

MEETING NOTICE AND AGENDA

Today's Date: March 11th, 2009

Name of Organization: NEVADA STATE BOARD OF AGRICULTURE

Meeting Time: March 25, 2009 @ 9:00 am
March 26, 2009 @ 9:00 am

Place of Meeting: University of Nevada Cooperative Extension
5305 Mill Street
Reno, NV 89502
Telephone: (775) 784-4848


Tony Lesperance, Director

This meeting will be available by videoconference in Las Vegas, Elko, Ely, and Winnemucca, Nevada at the following locations:

University of Nevada Cooperative Extension
8050 Paradise Road
Life Long Learning Center
Room WHEE & Conf. Room A
Las Vegas, NV 89123-1904
Telephone: (702) 222-3100

Note: Thursday, March 26
Life Long Learning Center - Room B

Great Basin College
1500 College Parkway
High Tech Center Building – Room 137
Elko, NV 89801
Telephone: (775) 738-8493

Great Basin College
2115 Bobcat Road – Room 114
Ely, NV 89301
Telephone: (775) 289-3589

University of Nevada Cooperative Extension
1085 Fairgrounds Road
Video Classroom
Winnemucca, NV 89445
Telephone: (775) 623-6304

AGENDA

The following items will be discussed and acted upon, but may be taken in different order to accommodate the interests and time limitations of persons attending.

1. Call to order by Chairman Alan Perazzo.

A. Introduction of Board members, attendees and guests.

2. Board Business

A. *Approval of minutes from December 9, 2008 and December 10, 2008 Board meetings. (Foley) **Action**

B. *Request to disburse monies pursuant to NRS 562.170 and NRS 567.110 to Woolgrower's Association and Predatory Animal and Rodent Control. (Vogler) **Action**

C. *Ed Goedhart - a presentation on Amargosa Valley water problems. Afternoon of 3/25/2009 at 1:30 pm approximately. **Information**

D. Gus Wegren, Farm Service Agency, PowerPoint presentation on draught. Morning of 3/26/2009 at 9:00 a.m. approximately. **Information**

E. *Request by Board member Hank Vogler to request an opinion from the Attorney General's office regarding the Nevada Department of Wildlife's exemption on water appropriation for large scale "guzzlers" that are being developed for big game animals. (Vogler) **(Action)**

F. Sexual Harassment Training (Foley) **Information**

G. Evaluation of the Director. (Perazzo) **Action**

3. **Director's Report** (Lesperance)
 - A. *Director's Report **Information**
 - B. *Nevada Department of Agriculture's marketing plan. (Foster) **Information**

4. **Division of Administration** (Groach)
 - A. *Budget Update **Information**

5. **Livestock Identification Division** (Collis)
 - A. *Division Update **Information**
 1. Staff update
 2. VRE Program investigation
 3. Abandoned horses
 4. Presentation to Assembly Natural Resources, Agriculture & Mining Committee and Senate Committee on Natural Resources on 2/4/2009 & 2/5/2009.
 5. Presentation to Combined Finance Committee Budget 4546 on 3/5/2009.
 - B. *Livestock Movement Permits **Information**
 1. Letter to livestock producers
 2. Application
 3. Sample movement permit
 - C. First supplement to 2008 Brand Book. **Information**

6. **Plant Industry**
 - A. *Division Update (Rafferty) **Information**
 - B. Environmental Compliance Branch (Moses)
 1. *EPA Quarterly Report **Information**
 2. *Safety Report **Information**
 3. *Poison Control Information **Information**
 4. *Senate Bill 38 – status of statute and regulation changes. **Information**

5. *Regulation changes that were approved at last meeting: **Information**

LCB No. R148-08, NAC 555.690 ~ \$25.00 fee for lost, stolen or destroyed cards.

LCB No. R146-08, NAC 555.670 ~ 6 month wait for person caught using an unauthorized testing aid for certification test.

LCB No. R147-08, NAC 555.410 ~ suspension of monthly Restricted Use Pesticides (RUP) report submission for non-agricultural licensed applicants.

- C. *Request approval to disburse \$5,000.00 to Hanu Pappu, Washington State University, in order for Nevada to be included in WSU research concerning the hosts and range of the Iris Yellow Spot Virus. (Marty) **Action**

(The Nevada Garlic and Onion Advisory Board has authorized payment, however this action also requires the approval of the Nevada Board of Agriculture).

