

Assembly

AGRICULTURE COMMITTEE MEETING MINUTES

MARCH 22, 1973

MEMBERS PRESENT: Chairman Hickey
 Mr. Getto
 Mr. Prince
 Mr. Dini

MEMBERS ABSENT: Mr. Hayes (excused)
 Mr. Howard (excused)
 Mr. Young (excused)

GUESTS: Peter C. Ting, Commercial Pest Control Owner and
 Nevada State Pest Control Committee
 Harry E. Galloway, State Department of Agriculture
 Elwin M. Tugiro, Federal Land Bank Association of Reno
 Thomas Ballow, State Department of Agriculture
 Agricultural Classes from Churchill Co. High School
 Fallon, Nevada and their advisor, Mr. Bob Johnston
 (See attached list for names) *

Chairman Hickey called the meeting to order at 8:10 on March 22, 1973 after establishing a quorum. The purpose of the meeting was to hear any testimony presented on AB 446, 602, 614.

Chairman Hickey stated that the first bill to be heard would be AB 614, which brings engaging in structural pest control within State control. Mr. Galloway of the State Department of Agriculture stated that upon receipt of this bill his staff studied and they had a number of recommendations in connection with it and then submitted this recommendations to the people who had originally proposed this bill and they have concurred with these recommendations. Basically what the recommendations would set a minimum qualification in order to be able to apply for a license and enter into the activity of pest control. Also believe that it should not be restricted to the field of structural pest control but should be done to the entire field of pest control. Mr. Galloway then presented a list of amendments which the department was proposing and also stated that he felt that there may an error in the title of the bill as pest control is already under state control with licensing and this simply sets forth specifications on it. He then went through the amendments which they felt would accomplish what they would like to see enacted. (See Attachment I)

There was a constitutional question about setting the minimum age as 21 since the legislature may pass the bill lowering the age of majority. Mr. Hickey suggested that perhaps the wording could be changed simply to the age of majority. Mr. Galloway stated that this would be fine with them.

* See Attachment II

Mr. Hickey then asked what the term structural meant and Mr. Galloway stated that they did not use this term as per se in their licensing procedure. The type of pest control that is considered structural is already completed licensed in this state under various types of licenses.

Mr. Galloway went on to say that this bill would set up the minimum qualifications for a person to have before applying for a license. It would also require the licensing of individuals who go into structures and make inspections and issue certificates for freedom or presence of pest or other organisms. They find that they have no control over this activity and there is considerable confusion over it. It needs to be standardized and controlled.

Mr. Prince asked what are the qualifications required for a man to get a license at the present time. Mr. Galloway stated that he must only take a written examination. At the present time we are faced with the Federal Pesticide Control act which will put some control on these people and the state hopes to be ready in two years for this act.

Mr. Dini asked if a person already licensed as an applicator would he need the second license in order to be an inspector. Mr. Galloway stated that this would not be their intent. At the present time they do have some people who are not licensed to do custom pest control are perfectly qualified to make inspections with a third party referee and this would enable the Department to set up a separate category for this individual.

Mr. Galloway then pointed out that there were three different classes of pest control operators. They are: owners or principal, operators and agents. These qualifications here would apply only to the principals.

Mr. Getto asked if the industry had been contacted and what was their feelings. Mr. Galloway stated that they were in full support and that he had brought Mr. Ting along to testify on their views. Mr. Galloway stated that generally speaking there was a very definite desire by the industry itself to upgrade the pest control industry.

Mr. Ting, representing the Nevada State Pest Control Committee, stated that he concurred with everything that Mr. Galloway had said and that he would like to point out that the general public is becoming very aware of pollution and chemicals and that its possible with incompetent people to injure trees, plants, animals and even human beings. It is very important that they upgrade the industry. He felt that there was no room for the unqualified people applying chemicals or even inspection houses. At the present time anybody can give an inspection without having any idea what to look or check for.

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AB 602, amends authorized investments for certain state agencies, political subdivisions, and certain organizations in this State. Mr. Tugiro, Manager of the Federal Land Bank Association of Reno, stated that this was really just a housekeeping measure to authorize the investments of the farm credit system in line with the changing federal laws. It would bring in the new act of 1971 authorizing new investments and allowing the remaining act to be in effect as there are still outstanding investments and it will eventually be retired.

Mr. Dini asked if this bill in any way would extend the power at all to which Mr. Tugiro answer no that it was strictly a housekeeping act.

AB 446, makes bonding requirements for livestock dealers consistent with federal bonding requirements. Mr. Ballow of the State Department of Agriculture stated that this bill has two objectives which were to bring the bonding requirement somewhat in line with the increase in amount of money they have pay for livestock and produce. It is presently only \$5,000 which doesn't even cover 1 load of cattle at the present rates. The other objective was to bring the bonding requirements in line with the federal bonding requirements under the US Packers and Stockyards act. Hope to make uniform requirements because 80% of livestock buyers are from out of state and are already bonded in other states under the USPSA bond fee is considerably less then another bond.

Mr. Prince wished to know how much the bond premium was and Mr. Ballow stated that under the P and S it was 1% and a normal bond on the outside was between 2-3%.

Mr. Ballow also stated that they wished to put this on a sliding sclae ranging between \$5,000 and \$100,000 depending on the volume of business. They feel that this bond is still to low but it is more in line with the present prices.

Mr. Hickey then asked what the reason for the bond was and Mr. Ballow stated that the main reason was that if a buyer purchased some livestock and then presented a check, if that check was no good the seller would be protected by this bond.

Mr. Getto stated that there had been no recourse for bad checks and felt that this would be very good system as it would protect the producer and not hurt the little person because of the sliding scale.

