

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

**LCB File No. R031-06**

April 14, 2006

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

AUTHORITY: §§1-3, NRS 587.077 and 587.083.

A REGULATION relating to agriculture; making a planting of seed potatoes ineligible for use in the production of certified seed potatoes unless the State Department of Agriculture approves a certain plan for the planting; and providing other matters properly relating thereto.

**Section 1.** Chapter 587 of NAC is hereby amended by adding thereto a new section to read as follows::

*“Golden nematodes” means the plant parasitic nematodes Heterodera rostochiensis.*

**Sec. 2.** NAC 587.364 is hereby amended to read as follows:

587.364 As used in NAC 587.364 to 587.444, inclusive, *and section 1 of this regulation*, unless the context otherwise requires, the words and terms defined in NAC 587.366 to 587.406, inclusive, *and section 1 of this regulation* have the meanings ascribed to them in those sections.

**Sec. 3.** NAC 587.414 is hereby amended to read as follows:

587.414 1. A planting is not eligible to produce certified seed potatoes if any of the following diseases have been proven to exist in the field or in potatoes grown in the field:

- (a) Root-knot nematode.
- (b) Corky ring spot.
- (c) Rhizomania.

2. *In addition to the provisions of subsection 1, a planting is not eligible to produce certified seed potatoes unless, before the planting:*

*(a) The person conducting the planting submits to the Department a plan for the management of golden nematodes and any necrotic viruses that affect potatoes; and*

*(b) The Department approves the plan.*

3. *A plan submitted pursuant to subsection 2 may include, without limitation:*

*(a) Any survey of the planting;*

*(b) Any record of inspection of the planting; and*

*(c) Any other information specified by the Department.*

4. A field is not eligible to produce certified seed potatoes if any of the following potatoes were grown in the field during the previous growing season:

(a) Noncertified potatoes.

(b) Potatoes proven to be infected with bacterial ring rot.

~~[3.]~~ 5. For a planting to be eligible to produce certified seed potatoes, if noncertified potatoes or potatoes proven to be infected with bacterial ring rot were grown in the field, the grower must farm the field with a crop other than potatoes immediately following the growing season during which the noncertified or infected potatoes were grown.

~~[4.]~~ 6. For a planting to be eligible to produce certified seed potatoes, the grower must:

(a) Rogue all diseased and off-type plants during the growing season;

(b) Remove from the planting and destroy all rogued plants, seed pieces, new tubers and off-type plants; and

(c) Not rogue plants infected with bacterial ring rot.