- D. *Request the Nevada Board of Agriculture to appoint Mark O'Farrell and Rick Lattin to the Nevada Organic Advisory Council. (Marty) **Action**

- E. *Request the Nevada Board of Agriculture to waive the requirement of manufacturers to submit one-gallon antifreeze formulation samples with their annual license renewals. (Mason) **Action**

7. **Animal Industry**

- A. Update from Western States Meeting (LaRussa) **Information**

- B. Virginia Range Estray Program (LaRussa) **Information**

- C. *T. fetus regulation update (LaRussa) **Information**

- D. *Veterinarian Shortage (LaRussa) **Information**

- E. *Animal Liberation Front activities (LaRussa) **Information**

- F. *10 years of West Nile Virus in the United States (Rink) **Information**

- G. *Department of Homeland Security critical infrastructure assessment (Rink) **Information**

- H. Miscellaneous (Rink) **Information**

8. **Measurement Standards Division** (Beal) **Information**

*A. Update on GL Suite application

Petroleum Technology Bureau

B. Update on actions taken at December Board meeting. (Striejewske)

1. Requested permission to adopt as permanent, Gasoline Variance and Waiver procedures. **Information**

This regulation, adopted by the Board in December, has been approved as a temporary regulation, LCB file No. T011-09.

2. Requested permission to adopt as permanent, proposed changes to NAC 590.051. **Information**

Because of substantial changes between what was originally submitted to LCB File No. R209-08 and what was ultimately approved by the Board in December, LCB had concerns about this action.

C. *Request to go to workshop and hearing to adopt as permanent, LCB File No. T011-09. (Striejewske) **Action**

D. Request to go to workshop and hearing to adopt as permanent, proposed changes to NAC 590.051. (Striejewske) **Action**

Note: A new file had not been received from LCB at the time of agenda submission.

E. Request to go to workshop and hearing to adopt as permanent, proposed changes to NAC 590.065. (Striejewske) **Action**

Note: At the December Board meeting, action on LCB File R111-08 was tabled. At the time of agenda submission, LCB was comparing the original LCB File No. R111-08 and the final language arising from the hearing in December, 2008 to determine whether they will have the same objections as with File No. R209-08.

Also: A request has been made by Clark County Department of Air Quality & Environmental Management to change NAC 590.065, Section 4, increasing the wintertime RVP maximum from 9.0 psi.

F. Update and discussion on various fuel and legislative issues which are ongoing and possibly to come. These include the 38th Parallel and proposed changes to NAC 590.065. (Striejewske) **Action**

G. Update on labs in Reno and Las Vegas. (Striejewske) **Information**

9. Resource Protection Division (Jensen) **Information**

A. Division Update

**10. Department employee comments and suggestions to the Board of Agriculture.
Information**

11. **Public Comments Information**

Public comment during the Board meeting will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that agenda item at the Board meeting.

The Chairman and the Board of Agriculture intend that their proceedings should demonstrate the highest levels of decorum, civic responsibility, efficiency and mutual respect between citizens and their government. The Board respects the right of citizens to present differing opinions and views, even criticism, but our democracy cannot function effectively in an environment of personal attacks, slander, threats of violence, and willful disruption. To that end, the Nevada Open Meeting Law provides the authority for the Chair of the public body to maintain the decorum and to declare a recess if needed to remove any person who is disrupting the meeting, and notice is hereby provided of the intent of this body to preserve the decorum and remove anyone who disrupts the proceedings.

The Nevada Board of Agriculture can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During public comment period, speakers may address matters listed or not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comment by the Board. However, responses from the Board to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Board will consider, Board members may choose not to respond to public comments, except to correct factual inaccuracies, ask for staff action, or ask that a matter be listed on a future agenda.

12. Travel Claims. **Information**

13. Date of next meeting. **Action**

14. Adjournment **Action**

Anyone desiring further information or explanation of the above agenda items may call Sandie Foley at (775) 688-1180 x 230 during the hours of 8:00 a.m. - 5:00 p.m.

* Denotes supporting documents in the Board packet.

(ACTION) indicates that the Board needs to take action on an item. **(INFORMATION)** indicates an information item for the Board. Please ensure that ACTION items have accompanying information for the Board members to review.

NOTE: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please call Sandie Foley at the Nevada Department of Agriculture, 688-1180, ext. 230 as soon as possible.

This Notice of Meeting has been posted at the following locations:

Reno Office

Nevada Department of Agriculture
350 Capitol Hill Avenue
Reno, Nevada 89502-2923

Winnemucca Office

Nevada Department of Agriculture
1200 E. Winnemucca Blvd.
Winnemucca, NV 89445

Elko Office

Nevada Department of Agriculture
4780 E. Idaho Street
Elko, NV 89801-4672

Las Vegas Office

Nevada Department of Agriculture
2300 McLeod Street
Las Vegas, NV 89104-4314

Sparks Office

Nevada Department of Agriculture
2150 Frazer Avenue
Sparks, NV 89431