Mr. Prince asked who would be the administrator of these bonds and Mr. Ballow stated that he would as the Executive Director of Agriculture would be the trustee.

Mr. Ballow stated that there had been no comment or complaints about the bill from the industry.

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Mr. Getto then introduced his guests from Fallon, Nevada as the Future Farmers group and their advisor, Mr. Johnston.

AB 614 - Mr. Prince moved "Do Pass as Amended" and Mr. Getto seconded the motion. There were no Nay votes.

AB 604 - Mr. Dini moved "Do Pass" and Mr. Getto seconded the motion. There were no objections.

AB 446 - Mr. Getto moved "Do Pass" and Mr. Dini seconded the motion. There were no Nay votes.

As there was no further business to discuss Chairman Hickey adjourned the meeting at 9:00.

Respectfully submitted,

Sandee Gagnier,
Assembly Attache

AGENDA FOR COMMITTEE ON AGRICULTURE

Date March 22, 1973 Time 8:00 Room 214

<u>Bills or Resolutions to be considered</u>	<u>Subject</u>	<u>Counsel requested*</u>
AB 446	Makes bonding requirements for livestock dealers consistent with federal bonding requirements.	
AB 602	Amends authorized investments for certain state agencies, political subdivisions, and certain organizations in this State.	
AB 614	Brings engaging in structural pest control within State control.	

*Please do not ask for counsel unless necessary.

Title: "Brings engaging in structural pest control within state control".

NRS 555.2605 to 555.460 regulates state control over all types of pest control (custom application of pesticides.)

SECTION 1.

Line 3. delete [by aircraft or ground equipment]

Line 5. delete [structural]

SECTION 2.

SECTION 2., paragraph 3

Line 13. to read:

The applicant or the individual designated by the applicant in accordance with paragraph 2 of this section shall be ~~21 years~~ ^{age of majority} or more of age and shall have;

- (a) Not less than two (2) years practical experience in pest control, or
- (b) Possess university credits of not less than sixteen (16) credit hours in biological sciences of which not less than eight (8) credit hours must be in subjects directly related to the categories of pest control in which the applicant wishes to be licensed and shall have six (6) or more months of practical experience in pesticide application or related pest control.

SECTION 3.

Line 1. delete [structures]

Line 5. delete [household] pests, [wood destroying pests or similar organisms found in and around homes or other structures]

Line 7. delete paragraph 2 and add new SECTION 4. as follows:

No person shall for hire engage in, offer to engage in, advertise or solicit for the performance of any of the following activities in the category of wood destroying pest or organisms without a license issued by the executive director;

- (a) The making of an inspection or inspections for the purpose of identifying or attempting to identify infestation or infections of household or other structure by such pest or organisms.
- (b) The making of inspection reports.
- (c) The making of estimates or bids, whether written or oral, with respect to such infestations or infections.
- (d) The submitting of bids for the performance of any work involving the application of pesticides for the eliminating, exterminating, controlling or preventing infestations or infections of such pest.

SECTION 5. NRS 555.280 is hereby amended to read:

No person shall engage in custom application of pesticides or serve as an agent, operator or pilot or engage in making custom inspections of households or other structures for wood destroying pest or similar organisms within this state at any time without a license issued by the executive director.

Agricultural Classes from Churchill
 Co. High School, Fallon, Nevada
 Muley Hutto
 Jon Ricker
 Rocky Sanchez
 Vaughna Fowler
 Centa Segura
 Kathy Matzen
 Sue Gerhart
 Sherri Thomas
 Dani Johnston
 Vicki Gerhart
 Sue de Brago
 Ida Hutchings
 Benny Dick
 Peg Bennett
 Denise Miller
 Dave McDonald
 Dan Clifford
 Dave Matzen
 Stan Ezell
 Jim Harper
 Mike Bowman
 George Hardin
 Jeff Baldwin
 Tommie Lina Martin
 Advisor
 Mrs Bob Johnston

AGRICULTURE COMMITTEE - 57th SESSION

DATE: 3-22-73 BILL NO: AB 446 SPONSOR: Getto, Howard, Jacobson, Glover, Hickey, Hafner

SUBJECT: Makes bonding requirements for livestock dealers consistent with federal bonding requirements.

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 <i>excused</i>	YES	NO	HOWARD <i>excused</i>	YES	NO
DINI	<input checked="" type="radio"/> YES	NO	YOUNG <i>excused</i>	YES	NO
PRINCE	<input checked="" type="radio"/> YES	NO			

Disposition

DATE: _____ DO PASS: XXXXX DO PASS AS AMENDED: _____

INDEFINITELY POSTPONED: _____

AGRICULTURE COMMITTEE - 57th SESSION

DATE: 3-22-73 BILL NO: AB 602 SPONSOR: Getto

SUBJECT: Amends authorized investments for certain state agencies,
political subdivisions, and certain organizations in this state.

Committee Action

DATE: _____ AMENDED: YES NO

AMENDMENT MADE BY: _____

SECONDED BY: _____

Committee Vote

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

Disposition

DATE: _____ DO PASS: XXXX DO PASS AS AMENDED: _____

INDEFINITELY POSTPONED: _____

AGRICULTURE COMMITTEE - 57th SESSION

DATE: 3-22-73 BILL NO: AB 614 SPONSOR: Committee on Agriculture

SUBJECT: Brings engaging in structural pest control within State
control

Committee Action

DATE: 3-22-73 AMENDED: YES NO

AMENDMENT MADE BY: Submitted by Department of Agriculture - Moved do pass
by Mr. Prince

SECONDED BY: Mr. Getto

Committee Vote

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

Disposition

DATE: _____ DO PASS: _____ DO PASS AS AMENDED: XXX

INDEFINITELY POSTPONED: _____

See copy of amendments attached to minutes of meeting