

ASSEMBLY BILL NO. 115—COMMITTEE ON WAYS AND MEANS

(ON BEHALF OF DEPARTMENT OF AGRICULTURE)

FEBRUARY 12, 2001

Referred to Committee on Ways and Means

SUMMARY—Revises provisions relating to certain accounts of state department of agriculture. (BDR 50-620)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to the state department of agriculture; abolishing the apiary inspection account; creating the plant industry account; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 561.355 is hereby amended to read as follows:
- 2 561.355 1. The plant industry ~~program~~ *account* is hereby
- 3 ~~established.~~ *created in the state general fund. The department shall*
- 4 *administer the account.*
- 5 2. The following fees and money ~~shall be used~~ *must be deposited in*
- 6 *the state general fund for credit to* the plant industry ~~program~~ *account:*
- 7 (a) Fees and money collected pursuant to the provisions of chapters 552,
- 8 555, 581, 582 and 587 of NRS.
- 9 (b) *Laboratory fees collected for the diagnosis of infectious,*
- 10 *contagious and parasitic diseases of bees, as authorized by NRS 561.305,*
- 11 *and as are necessary pursuant to the provisions of chapter 552 of NRS.*
- 12 (c) Laboratory fees collected for the diagnosis of infectious, contagious
- 13 and destructive diseases of agricultural commodities, and infestations
- 14 thereof by pests, as authorized by NRS 561.305, and as may be necessary
- 15 under the provisions of NRS 554.010 to 554.240, inclusive.
- 16 ~~(e)~~ (d) Laboratory fees collected for the survey and identification of
- 17 insect pests, plant diseases and noxious weeds, as authorized by NRS
- 18 561.305, and as may be necessary under the provisions of NRS 555.010 to
- 19 555.249, inclusive.



- 1 ~~[(d)]~~ (e) Laboratory fees collected for the testing of the purity and
2 germinating power of agricultural seeds, as authorized by NRS 561.305,
3 and as may be necessary under the provisions of NRS 587.015 to 587.123,
4 inclusive.
- 5 3. Expenditures ~~[(for)]~~ from the plant industry ~~[(program shall be made~~
6 ~~only for the purposes of carrying)]~~ *account must be made only to carry* out
7 the provisions of chapters 552, 554, 555, 581, 582 and 587 of NRS, and the
8 provisions of this chapter.
- 9 4. *Claims against the plant industry account must be paid as other*
10 *claims against the state are paid.*
- 11 **Sec. 2.** NRS 552.300 is hereby amended to read as follows:
12 552.300 1. Upon presentation of satisfactory evidence by the state
13 quarantine officer, the chief inspector or any deputy inspector of the
14 violation of any of the provisions of this chapter, any district attorney shall,
15 without delay, prosecute the person who has violated any of the provisions
16 of this chapter.
- 17 2. The department may employ counsel to assist in the prosecution of
18 any person charged with the violation of any of the provisions of this
19 chapter and compensate the counsel so employed from the ~~[(apiary~~
20 ~~inspection account.)]~~ *plant industry account created pursuant to NRS*
21 *561.355.*
- 22 **Sec. 3.** NRS 561.365 is hereby repealed.
- 23 **Sec. 4.** On or after July 1, 2001, or as soon thereafter as practicable,
24 the state controller shall transfer any remaining balance *in the apiary*
25 *inspection account to the plant industry account created pursuant to NRS*
26 *561.355.*
- 27 **Sec. 5.** This act becomes effective on July 1, 2001.

TEXT OF REPEALED SECTION

561.365 Apiary inspection account.

1. The apiary inspection account is hereby created in the state general fund for the use of the department.
2. The following fees must be deposited in the apiary inspection account:
- (a) Fees collected pursuant to the provisions of NRS 552.085 to 552.310, inclusive.
- (b) Laboratory fees collected for the diagnosis of infectious, contagious and parasitic diseases of bees, as authorized by NRS 561.305, and as are necessary pursuant to the provisions of NRS 552.085 to 552.310, inclusive.
3. Expenditures from the apiary inspection account must be made only to carry out the provisions of this chapter and chapter 552 of NRS.

