

Additions are marked in **blue** and verbiage removal is marked in **red** with a line indicating the stricken language.

## CHAPTER 555 - CONTROL OF INSECTS, PESTS AND NOXIOUS WEEDS

### GENERAL PROVISIONS

[555.005](#) Definitions.

#### NOXIOUS WEEDS

##### Classification of Weeds

[555.010](#) Designation and categorization of noxious weeds.

##### Weed Free Certification Program

[555.015](#) Establishment; application; standards adopted by reference.

##### Weed Control Districts

[555.035](#) Paradise Valley Weed Control District: Weeds subject to control.

[555.036](#) Paradise Valley Weed Control District: Powers and duties.

[555.040](#) Ruby Weed Control District: Weeds subject to control.

[555.041](#) Ruby Weed Control District: Chemical control of weeds.

[555.042](#) Ruby Weed Control District: Mechanical control of weeds.

[555.043](#) Ruby Weed Control District: Inspections.

[555.044](#) Ruby Weed Control District: Initiation of legal proceedings.

[555.045](#) Ruby Weed Control District: Cooperation with persons outside of District.

[555.050](#) Diamond Valley Weed Control District: Weeds subject to control.

[555.060](#) Diamond Valley Weed Control District: Methods of control; inspections; legal proceedings.

[555.070](#) Douglas County Weed Control District: Weeds subject to control; methods of control; inspections; legal proceedings; cooperation with subdivision outside of District.

[555.075](#) Goose Creek Weed Control District: Weeds subject to control; methods of control; inspections; legal proceedings; cooperation with subdivision outside of District.

[555.080](#) Lovelock Valley Weed Control District: Weeds subject to control; methods of control; legal proceedings; inspections; limitation of terms and recall of director of District.

[555.090](#) Walker River Weed Control District: Weeds subject to control; methods of control; legal proceedings.

[555.095](#) Lamoille Weed Control District: Weeds subject to control; methods of control; inspections; legal proceedings; cooperation with subdivision outside of District.

### REGULATION OF DEALERS OF NURSERY STOCK

[555.100](#) Definitions.

[555.1005](#) "Balled nursery stock" defined.

[555.101](#) "Bare-root nursery stock" defined.

[555.1014](#) "Business location" defined.

[555.1017](#) "Business record" defined.

[555.102](#) "Commercially clean" defined.

[555.1025](#) "Common pest" defined.

[555.103](#) "Containerized stock" defined.

[555.1035](#) "Dangerously injurious pest" defined.

[555.1045](#) "Dealer of nursery stock" defined.

[555.106](#) "Eradicated" defined.

[555.1065](#) "Etiolated growth" defined.

<a href="#"><u>555.1074</u></a>	“Notice of violation” defined.
<a href="#"><u>555.1075</u></a>	“Notice of warning” defined.
<a href="#"><u>555.1077</u></a>	“Nursery stock” defined.
<a href="#"><u>555.1083</u></a>	“Packaged” defined.
<a href="#"><u>555.109</u></a>	“Under effective control” defined.
<a href="#"><u>555.1093</u></a>	Licensing exemption: “Ornamental plants intended for indoor decorative purposes” interpreted.
<a href="#"><u>555.1095</u></a>	Issuance of notice of warning.
<a href="#"><u>555.1096</u></a>	Application for license to conduct business as dealer of nursery stock: Submission for each business location; contents.
<a href="#"><u>555.1098</u></a>	Fee for issuance or renewal of license; penalty fee for late renewal.
<a href="#"><u>555.115</u></a>	Administrative fine: Submission of incomplete, fraudulent or deceptive information to obtain license.
<a href="#"><u>555.118</u></a>	Administrative fine: Sale of nursery stock without license.
<a href="#"><u>555.121</u></a>	Display of name and license number of licensee on vehicle used to deliver or install nursery stock; administrative fine.
<a href="#"><u>555.125</u></a>	Maintenance of business records by a dealer of nursery stock; administrative fine.
<a href="#"><u>555.130</u></a>	Labeling of nursery stock; administrative fine.
<a href="#"><u>555.150</u></a>	Storage and display of nursery stock; administrative fine.
<a href="#"><u>555.155</u></a>	Sale of nursery stock damaged by certain environmental or mechanical conditions; administrative fine.
<a href="#"><u>555.160</u></a>	Cleanliness of nurseries and nursery stock; administrative fine.
<a href="#"><u>555.170</u></a>	Waxed nursery stock prohibited; administrative fine.
<a href="#"><u>555.175</u></a>	Statement of age of nursery stock; administrative fine.
<a href="#"><u>555.180</u></a>	Pest classification.
<a href="#"><u>555.190</u></a>	Pest isolation and control; administrative fine.
<a href="#"><u>555.200</u></a>	Adoption by reference of standards for nursery stock.
<a href="#"><u>555.210</u></a>	Labels for nursery stock sold by grade or size classification; administrative fine.
<a href="#"><u>555.221</u></a>	Administrative fine: Prevention of or interference with inspection of nursery, business location or nursery stock.
<a href="#"><u>555.223</u></a>	Administrative fine: Falsification of inspection certificate or phytosanitary certificate.
<a href="#"><u>555.225</u></a>	Administrative fine: Shipment or receipt of nursery stock shipped without appropriate certificate.
<a href="#"><u>555.231</u></a>	Administrative fine: Failure to label shipment of nursery stock.
<a href="#"><u>555.235</u></a>	Administrative fine: Failure to treat, control, destroy or ship out infected nursery stock.

