

Las Vegas Office:  
2300 East St. Louis Ave.  
Las Vegas, NV 89104-4211  
(702) 668-4590  
Fax (702) 668-4567



Elko Office:  
4780 East Idaho Street  
Elko, NV 89801-4672  
(775) 753-1360  
Fax (775) 738-2639

## DEPARTMENT OF AGRICULTURE

405 South 21<sup>st</sup> Street  
Sparks, Nevada 89431-5557  
Telephone (775) 353-3601 Fax (775) 353-3661  
Website: <http://www.agri.nv.gov>

### PROPOSED REGULATION OF THE NEVADA DEPARTMENT OF AGRICULTURE

**LCB File No. R070-22**  
DIVISION OF MEASUREMENT STANDARDS

#### NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATION

The Nevada Department of Agriculture, 405 South 21<sup>st</sup> Street, Sparks, Nevada, 89431, is proposing the Amendment of regulations pertaining to Nevada Administrative Code (NAC) Chapter 581. A workshop has been set for:

**Date:** Tuesday, December 12, 2023  
**Time:** 10:00 a.m. PST  
**Location:** This meeting will be held both in-person and virtually via Zoom

**Location:** Nevada Department of Agriculture  
405 S. 21<sup>st</sup> Street  
Sparks, NV 89431  
Phone: (775) 353-3601

*Video conference to:*

Nevada Department of Agriculture  
2300 E. St. Louis Avenue  
Las Vegas, NV 89104  
Phone: (702) 668-4590

Nevada Department of Agriculture  
4780 E. Idaho Street  
Elko, NV 89445  
Phone: (775) 738-8076

#### Remote Meeting Information:

To join the meeting virtually, click on the URL and enter the meeting number and password when prompted:

JOE LOMBARDO  
Governor

STATE OF NEVADA  
**DEPARTMENT OF AGRICULTURE**

J.J. GOICOECHEA, DVM  
Director

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<http://us02web.zoom.us/j/85114276541?pwd=dElkY1lkQldQUldwdTR3Q2JQRHBQZz>

09

Meeting Number: 851 1427 6541  
Access code: 537411

To join by telephone, call the appropriate phone-in number and enter the meeting number and access code when prompted.

Phone-in Access #: Dial by your location

- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)
- +1 669 444 9171 US
- +1 669 900 9128 US (San Jose)
- +1 719 359 4580 US
- +1 253 205 0468 US
- +1 312 626 6799 US (Chicago)
- +1 360 209 5623 US
- +1 386 347 5053 US
- +1 507 473 4847 US
- +1 564 217 2000 US
- +1 646 558 8656 US (New York)
- +1 646 931 3860 US
- +1 689 278 1000 US
- +1 301 715 8592 US (Washington DC)
- +1 305 224 1968 US
- +1 309 205 3325 US

Meeting Number: 851 1427 6541  
Access Code: 537411

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 581 pertaining to amendments to various sections as detailed in LCB File No. R070-22. NAC 581 revisions are in response to changes in the marketplace and proposed changes within our programs to better serve the public and industry.

A copy of all materials relating to the proposal may be obtained by visiting the Department's website at [agri.nv.gov](http://agri.nv.gov) or by contacting the Division of Measurement Standards at (775) 353-3782 or [ce@ari.nv.gov](mailto:ce@ari.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 at (775) 353-3782 or [ce@agri.nv.gov](mailto:ce@agri.nv.gov).

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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](mailto:ce@agri.nv.gov) or by mailing to the following address: Nevada Department of Agriculture, Attn: Division of Measurement Standards, 405 S. 21<sup>st</sup> 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 775-353-3782 or [ce@agri.nv.gov](mailto: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](http://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/>.

**NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATION  
AGENDA**

**December 12, 2023  
10:00 a.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 581:** 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 No. R070-22):

LCB File No. R070-22 amends NAC Chapter 581, adopting regulations for the following:

- Section 1 of this regulation adopts by reference the National Conference of Weights and Measures Publication 14
- Sections 2 and 3 revise where certain standards that have been adopted by reference can be obtained and how they may be purchased.
- Section 3 also eliminates the adoption by reference of the Uniform Open Dating Regulation, as set forth in the National Institute of Standards and Technology Handbook 130: Uniform Laws and Regulations.
- Section 4 increases the fees for various inspections and tests of certain scale devices, linear devices and meter devices.
- Section 5 removes the authorization for the State Sealer of Measurement Standards to enter into an agreement about the fee charged for testing out of State standards.
- Section 6 requires weighing or measuring devices and certain accessories to be traceable to an active certificate of conformance.
- Section 6 also authorizes the use of types that are not traceable to an active certificate of compliance if the type was in use before January 2, 1995, and subsequently passes certain tests or the type does not have the evaluation procedures published in the National Conference on Weights and Measures, Publication 14 or the type is a one-of-a-kind device without a National Type Evaluation pending inspection and performance.
- Section 7 revises the standards that must be certified and the schedule for certification.
- Section 8 eliminates the requirement that notification of repair or adjustment to a measuring device be made within 24 hours, but maintains the requirement that a person who installs or makes repairs or adjustments to a weighing or measuring device submit written notification to the State Sealer of Measurement Standards within 5 days if the device is used for commercial

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purposes.

**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**