

ASSEMBLY AGRICULTURE COMMITTEE MINUTES

MARCH 10, 1977

4:00 p.m.

MEMBERS PRESENT: Chairman Hickey
Mr. Price
Mr. Jeffrey
Mr. Serpa
Mr. Rhoads

MEMBERS ABSENT: Mr. Jacobsen
Mr. Polish

A quorum being present, Mr. Hickey called the meeting to order. The purpose of the meeting was to take action on several of the bills which the committee has previously heard testimony on.

AB 57, Amends amount and payment source for estray care expenses.

Mr. Price stated that the amendments to this bill still did not place a top limit on the amount that could be paid. Mr. Rhoads stated that the old law had a ridiculously low figure in it. He stated that prices and costs fluctuate so much that a fixed price would cause problems. He added that the less regulation the better it would be.

Mr. Rhoads moved for adoption of the amendment no. 11A and Mr. Serpa seconded the motion. The motion carried unanimously with Mr. Jacobsen and Mr. Polish absent. A copy of the amendment is attached to these minutes as Exhibit A and herewith made a part of this record.

Mr. Rhoads then moved for a "do pass as amended" recommendation and Mr. Jeffrey seconded it. The motion carried unanimously with Mr. Jacobsen and Mr. Polish absent.

AB 58, Increases registration, tonnage and inspection fees for certain agricultural and other commodities.

Mr. Hickey stated that this bill was really quite important to the department and that it was included in the proposed budget of the department.

Mr. Rhoads stated that he did not feel that the increases were out of line compared with other states.

Mr. Serpa moved for a "do pass" recommendation and Mr. Rhoads seconded the motion. The motion carried unanimously with Mr. Jacobsen and Mr. Polish absent.

AB 59, Amends motor fuel advertising requirements.

Mr. Hickey stated that he would hold this bill until later as Mr. Jacobsen was having some amendments drafted which would clarify the language.

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AB 60, Provides authority for inspectors of the State Department of Agriculture to take pesticide samples.

Mr. Price moved for a "do pass" and Mr. Serpa seconded the motion. The motion passed unanimously with Mr. Jacobsen and Mr. Polish absent. This bill will go on the consent calendar.

AB 85, Makes various changes to provisions relating to public weighmasters.

Mr. Hickey remarked that this was simply a housekeeping bill.

Mr. Rhoads moved for a "do pass" recommendation and Mr. Serpa seconded the motion. The motion carried unanimously with Mr. Jacobsen and Mr. Polish absent. This bill will also be placed on the consent calendar.

AB 218, Makes technical amendments to definitions concerning pesticides and applicators.

Mr. Hickey stated that this was another housecleaning bill.

Mr. Jeffrey moved for a "do pass" recommendation and Mr. Serpa seconded the motion. The motion carried unanimously with Mr. Jacobsen and Mr. Polish absent. This bill will also go on the consent calendar.

AB 233, Deletes obsolete reference to salary of executive director of State Department of Agriculture.

This is another housecleaning bill.

Mr. Jeffrey moved for a "do pass" recommendation and Mr. Price seconded the motion. The motion carried unanimously with Mr. Jacobsen and Mr. Polish absent. This also will go on the consent calendar.

Mr. Rhoads then asked for a committee introduction on a bill he wishes to be drafted. It is requested by the District Attorney from Elko and regards a problem they have had in the field of branding. He added that he was not too sure that he agreed with it but that he felt that it should be heard. A copy of the proposed subject matter for the bill is attached as Exhibit B and herewith made a part of this record.

Mr. Jeffrey moved for committee introduction and Mr. Price seconded the motion. The motion carried unanimously.

Mr. Hickey appointed Mr. Rhoads to get this bill drafted.

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As there was no further business to discuss, Chairman Hickey adjourned the meeting at 5:00 p.m.

Respectfully submitted,

Sandra Gagnier,
Assembly Attache

Adopted	<input type="checkbox"/>	Adopted	<input type="checkbox"/>
Lost	<input type="checkbox"/>	Lost	<input type="checkbox"/>
Date:		Date:	
Initial:		Initial:	
Concurred in	<input type="checkbox"/>	Concurred in	<input type="checkbox"/>
Not concurred in	<input type="checkbox"/>	Not concurred in	<input type="checkbox"/>
Date:		Date:	
Initial:		Initial:	

Bill / Joint Resolution No. 57 (BDR)

Proposed by _____

977 Amendment No 11 A



Amend the bill as a whole by adding a new section designated section 3, following section 2, to read as follows:

"Sec. 3. NRS 569.090 is hereby amended to read as follows:

569.090 1. The department shall pay, or cause to be paid, the reasonable expenses incurred in taking up, holding, advertising and selling [such] the stray or estrays, and any damages for trespass allowed pursuant to NRS

569.440, and shall place the balance in the agriculture working capital fund of the department. The department shall make a full and complete record of all such transactions, including the marks and brands and other means of identification of an estray or estrays, which record shall be open to the inspection of the public.

2. [Should] if the lawful owner of any [such] estray or estrays sold as provided in this section [be] is found within 1 year after the sale of such estray or estrays, the net amount received from the disposal of such estray or estrays shall be paid to the owner [upon his proving] if he proves ownership to the satisfaction of the department. If, at the end of 1 year from the date of sale of [such] the estray or estrays, the proceeds from such sale or sales remain unclaimed, such proceeds shall be deposited in the livestock inspection fund.

3. [In all cases of claims] if any claim pending after the expiration of 1 year from the date of sale [, and denied, such] is denied, the proceeds shall be deposited in the livestock inspection fund . [promptly after denial of such claims.]

NEGLIGENT MISBRANDING LAW

564.145 Negligent Misbranding.

Any owner of animals or any employee under his supervision who mistakenly or unintentionally brands the animal of another shall, within ten days from the time of the branding, notify the rightful owner of said animal, if known, and the department or its duly authorized inspector.