## CUSTOM APPLICATION OF PESTICIDES

### General Provisions

<a href="#"><u>555.250</u></a>	Definitions.
<a href="#"><u>555.2502</u></a>	“Agent” defined.
<a href="#"><u>555.2503</u></a>	“Bait station” defined.
<a href="#"><u>555.2505</u></a>	“Business location” defined.
<a href="#"><u>555.2506</u></a>	“Consultant” defined.
<a href="#"><u>555.2507</u></a>	“Cooperative Extension Service” defined.
<a href="#"><u>555.25075</u></a>	“Demonstration and research specialist” defined.
<a href="#"><u>555.2508</u></a>	“Device” defined.
<a href="#"><u>555.25085</u></a>	“Dosage” defined.
<a href="#"><u>555.2509</u></a>	“Dwelling unit” defined.
<a href="#"><u>555.251</u></a>	“Fumigation” defined.
<a href="#"><u>555.252</u></a>	“Immediate supervision” defined.
<a href="#"><u>555.253</u></a>	“Industrial complex” defined.
<a href="#"><u>555.2535</u></a>	“Industrial or institutional pest” defined.
<a href="#"><u>555.254</u></a>	“Institutional complex” defined.
<a href="#"><u>555.2543</u></a>	“Livestock” defined.
<a href="#"><u>555.2545</u></a>	“Location principal” defined.
<a href="#"><u>555.2547</u></a>	“Nonserious violation” defined.
<a href="#"><u>555.255</u></a>	“Operator” defined.
<a href="#"><u>555.2552</u></a>	“Ornamental” defined.

<a href="#">555.2554</a>	“Preconstruction treatment” defined.
<a href="#">555.2555</a>	“Primary principal” defined.
<a href="#">555.2556</a>	“Principal” defined.
<a href="#">555.2563</a>	“Rodenticide” defined.
<a href="#">555.2567</a>	“Serious violation” defined.
<a href="#">555.257</a>	“Structural pest control” defined.
<a href="#">555.2572</a>	“Subsequent offense” defined.
<a href="#">555.2575</a>	“Tamper-resistant bait station” defined.
<a href="#">555.25755</a>	“Termiticide” defined.
<a href="#">555.2576</a>	“Vertebrate pest” defined.
<a href="#">555.2577</a>	“Wood-destroying fungi” defined.
<a href="#">555.258</a>	“Wood-destroying pest” defined.
<a href="#">555.2585</a>	“Business” construed.
<a href="#">555.2587</a>	“For hire” construed.
<a href="#">555.259</a>	Exemption of persons owning landscaping businesses: “Incidental” interpreted.
<a href="#">555.260</a>	Miscellaneous exemptions.

