

First Amended Agenda

MEETING NOTICE AND AGENDA

Today's Date: December 4, 2007

Name of Organization: NEVADA STATE BOARD OF AGRICULTURE

Date and Time of Meeting: December 10, 2007 1:30 pm
December 11, 2007 8.30 am
December 12, 2007 8:30 am

Place of Meeting: Stanley P. Jones Building
Department of Employment, Training and Rehabilitation
2800 E Saint Louis Ave
Las Vegas, NV 89104
(702) 486-6632

AGENDA

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

Monday December 10, 2007@1:30 pm

Call to order by Chairman Lawrence Waugh

1. Board Business

- A. Subcommittee review and development of updated Short Term Objectives and Long Term Goals and Objectives for 2008. (Waugh) **ACTION to be taken on Tuesday item 1.F**
- B. Public Comment **INFORMATION**

Tuesday December 11, 2007 @ 8:30 am

This meeting will be available by teleconference from Reno and Elko NV. The locations are Nevada Job Connect (Reno Town Mall) at 4001 So Virginia St, Room H, Reno, NV, the phone number is 775-834-1970 and Nevada Job Connect (Elko) 172 Sixth Street, Elko NV, and the phone number is 775-753-1900

Call to order by Chairman Lawrence Waugh

1. Board Business (Waugh)

- A. Introductions **INFORMATION**
- B. *Introduction of New Board Members **INFORMATION**
- C. Appreciation to Retiring Board Members **INFORMATION**
- D. *Open Meeting Law **INFORMATION**
- E. *Approval of Minutes from September 20th and 21st , 2007 Meeting **ACTION**
- F. Short Term Objectives and Long Term Goals and Objectives
Review and possible adoption of goals and objectives as formulated by the committee at the meeting held on December 10, 2007 at the Department of Employment, Training and Rehabilitation meeting room in Las Vegas. **ACTION**
- G. *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
- H. Pictures taken of Board Members **INFORMATION**

2. Measurement Standards Division (Grabski)

- A. Weights and Measures Inspections **INFORMATION**
 - 1. Device Inventory
 - 2. Complete Year to Date
- B. Petroleum Lab Workload **INFORMATION**
 - 1. Samples Tested
 - 2. Pass/ Fail
- C. GL Suite Program **INFORMATION**
 - 1. Measurement Standards Licensing and Payment Program (MSLP)
- D. Automatic Temperature Compensation Update (ATC) **INFORMATION**
- E. Fuel Standards Environmental Coordination Committee (FSECC) **INFORMATION**
 - 1. Venue to Discuss Variance Procedures

- F. Capitol Improvement Project **INFORMATION**
 - 1. Elko Update
 - 2. *Sparks 07-C20 Update

- G. NRS 590 and Specifications for Motor Vehicle Fuel
 - 1. Western State Petroleum (WSPA) presentation **INFORMATION**
 - 2. Western Petroleum Marketers Association (WPMA) Presentation **INFORMATION**
 - 3. Request to go to Workshop and Hearing for possible changes to specifications for Motor Vehicle Fuel in NAC 590.065 to comply with the changes to NRS 590.070. **ACTION**

3. Division of Administration (Gimlin)

- A. Changes to Nevada Revised Statutes (NRS) **ACTION**
 - 1. *Should the Grazing Boards continue to be part of the Department of Agriculture, or should the Grazing Boards be autonomous? NRS 568.040, Creation of State Grazing Boards, Letter to Senator Rhodes.
 - 2. * Board' response to Division of Internal Audits, Audit Report #08-03 issued on October 2, 2007, executive section 5-8. Should the Board of Agriculture statutory authority be revised? NRS 561.105

- B. Update on Audits **INFORMATION**
 - 1. *Legislative Counsel Bureau Audit LA06-12, 6 month review by Legislative Audit Sub-Committee
 - 2. Progress Reports
 - A. *Division of Internal Audits Report #08-03
 - B. *Legislative Counsel Bureau Audit LA06-12

- C. Budgets **INFORMATION**
 - 1. *FY2008 Board of Agriculture Budget
 - 2. *FY2008 Department Summary
 - 3. Proposed Budget Reductions

- C. Division Report **INFORMATION**
 - 1. Meeting with State Controller
 - 2. Web Page Updates

4. Animal Industry Division

- A. Animal Disease Update **INFORMATION** (Rink)
 - 1. *Brucellosis
 - 2. *Tuberculosis
 - 3. *Foot and Mouth Disease- Lawrence Livermore FMD projections of Nevada
 - 4. *Bovine Spongiform Encephalopathy (BSE)

- B. Laboratory Update **INFORMATION** (Rink)
 - 1. Elko Animal Disease Laboratory
 - 2. *Arbovirus Testing

3. *Trichomonas Fetus Testing (T. Fetus Testing)
4. *Bighorn Sheep Update
 1. United States Animal Health Association (USAHA) Resolution
 2. "Payette Principles"
 3. March 2008 Workshop

C. Virginia Range Estray (VRE) (Holmes/ Rink) **INFORMATION**

D. *National Animal Identification System Update (NAIS) (Pecetti) **INFORMATION**

E. *Information Technology (Beal) **INFORMATION**

1. Laboratory Information Management System for Animal Disease Laboratory
2. Back Up and Disaster Recovery
3. Server Virtualization and Thin Clients

