

Assembly

AGRICULTURE COMMITTEE MINUTES

MARCH 1, 1973

MEMBERS PRESENT: Chairman Hickey
Mr. Dini
Mr. Getto
Mr. Young
Mr. Hayes

MEMBERS ABSENT: Mr. Howard
Mr. Prince

The meeting of the Agriculture Committee was called to order by Chairman Hickey at 8:00 on March 1, 1973. The purpose of the meeting was to discuss AB 322, 324, and 326.

Harry Galloway of the Department of Agriculture began the discussion of AB 322, which clarifies terminology and provides pest control for intrastate nursery stock shipment. He said that this was a Department request which accomplishes two purposes. Presently under the Nursery Act, there are some ambiguous definitions as to what a place of business is. The Department has asked for a definition to be put into the law. This would tie it down as to what type of establishment needs a license. The problems has been that there have been nursery sales taking place out of peoples homes, landscaping jobs, etc. and they do not maintain an established place of business so they have had to pay double fees paid by anyone classified in the Department was "peddlers". The purpose of this when the law was originally written was that this type of activity was an additional cost to the Department to inspect and keep track of.

Section 2 of the act is to clarify the certification by the Department. They are receiving additional request for certification on the intrastate movement as to quality, viability, grade and so forth and at the present time under the law it only authorizes them to charge a fee when it is out of state. This makes it so that if anybody desires certification, which is a service function, they can be charged a fee.

Mr. Dini asked how the Department licenses these people who peddle stock for places like the Stark Nursery? Mr. Galloway said that they don't because in the opinion of the AG they cannot be licensed because their sales are consummated in another State. Therefore it is considered an out of state transaction. The Department does try to do some inspection of the stock at railway express yards, bus terminals, etc.

Mr. Hickey stated that it had been brought to his attention that there is some shipment of stock in from Southern California and by these fees are we making ourselves competitive in Nevada nurseries with the out of state nurseries. Mr. Galloway said that we are

Assembly

AGRICULTURE COMMITTEE MINUTES
March 1, 1973

Page 2

not in competition since 90% of the nursery stock in Nevada is from out of state and we do not have a nursery industry as such in this State. What is licensed here is the retail outlet for the nursery stock sold here in the State.

Next to be considered was AB 324, providing for collection of fees for inspection and certification of bees or appliances. Mr. Galloway that this was another Department request, that under the present law they are authorized only to charge fees for certification and inspection for out of state movement. Under the new federal Bee Indemnity Act for sales within the State they are required to inspect and certify as to their condition. This bill simply allows the Department to charge a fee for this certification for interstate movement or sales as well as for out of state movement. Mr. Getto asked if the industry had been contacted on this bill and how did they feel about. Mr. Galloway said that the industry fully supported this bill.

The final bill to be considered was AB 326, which makes certain examination and fee charges for custom pesticide applicator's licenses. Mr. Galloway stated that this too was an Department request. At the present time there is no time limit in which a person is required to start and complete all the paperwork required for licensing. This sometimes can extend out for months on end causing extra work and expense to the Department. What the Department wishes to do is to put a 30 day limit to the time allotted for completion of paperwork. If this work is not completed within this period then additional charges will be added. Secondly, the Department wishes to have a fee established for examinations. At the present time the only fee charged is for the license and some of the applicants keep taking the exam over and over again. The Department feels that if they were charged for the exam perhaps more would come better prepared for it. The final part of the bill would change the licensing period. At the present time a license runs from July 1 - June 30 of the next year. The problem that this causes is that the license expires during the busiest time of the year for applicators and for the Department. It puts a heavy burden on them and the Department to check and see that everything is in order. Therefore the Department is requesting the period of licensing be changed to the calendar year, instead of fiscal year. This year the Department would extend everyone's license until December 31.

Mr. Hickey thank Mr. Galloway for his testimony and said that the committee would not consider these bills.