### Licensing

<a href="#">555.270</a>	Types of licenses; restrictions on issuance; prerequisites to perform certain pest control work with fumigants.
<a href="#">555.280</a>	Establishment of fields and categories for licensing of pest control personnel.
<a href="#">555.290</a>	Miscellaneous requirements and restrictions; amendment of, temporary hold on and denial of license.
<a href="#">555.300</a>	Permit to perform emergency application.
<a href="#">555.320</a>	Qualifications for examination; certain terms construed.
<a href="#">555.325</a>	Qualifications for amendment of license to include additional categories of pest control.
<a href="#">555.330</a>	Filing of application for examination; request for date of examination.
<a href="#">555.340</a>	Examinations: Contents; passing score; retesting; exclusion from examination.
<a href="#">555.350</a>	Application for license: Form; pest control business. [Effective until the date of the repeal of the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]
<a href="#">555.350</a>	Application for license: Form; pest control business. [Effective on the date of the repeal of the federal law requiring each state to establish procedures for withholding, suspending and restricting the professional, occupational and recreational licenses for child support arrearages and for noncompliance with certain processes relating to paternity or child support proceedings.]
<a href="#">555.360</a>	Application for license: Primary principal, location principal, principal, operator, consultant, demonstration and research specialist or agent; criminal history report for primary principal.
<a href="#">555.370</a>	License to engage in pest control business; proof of insurance coverage required.
<a href="#">555.371</a>	Renewal of license for pest control business: Annual report.
<a href="#">555.372</a>	Renewal of license for person engaged in pest control business: Requirements for continuing education; exception; credit for courses offered in another state.
<a href="#">555.374</a>	Continuing education: Prerequisites for accreditation and receipt of credit; duties of sponsor; acceptable activities.
<a href="#">555.375</a>	Continuing education: Notification of accreditation by Director.
<a href="#">555.376</a>	Continuing education: Sponsorship by Department or Cooperative Extension Service.
<a href="#">555.377</a>	Continuing education: Expiration, withdrawal, suspension or modification of accreditation.
<a href="#">555.380</a>	Operator’s license: Qualifications.
<a href="#">555.385</a>	Return of license to engage in pest control; notification of termination of employment; requirements to regain license; transfer of license to inactive status; renewal of inactive license.
<a href="#">555.395</a>	Pest control business: Primary principal required; primary principal or location principal required if more than one business location; suspension of license for noncompliance.
<a href="#">555.397</a>	Fees.

## Standards of Practice

- [555.400](#) General requirements.
- [555.410](#) Required records and reports.
- [555.415](#) Restrictions on authority of unlicensed persons.
- [555.420](#) Prohibited materials; prohibited uses of pesticides and termiticides.
- [555.425](#) Markings and equipment required on service vehicles of licensee.
- [555.427](#) Preconstruction treatment: Submission of form before performance; application of termiticide.
- [555.428](#) Preconstruction treatment: Tag.
- [555.430](#) Inspection or application of pesticide for wood-destroying pests: Report; restriction on application.
- [555.440](#) Precautionary requirements.
- [555.445](#) Labels for service containers.
- [555.460](#) Protection of persons and animals.
- [555.470](#) Protection of bees.
- [555.510](#) Fumigation procedures.

## Nonfood or Nonfeed Sites

- [555.5201](#) Designation of areas as nonfood or nonfeed sites; exemption from filing pesticide residue tolerance.
- [555.5203](#) Designation of areas as food or feed sites.
- [555.5205](#) Additional information required for certain nonfood or nonfeed sites.
- [555.5207](#) Conditions for certain uses of pesticides on nonfood or nonfeed sites; exceptions; modification of conditions.
- [555.5209](#) Prohibited acts.
- [555.521](#) Exemptions.

## Administrative Complaints

- [555.524](#) Definitions.
- [555.5243](#) "Administrative complaint" defined.
- [555.5245](#) "Committee" defined.
- [555.5247](#) "Enforcement action" defined.
- [555.525](#) "Informal case review" defined.
- [555.5253](#) "Informal disposition" defined.
- [555.5255](#) "Notice of warning" defined.
- [555.526](#) Contents; notification of options; notice of warning in lieu of serving complaint.
- [555.5265](#) Informal case review by committee.
- [555.527](#) Actions by Department upon committee decision.
- [555.5275](#) Service of documents.