5. Resource Protection Division (Jensen)

A. Division Update **INFORMATION**

B. *Nevada Wildlife Services State Report 2007 **INFORMATION**

6. Plant Industry Division

A. *Division Update (O'Brien) **INFORMATION**

B. Pest Control (O'Brien)

1. Pigeon Control Update **INFORMATION**
2. *Request to go to Workshop and Hearing on possible new licensing category for bird control **ACTION**

C. Organic Certification (O'Brien)

1. *Informational letter and discussion regarding the structure, purpose and the function of the Organic Advisory Council **INFORMATION**
2. Organic Certification of Livestock (O'Brien) **INFORMATION**
3. *Reappointment of Organic Advisory Council Members (O'Brien) **ACTION**
Reappoint council members Marcia Litsinger, Dave Hall, and Bruce Quinlin as approved by the council, as well as the Director per NRS 587.810. Upon appointment, the Organic Advisory Council Members shall serve terms of three years as per NRS 587.820. The council seats are currently vacant.

D. Nursery Licensing (O'Brien)

1. *Request to go to Workshop and Hearing for changes to NAC Chapter 555 Regulation of Nurseries and Nursery stock. Propose additional specifications for container grown stock, both "ball and burlap" and "container grown stock." **ACTION**

E. Safety Committee Update (Moses) **INFORMATION**

F. * EPA Fourth Quarter Report (Moses) **INFORMATION**

G. *Request Adoption of Regulation LCB File Number R156-07: A Regulation Relating to Agriculture; authorizing a nonprimary principal commercial applicator or

private applicator to renew a certificate to apply or supervise the application of a restricted use pesticide upon the completion of at least 12 units of continuing education: and providing other matters properly relating thereto. (Moses) **ACTION**

H. Entomology (Knight)

1. *Final exotic trapping results for 2007 and significant identifications

INFORMATION

2. *Request to go to workshop and hearing on quarantine for Diaprepes root weevil. **ACTION**

7. **Director's Report** (Rise)

A. Medical Marijuana **INFORMATION**

B. Presentations/ Meetings **INFORMATION**

1. Local Farm Bureau- Orovada and Elko
2. State Farm Bureau- Mesquite
3. State Weed Conference- Las Vegas
4. National United States Animal Health Association
5. Cattleman's Meeting
6. Central Grazing Committee Meeting
7. Public Lands Commission
8. Capitol for a Day
9. Las Vegas All Staff Meeting

C. *Federal Priority Assessment **INFORMATION**

D. Estray Status **INFORMATION**

1. Plan for Working Tour and Interim Finance Committee Request
2. Plan for Stakeholders Meeting

E. Policies and Procedures **INFORMATION**

F. Communication **ACTION**

Directive by the Board to redirect the responsibility of the communication policy back to the agency and incorporate into agency policies and procedures.

G. *Nevada Rangeland Resource Commission Board Appointments **INFORMATION**

H. *Disaster Declaration **INFORMATION**

1. September 18, 2007 to Governor
2. *October 6, 2007 from Governor to USDA

I. Industry Requests for Department Organization **INFORMATION**

1. Animal Disease Laboratory and Livestock Identification Division
2. Natural Resource Position within the Plant Industry Division

I. Department of Conservation and Natural Resources, Commission for the Preservation of Wild Horses **ACTION**

1. *Heil Trust; Commission for the Preservation of Wild Horses has requested that the Department of Agriculture work jointly with them on a proposal to

request funds to continue the activities of the Department of Agriculture as well as funding for the Commission for the Preservation of Wild Horses, which would extend the Heil Trust funding beyond 2010. The Department of Agriculture would through this arrangement gain the expertise of Cathy Barcomb in working with the horse advocacy groups and facilitation of horse adoption. (Biaggi)

2. State Litigation- Wild Horses; Commission for the Preservation of Wild Horses requests that the Department of Agriculture serve as a friendly agency under state litigation against Bureau of Land Management regarding the allocation of federal funds for wild horse management in Nevada. (Rise, Session, Biaggi)

8. Livestock Identification Division (Connelley)

A. Division Update **INFORMATION**

1. Staff Changes 2008
2. Brand Re-Recording Progress
3. Wild Horse Gathers
4. Status of Court Ordered BLM Impoundments
5. Active Livestock Cases
6. Agricultural Enforcement Unit Activities

- B. Request to go to workshop and Hearing on changes to NAC 565.210. Changes to the Brand District Boundaries.

9. Employee comments and suggestions to the Board of Agriculture INFORMATION

10. Public Comments INFORMATION

11. Travel Claims and Salary INFORMATION

12. Scheduling and Arrangements for Next Board Meeting ACTION

13. Adjournment ACTION

ACTION indicates that the Board may take action on an item. **INFORMATION** indicates an INFORMATION item for the Board. * Denotes supporting documents in the Board Packet.

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 Wendy Stewart at the Nevada Department of Agriculture, 688-1180, ext. 281 as soon as possible.

Items on the agenda may not necessarily be considered in the order in which they appear on the agenda.

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 a 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 of Board 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.

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

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

Winnemucca Office
Nevada Department of Agriculture
1200 E Winnemucca Boulevard
Winnemucca NV 89445-2999

Elko Office
Nevada Department of Agriculture
4780 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 89431-5566