AB 322 - Mr. Dini moved "Do Pass", and Mr. Getto seconded the motion. There were no "nay" votes.

AB 324 - Mr. Getto moved "Do Pass", and Mr. Hayes seconded it.

Assembly
AGRICULTURE COMMITTEE MINUTES
March 1, 1973

Page 3

There were no dissenting votes.

AB 326 - Mr. Hayes moved that the committee "Do Pass",
and Mr. Dini seconded his motion. It was approved unanimously.

As there was no further business Mr. Getto moved that the
meeting be adjourned and Mr. Hayes seconded it. Chairman Hickey
adjourned the meeting at 8:35.

Respectfully submitted,

Sandee Gagnier,
Assembly Attaches

ASSEMBLY

AGENDA FOR COMMITTEE ON AGRICULTURE

Date March 1, 1973 Time 8:00 Room 224

<u>Bills or Resolutions to be considered</u>	<u>Subject</u>	<u>Counsel requested*</u>
AB 322	Clarifies terminology and provides pest control for intrastate nursery stock shipment	
AB 324	Provides for collection of fees for inspection and certification of bees or appliances.	
AB 326	Makes certain examination and fee changes for custom pesticide applicators' licenses	

*Please do not ask for counsel unless necessary.

AGRICULTURE COMMITTEE - 57th SESSION

DATE: 3-1-73 BILL NO: AB 322 SPONSOR: Committee on Agriculture
SUBJECT: Clarifies terminology and provides pest control for intrastate
nursery stock shipment.

Committee Action

DATE: _____ AMENDED: YES NO
AMENDMENT MADE BY: _____
SECONDED BY: _____

Committee Vote

HICKEY	<input checked="" type="radio"/> YES	NO	GETTO	<input checked="" type="radio"/> YES	NO
HAYES	<input checked="" type="radio"/> YES	NO	HOWARD	<input checked="" type="radio"/> YES	NO <i>absent</i>
DINI	<input checked="" type="radio"/> YES	NO	YOUNG	<input checked="" type="radio"/> YES	NO
PRINCE	YES	NO	<i>absent</i>		

Disposition

DATE: _____ DO PASS: XXXXXX DO PASS AS AMENDED: _____
INDEFINITELY POSTPONED: _____

AGRICULTURE COMMITTEE - 57th SESSION

DATE: 3-1-73 BILL NO: AB 324 SPONSOR: Committee on Agriculture

SUBJECT: Provides for collection of fees for inspection and certification of bees or appliances.

Committee Action

DATE: _____ AMENDED: YES NO

AMENDMENT MADE BY: _____

SECONDED BY: _____

Committee Vote

HICKEY	<u>YES</u>	NO	GETTO	<u>YES</u>	NO
HAYES	<u>YES</u>	NO	HOWARD	<u>YES</u>	NO <i>absent</i>
DINI	<u>YES</u>	NO	YOUNG	<u>YES</u>	NO
PRINCE	YES	NO	<i>absent</i>		

Disposition

DATE: _____ DO PASS: XXXXXX DO PASS AS AMENDED: _____

INDEFINITELY POSTPONED: _____

AGRICULTURE COMMITTEE - 57th SESSION

DATE: 3-1-73 BILL NO: AB 326 SPONSOR: Committee on Agriculture

SUBJECT: Makes certain examination and fee changes for custom pesticide applicators' licenses.

Committee Action

DATE: _____ AMENDED: YES NO
AMENDMENT MADE BY: _____
SECONDED BY: _____

Committee Vote

HICKEY	<u>YES</u>	NO	GETTO	<u>YES</u>	NO
HAYES	<u>YES</u>	NO	HOWARD	<u>YES</u>	NO <i>absent</i>
DINI	<u>YES</u>	NO	YOUNG	<u>YES</u>	NO
PRINCE	YES	NO	<i>absent</i>		

Disposition

DATE: _____ DO PASS: XXXXXX DO PASS AS AMENDED: _____
INDEFINITELY POSTPONED: _____