodiesel blends (B6 to B20), and diesel fuel adopted by reference
- NAC 590.052 - updates the purchase price (from ASTM, International) for the standard specification for Methanol Fuel Blends adopted by reference
- NAC 590.053 - updates the purchase price (from ASTM, International) for the standard specification for Ethanol Fuel Blends adopted by reference
- NAC 590.054 - updates the purchase price (from ASTM, International) for the standard specification for Chemical Composition of Gases adopted by reference

- NAC 590.055 – adopts by reference certain specification standards for the regulation of Aviation Gasoline and Aviation Turbine Fuels (Jet Fuel) following the passage of Assembly Bill 31 of the 81st Session of the Nevada Legislature, which transferred authority for this section of NAC Chapter 590 from the State Sealer of Consumer Equitability to the State Board of Agriculture
- NAC 590.065 - updates the purchase price (from ASTM, International) for the standard specification for Spark-Ignition Engine Fuel adopted by reference
- NAC 590.070 – amends the text to reflect passage of Assembly Bill 31 by the 81st Session of the Nevada Legislature

IV. Public Comment: In consideration of others who may wish to provide public comment please avoid repetition and limit your comment to three minutes per person. Unused time may not be reserved by the speaker nor allocated to another speaker.

V. Adjourn