

Chapter 555 of NAC

LCB File No. T014-04

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

**State Department of Agriculture
350 Capitol Hill Avenue
Reno, NV 89502**

NOTICE OF WORKSHOP

A workshop will be held on the proposed change to NAC 555.035, pertaining to the Paradise Valley weed district: adding *Rumex crispus* ('Curly Dock') to the weeds to control list.

DATE: Monday, November 22, 2004

TIME: 10:00 am

Place: Paradise Valley Fire Station
Hwy 290, 400 S. Main Street
Paradise Valley, Nevada

For clarification on the proposed amendments contact Dawn Rafferty at (775) 688-1182, ext. 269.

Addresses at which the text of the proposed regulations may be inspected and copied:

The Nevada State Library in Carson City, and all county libraries. The Department of Agriculture offices in Reno, Sparks, Elko or Winnemucca during the hours of 8:00 a.m. to 5:00 p.m., Monday to Friday

NOTICE OF INTENT TO ADOPT TEMPORARY REGULATIONS

Proposed amendment of NAC 555.035, pertaining to Paradise Valley weed control district's weed list; addition of *Rumex crispus* ('Curly Dock').

Need and purpose of the proposed amendments: To add *Rumex crispus* ('Curly Dock') to the existing weed list for the Paradise Valley weed control district. This species has become increasingly difficult to control in agricultural fields, pastures and ditches in the weed district. Members of the weed district board have asked to have *Rumex crispus* added to their list so that they can mandate control if necessary per NRS 555.210. This regulation does not add this species to the state noxious weed list.

Economic effect of these proposed amendments on the businesses which it is to regulate:

1. Adverse effects: None
2. Beneficial effects: By listing *Rumex crispus* as a controlled weed, the district can potentially receive funding for control and/or eradication as well as requiring control by district land owners and occupants
3. Immediate and long term effects: Immediate and long term effects include reducing populations of an invasive plant species and thereby diminishing their detrimental effects on sensitive and agricultural areas throughout the district.

Economic effects of the proposed amendments on the public:

1. Adverse effects: none
2. Beneficial effects: none
3. Immediate and long-term effects: none

Economic cost to the agency for enforcement of the proposed amendments: No additional cost to the agency for enforcement of the amendments.

Description of any regulations of any other state, local or federal regulation that the proposed amendments overlap or duplicate: None

Fees: None

The date, time, place, and manner in which interested parties may present their views on the proposed amendments:

DATE: Monday, November 22, 2004

TIME: 11:00am

PLACE: Paradise Valley Fire Station
Hwy 290, 400 S. Main Street
Paradise Valley, Nevada

Manner: Written comments and testimony may be submitted prior to the hearing date and will be included with any testimony presented at the hearing. All variable and written testimony will be in the record of the hearing.

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Nevada Department of Agriculture
350 Capitol Hill Avenue
Reno, NV 89502

Nevada Department of Agriculture
2150 Frazer Street
Sparks, NV 89431

Nevada Department of Agriculture
1550 S. Wells Avenue
Reno, NV 89502

Nevada Department of Agriculture
1200 E. Winnemucca Blvd.
Winnemucca, NV 89445

Nevada Department of Agriculture
Eyer H Boies Building
Elko, NV 809801

Nevada Department of Agriculture
2300 McLeod
Las Vegas, NV 89104

NOTE: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, call Dawn Rafferty at the Nevada Department of Agriculture, (775) 688-1182 Ext 269 as soon as possible.

NRS 233B.064 Permanent regulations not to be adopted or revised by the Legislative Counsel; agency's reasons for adoption.

Upon adoption of any regulation, the agency, if requested to do so by an interested person before adoption, or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against adoption, and incorporate therein its reasons for overruling the consideration urged against its adoption.

**NEVADA DEPARTMENT OF AGRICULTURE
SMALL BUSINESS IMPACT DISCLOSURE PROCESS
PURSUANT TO 233B “Nevada Administrative Procedures Act”**

The purpose of this Small Business Impact Form is to provide a framework pursuant to NRS 233B.0608 to determine where a small business impact statement is required for submittal of a proposed regulation before the Nevada Department of Agriculture. If questions one (1) and two (2) are answered No, then a small business impact statement is not required. If question one (1) or two (2) is answered with a YES, then a small business impact statement is required prior to conducting a public workshops by the Department. (This form must be submitted with the proposed regulation when submitted for drafting by LCB and adoption by the Nevada State Board of Agriculture.)

Proposed change to NAC 555.035, pertaining to the Paradise Valley weed district: adding *Rumex crispus* (‘Curly Dock’) to the weeds to control list.

Part 1

1. Does this proposed regulation impose a direct and significant economic burden upon a small business ? **No**
2. Does this proposed regulation restrict the formation, operation or expansion of a small business ? **No**

Note: Small Business is defined as a “business conducted for profit which employs fewer than 150 full-time or part-time employees” (NRS 233B.0382).

3. If **YES** to either of questions 1& 2, the following action must be taken:
 - a. Was a small business impact statement prepared and was it available at the public workshop ?
 - b. Attach the small business impact statement (part 2) as part of this form upon submission for drafting by LCB and adoption by the Nevada Board of Agriculture.

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PROPOSED TEMPORARY REGULATION OF THE
STATE DEPARTMENT OF AGRICULTURE

NAC 555.035 Paradise Valley Weed Control District: Weeds subject to control. (NRS 555.209) The following weeds are subject to control in the Paradise Valley Weed Control District:

1. Austrian fieldcress. (*Rorippa austriaca*)
2. Austrian peaweed. (*Sphaerophysa salsula*)
(*Swainsona salsula*)
3. Camelthorn. (*Alhagi camelorum*)
4. Klamath weed. (*Hypericum perforatum*)
5. Hemlock:
 - (a) Poison; and (*Conium maculatum*)
 - (b) Water. (*Cicuta* spp.)
6. Horse nettle:
 - (a) Carolina; and (*Solanum carolinense*)
 - (b) White. (*Solanum elaeagnifolium*)
7. Knapweed:
 - (a) Diffuse; and (*Centaurea diffusa*)
 - (b) Russian. (*Centaurea repens*)
8. Leafy spurge. (*Euphorbia esula*)
9. Licorice. (*Glycyrrhiza lepidota*)
10. Mediterranean sage. (*Salvia aethiopsis*)
11. Medusa head rye. (*Elymus caput-medusae*)
12. Puncture vine. (*Tribulus terrestris*)
13. Sorghum species, perennial, including,
but not limited to:
 - (a) Johnson grass;
 - (b) Sorghum alum; and
 - (c) Perennial sweet sudan.
14. Thistle:
 - (a) Canada; (*Cirsium arvense*)
 - (b) Musk; (*Carduus nutans*)
 - (c) Scotch; (*Onopordum acanthium*)
 - (d) Sow; (*Sonchus arvensis*)
 - (e) Iberian star; (*Centaurea iberica*)
 - (f) Purple star; and (*Centaurea calcitrapa*)
 - (g) Yellow star. (*Centaurea solstitialis*)
15. Toadflax, dalmatian. (*Linaria dalmatica*)
16. Whitetop or hoary cress. (*Cardaria draba, Lepidium draba,*
L. repens, L. latifolium,
Hymenophyllum pubescens)

17. Field bindweed.
18. Dodder.
- 19. Dock.**

(*Convolvulus arvensis*)
(*Cuscutia* spp.)
Rumex crispus