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STATE OF NEVADA  
**DEPARTMENT OF AGRICULTURE**

405 South 21<sup>st</sup> St.  
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[agri.nv.gov](http://agri.nv.gov)

**PROPOSED REGULATION OF THE  
NEVADA DEPARTMENT OF AGRICULTURE**

**LCB File No. R038-21**  
DIVISION OF MEASUREMENT STANDARDS

**NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATION**

The Nevada Department of Agriculture, 405 South 21<sup>st</sup> Street, Sparks, Nevada, 89431, is proposing the Amendment of regulations pertaining to Nevada Administrative Code (NAC) Chapter 590. A workshop has been set for:

**Date:** Monday, November 7, 2022  
**Time:** 10:00 a. m. PST  
**Location:** This meeting will be held virtually via Zoom

**Remote Meeting Information\*:**

To join the meeting virtually, click on the URL and enter the meeting number and password when prompted:

<https://us02web.zoom.us/j/85286873300>

Meeting ID: 852 8687 3300

Passcode: There is no passcode required for this meeting

To join by telephone, call one of the phone-in numbers below and enter the Meeting ID when prompted.

Dial by your location

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 444 9171 US

+1 669 900 9128 US (San Jose)

+1 719 359 4580 US

+1 309 205 3325 US

+1 312 626 6799 US (Chicago)

+1 386 347 5053 US

+1 564 217 2000 US

+1 646 558 8656 US (New York)

+1 646 931 3860 US

+1 301 715 8592 US (Washington DC)

**\*Per 2021 AB253**

ALL PERSONS WISHING TO ATTEND THE MEETING MUST ATTEND VIA THE IDENTIFIED VIRTUAL MEETING PLATFORM OR TELEPHONICALLY.

Nevada Revised Statutes Chapter 287 has been amended through [2021 AB 253](#) to allow public meetings to be completed by use of remote technology and without a physical location.

This workshop will be conducted in accordance with the Open Meeting Law ([NRS 241.020](#)).

The purpose of the workshop is to solicit comments from interested persons on changes to NAC Chapter 590 pertaining to the storage and sale of E15 gasoline. NAC 590 revisions are in response to passage of Assembly Bill 411 of the 81<sup>st</sup> Session of the Nevada Legislature. Proposed regulation changes are contained within LCB File No. R038-21RP1 (<https://www.leg.state.nv.us/Register/2021Register/R038-21RP1.pdf>).

A copy of all materials relating to the proposal may be obtained by visiting the Department's website at [agri.nv.gov](http://agri.nv.gov) or by contacting the Division of Measurement Standards at 775-353-3783 or [ce@agri.nv.gov](mailto:ce@agri.nv.gov). Copies may also be requested or inspected by visiting the NDA offices located in Elko, Las Vegas or Sparks or the Nevada State Library and Archives at 100 Stewart Street, Carson City, NV 89701. A reasonable fee for copying or postage may be charged for those requesting a print copy. Members of the public who would like additional information about the proposed regulation may contact the Division of Measurement Standards by 775-353-3783 and [ce@agri.nv.gov](mailto:ce@agri.nv.gov).

Persons wishing to make oral comment upon the regulation draft of the Nevada Department of Agriculture may participate at the scheduled workshop. Persons wishing to submit written testimony or documentary evidence may submit the material by emailing [ce@agri.nv.gov](mailto:ce@agri.nv.gov) or by mailing to the following address: Nevada Department of Agriculture, Attn: William Striejewske, 405 S. 21<sup>st</sup> ST, Sparks, NV 89431.

Reasonable efforts will be made for members of the public who have disabilities and require special accommodations for assistance at the meeting. Please contact the Department at 775-353-3783 or [ce@agri.nv.gov](mailto:ce@agri.nv.gov) prior to the meeting.

Notice of this meeting was sent to all persons on the Department's mailing list for administrative regulations and posted on or before 9 a.m. fifteen days before the meeting at the following locations: the Nevada Department of Agriculture website at [agri.nv.gov](http://agri.nv.gov), Nevada Public Notice website at <https://notice.nv.gov/> and Nevada Legislature Administrative Regulation Notices at <https://www.leg.state.nv.us/App/Notice/A/>.

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## NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATION AGENDA

November 7, 2022  
10:00 a. m. PST

**Note:** Items on the agenda may be taken out of the posted order, items may be combined for consideration, and items may be pulled or removed from the agenda.

### I. Call to Order

**II. Public Comment:** In consideration of others who may wish to provide public comment, please avoid repetition and limit your comment to three minutes per person. Unused time may not be reserved by the speaker nor allocated to another speaker.

**III. Overview of Proposed Changes to NAC Chapter 590:** The Nevada Department of Agriculture (NDA) will hold a workshop to solicit comments from interested persons on the following general topics that may be addressed in proposed regulations (LCB File No. R038-21):

LCB File No. R038-21 amends NAC Chapter 590.065 adopting regulations governing the storage and sale of E15 gasoline:

- Updates the purchase price (from ASTM, International) for the standard specification for Spark-Ignition Engine Fuel adopted by reference
- A new subsection adopts by reference certain provisions of Title 40 of the Code of Federal Regulations
- A new subsection provides guidance by which the public may inspect publications adopted by reference by the State Board of Agriculture
- Adds language addressing state and federal fuel standards waivers
- Adds language clarifying regulations concerning prohibited substances in gasoline
- Adds language addressing state and federal regulations concerning the storage and sale of E15 gasoline
- Amends reference to the State Sealer to reference the updated name of the division from Consumer Equitability to Measurement Standards
- A new subsection concerns effects if any provision of NAC 590.065 is declared invalid or unconstitutional.
- Adds language to NAC 590.066 §1 concerning federal law

**IV. Public Comment:** In consideration of others who may wish to provide public comment please avoid repetition and limit your comment to three minutes per person. Unused time may not be reserved by the speaker nor allocated to another speaker.

### V. Adjourn