

CHAPTER.....

AN ACT relating to governmental administration; transferring the State Dairy Commission from the Department of Business and Industry to the State Department of Agriculture; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law creates the State Dairy Commission within the Department of Business and Industry. (NRS 584.031) This bill transfers the Commission from the Department of Business and Industry to the State Department of Agriculture.

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

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 584.031 is hereby amended to read as follows:
584.031 The State Dairy Commission, consisting of three members, is hereby created within the *State* Department of ~~Business and Industry.~~ *Agriculture.*

Sec. 2. NRS 584.043 is hereby amended to read as follows:
584.043 1. The ~~Commission shall appoint an Executive Director, who shall serve ex officio as its Secretary.~~ *Director of the State Department of Agriculture shall appoint a person as Manager of Operations of the Commission.*

2. The *Manager of Operations serves ex officio as* Executive Director ~~may appoint such assistants, deputies, agents, experts and other employees as are necessary for the administration of the provisions of this chapter, prescribe their duties and fix their salaries.~~

~~3. The Executive Director is in the unclassified service of the State. All assistants, deputies, agents, experts and other employees are in the classified service.~~

~~4. The Executive Director may be removed by the Commission.~~ *and Secretary of the Commission.*

Sec. 3. NRS 584.049 is hereby amended to read as follows:
584.049 The *State Department of Agriculture, including the Commission* , is hereby declared to be the instrumentality of this state for the purpose of administering and enforcing the provisions of this chapter and to execute the legislative intent expressed in this chapter, and is hereby vested with the administrative authority described in this chapter.



Sec. 4. NRS 289.290 is hereby amended to read as follows:

289.290 1. A person designated by the Director of the State Department of Agriculture as a field agent or an inspector pursuant to subsection 2 of NRS 561.225 has the powers of a peace officer to make investigations and arrests and to execute warrants of search and seizure, and may temporarily stop a vehicle in the enforcement of the provisions of titles 49 and 50 of NRS and chapters 581, 582, 583, **584**, 586, 587, 588 and 590 of NRS.

2. An officer appointed by the Nevada Junior Livestock Show Board pursuant to NRS 563.120 has the powers of a peace officer for the preservation of order and peace on the grounds and in the buildings and the approaches thereto of the livestock shows and exhibitions that the Board conducts.

3. In carrying out the provisions of chapter 565 of NRS, an inspector of the State Department of Agriculture has the powers of a peace officer to make investigations and arrests and to execute warrants of search and seizure.

Sec. 5. NRS 561.225 is hereby amended to read as follows:

561.225 1. The Director shall appoint such technical, clerical and operational staff as the execution of the Director's duties and the operation of the Department may require.

2. The Director may designate such department personnel as are required to be field agents and inspectors in the enforcement of the provisions of Titles 49 and 50 of NRS and chapters 581, 582, 583, **584**, 586, 587, 588 and 590 of NRS. The provisions of this subsection do not authorize any department personnel so designated by the Director to retire from the Public Employees' Retirement System before having attained the minimum service retirement age of 60 years.

Sec. 6. NRS 561.285 is hereby amended to read as follows:

561.285 1. Except as otherwise provided in subsection 2, the Department may collect and disseminate, throughout the State, information calculated to educate and benefit the general public and the livestock and agricultural industries of the State of Nevada, and information pertaining to any program administered by the Department.

2. Except as otherwise provided in NRS 239.0115 and 571.160, all proprietary information concerning:

- (a) Numbers of animals;
- (b) The quantity of production;
- (c) Fiscal or tax matters; or
- (d) The security of any facility,



↳ which specifically relates to a natural person, company, corporation or other nonpublic entity, and which is collected by the Department pursuant to the provisions of titles 49 and 50 of NRS and chapters 581, 582, 583, **584**, 586, 587, 588 and 590 of NRS, is confidential.

Sec. 7. This act becomes effective on July 1, 2013.

