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WORK SESSION
SENATE COMMITTEE ON NATURAL RESOURCES

April 11, 2003

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The following measure will be considered for action by the Senate Committee on Natural Resources during the work session:

SENATE BILL 485 (STATE DEPARTMENT OF AGRICULTURE)

Makes various changes to provisions governing weights and measures.

Testimony in support of the bill was received from representatives of the State Department of Agriculture. No testimony was received in opposition to the measure.

Proposed Amendments

The State Department of Agriculture submitted the attached amendments to clean up two technical points and address a concern expressed by Senator Maggie Carlton who proposed that the existing provisions of NRS 581.320 be retained (not repealed) to protect consumers from confusing packaging or labeling on milk.

Amendment 1: Section 57

17-25 **Sec. 57. The Director may**~~[to]~~ **apply to a court of competent** ✓
17-26 **jurisdiction for a restraining order, or a temporary or permanent**
17-27 **injunction, restraining a person from violating any provision of**
17-28 **this chapter or any regulation adopted pursuant thereto.**

Rational: Remove the word to in order to clean up the language.

Amendment 2: Section 67.2

21-30 **2. The Division of Measurement Standards shall administer** ✓
21-31 **and enforce the provisions of chapters 581 and 582 of NRS and**
21-32 **NRS 590.010 to** ~~[590.330]~~ **590.450, inclusive.**

Rational: Traditionally the state sealer is responsible for NRS 590.010 to NRS 590.450. An error was made in the draft and omitted some sections. NRS 590.400 states that the state sealer is responsible for NRS 590.010 to 590.450.

Amendment 3: Section 68

21-33 **Sec. 68. NRS 581.004, 581.005, 581.055, 581.060, 581.070,**
21-34 **581.080, 581.090, 581.104, 581.105, 581.110, 581.120, 581.140,**
21-35 **581.150, 581.160, 581.170, 581.180, 581.190, 581.200, 581.210,**
21-36 **581.220, 581.230, 581.240, 581.250, 581.260, 581.270, 581.280,**
21-37 **581.290, 581.300, 581.303, 581.307, 581.310,**~~[581.320]~~, **581.330,**
21-38 **581.340, 581.350, 581.360, 581.370, 581.380, 581.390, 581.400,**
21-39 **581.405, 581.410, 581.420, 581.430, 581.440, 581.450, 581.460,**
21-40 **582.010, 582.050, 582.060, 582.080, 582.090, 582.100, 582.105,**
21-41 **582.110, 582.120, 582.130, 582.140, 582.150, 582.160, 582.170 and**
21-42 **582.180 are hereby repealed**

22-18 **LEADLINES OF REPEALED SECTIONS**

23-37 ~~**[581.320 Fluid dairy products: Packages for retail sale;**~~
23-38 ~~**marking of containers.]**~~

Rational: Senator Carlton in order to protect consumers from confusing labeling on milk would like to retain NRS 581.320. This change will only affect milk and has no other impact on the bill.