## Fines

- [555.530](#) Schedule of administrative fines.

## CERTIFIED APPLICATORS

- [555.600](#) Definitions.
- [555.610](#) Exceptions.
- [555.613](#) Fields of licensed primary principal commercial and governmental agency applicators; categories of licensed primary principal commercial applicators.
- [555.617](#) Certification of licensed primary principal commercial applicators; certification in category of fumigation.
- [555.620](#) Nonprimary principal commercial applicators: Categories.
- [555.630](#) Nonprimary principal commercial applicators: Standards.
- [555.640](#) Private applicators: Categories.
- [555.650](#) Private applicators: Standards.
- [555.655](#) Certificates for nonprimary principal commercial applicators and private applicators: Types; changes of information; amendments; terms.

- [555.660](#) Examinations for certification of nonprimary principal commercial applicators and private applicators: Application; subjects.
- [555.670](#) Examinations for certification of nonprimary principal commercial applicators and private applicators: General and specific; written, oral and practical; passing score; retesting; use of unauthorized aid.
- [555.680](#) Applications for certification of nonprimary principal commercial applicators and private applicators: Contents; proof of passing examination.
- [555.685](#) Renewal of certification of nonprimary principal commercial applicators and private applicators: Examination; continuing education; application.
- [555.690](#) Fees for issuance of certificates to nonprimary principal commercial applicators and private applicators.
- [555.700](#) Application of restricted-use pesticides by licensed primary principal commercial applicators, nonprimary principal commercial applicators and private applicators.

#### RODENT CONTROL DISTRICTS

- [555.800](#) Diamond Valley Rodent Control District.
- [555.810](#) Orovada Rodent Control District.

**NAC 555.900 Plant health laboratory services.** ([NRS 561.315](#)) The following fees for plant pathology and nematology laboratory services are established.

1. General plant disease diagnosis: The initial sample submitted from an entity is free of charge, however every subsequent is \$30 per sample
2. On-site plant disease inspection and diagnosis: \$60 per hours plus mileage charge.
3. Laboratory fees for each additional testing are set and approved by the department.

**NAC 555.XXX Fees for identification services** The initial sample submitted from an entity is free of charge, however a fee of \$30 per sample will be charged for standard microscopic examination of samples or photos submitted for identification via text message, email or other electronic service submitted to entomology. Additional fees may be charged to cover costs incurred from outside sources for an identification at standard inspection rates.

#### Weed Free Certification Program

**NAC 555.015 Establishment; application; standards adopted by reference.** ([NRS 555.010](#))

1. A producer of agricultural products who wishes to have his or her agricultural products certified as being free from noxious weeds **and their propagative parts** may apply to the Department to participate in the Weed Free Certification Program which is hereby established pursuant to [NRS 555.010](#). To participate in the Weed Free Certification Program, the producer must submit, in a form approved by the Department, evidence satisfactory to the Department that the producer meets the standards adopted by reference in subsection 2.

2. The Director hereby adopts by reference the North American Weed Free Forage Minimum Certification Standards, as revised **and approved by the board of NAISMA. ~~on March 31, 2015, and the Gravel Pit Inspection Standards and Gravel Pit Inspection Form for the Weed Free Gravel Program.~~** These certification programs issued by the North American Invasive Species Management Association or its successor organization, and any subsequent revisions which have been approved by the Director for use in this State **but not limited to: forage, gravel, and mulch.** Each new revision shall be deemed approved by the Director unless the Director disapproves the revision within 60 days after the date of publication by the North American Invasive Species Management Association or its successor organization. The Director will review each revision issued to ensure its suitability for use in this State. The most recent revisions that have been approved by the Director will be available for inspection at the main office of the Department or may be obtained free of charge from the Internet website of the North American Invasive Species Management

Association at ~~<http://www.naisma.org/weed-free-forage>~~ and ~~<http://www.naisma.org/weed-free-gravel>~~.