

Informational Statement Form

The following statement is submitted for adoption amendments to Nevada Administrative Code (NAC) Chapter 493.

1. A clear and concise explanation of the need for the adopted regulation.

This regulation is necessary to update the regulations to comply with recent statutory changes

2. A description of how public comment was solicited, a summary of public responses, and an explanation how other interested persons may obtain a copy of the summary.

Copies of the proposed regulations, notice of workshop and notice of intent to act upon the regulations were made available at the website of the Department of Public Safety (DPS), https://dps.nv.gov/resources/Unmanned_Aerial_Vehicle/, and posted at the following locations.

Nevada State Library, Archives and Public Records
101 N. Carson Street
Carson City, Nevada 89701

Nevada Department of Public Safety
555 Wright Way
Carson City, Nevada 89711

Nevada Highway Patrol (Workshop)
4615 W. Sunset Road
Las Vegas, Nevada 89118

Nevada Department of Public Safety (Notice of Intent)
6830 Bermuda Road
Las Vegas, Nevada 89119

Nevada Department of Motor Vehicles
555 Wright Way
Carson City, Nevada 89711

A workshop was held on Wednesday, August 7, 2024, at the Department of Public Safety, 555 Wright Way, Carson City, NV 89711, the minutes of that meeting, attached hereto, contain a summary of the discussion held regarding the proposed amendments. Thereafter, on October 24, 2024, Major James T. Simpson of the Nevada Highway Patrol issued a Notice of Intent to Act

Upon a Regulation which incorporated the language provided by the Legislative Council Bureau and that was provided during the August workshop.

There was no public comment or public response to the proposed regulations at either the workshop on August 7, 2024, or the public hearing on November 26, 2024.

3. The number of persons who:

a. Attended each hearing:

August 7, 2024: In-Person: 1; live video/telephone: 5

November 26, 2024: In-person: 1; live video/telephone: 1

b. Testified at each hearing:

August 7, 2024: 0

November 26, 2024: 0

c. Submitted to the agency written comments:

No written comments were submitted

4. A list of names and contact information, including telephone numbers, business address, business telephone number, electronic mail address, and name of entity or organization represented, for each person identified above in #3, as provided by the agency.

Attached as Exhibit A

5. A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.

Comments were solicited from affected businesses in the same manner as they were solicited from the public. The summary may be obtained as instructed in the response to question #2.

6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulations without change.

A draft of the proposed regulations was submitted to the LCB on November 6, 2023. Shortly thereafter, feedback was provided to me from the City of Henderson. This feedback was taken into consideration and a revised submission was forwarded to the LCB. The language from the LCB for R111-23 (December 4, 2023) proved to be proper and did not require any further changes. There were no changes suggested at the workshop August 7, 2024, or public hearing on November 26, 2024.

7. The estimated economic effects of the adopted regulations on the business which it is to regulate and on the public. These must be stated separately, and each case must include:

- a. Both immediate and long-term effects; and**
- b. Both adverse and beneficial effects.**

a. Both immediate and long-term effects.

1. Upon passage of this regulation, public agencies will be able to conduct scheduled inspections to ensure compliance with building or fire codes or laws, ordinances, regulations or rules adopting or establishing building or fire codes that are enforced by those public agencies. In the immediate and long-term this could allow for quicker and safer inspection; thus, reducing costs and not placing personnel in dangerous situations.
2. After January 1, 2025, public agencies will not be able to purchase or acquire an unmanned aerial vehicle from a country, business or entity or sold, manufactured or distributed by an entity identified by the Secretary of Defense of the United States Department of Defense pursuant to Section 1260H of the William M. ("Mac") Thornberry National Defense Authorization Act for Fiscal Year 2021; or operate, purchase or acquire any hardware, software or service or purchase from any vender prohibited from being used by a state agency pursuant to a regulation, guideline or policy adopted by the Office of the Chief Information Officer within the Office of the Governor pursuant to NRS 242.111; or any other unmanned aerial vehicle or other equipment or service relating to the operation of an unmanned aerial vehicle that is inappropriate for operation, purchase or acquisition in this State, as determined by the Department. This does not apply to the use or operation of items purchase or acquired by a public agency or law enforcement agency before January 1, 2025. In the immediately and long-term, the safety and security of our personnel and infrastructure can be fully safeguarded as best as we are able.

b. Both adverse and beneficial effects.

1. Relating to allowing public entities to conduct scheduled inspections, there are no adverse effects. The benefit would be quicker and safer inspections, thus reducing costs and not placing personnel in dangerous situations.
2. Relating to the purchase and use of Unmanned Aerial Vehicles, the financial cost of these vehicle that are not on the prohibited list is at times greater those that

are prohibited. The benefit would most likely be a better made product and the security of our personnel and infrastructure.

8. The estimated cost to the agency for enforcement of the adopted regulations.

There is no additional cost to the agency for enforcement of this regulation.

9. A description of any regulations of other state or government agencies which the proposed regulation overlap or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

There are no other state or government agency regulations that the proposed regulations duplicates.

10. If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

There are no federal regulations that apply.

11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

This regulation does not provide a new fee or increase an existing fee.

Exhibit A

A list of names and contact information, including telephone numbers, business address, business telephone number, electronic mail address, and name of entity or organization represented, for each person identified above in #3, as provided to the agency.

David Cherry, City of Henderson, David.Cherry@CityofHenderson.com

Wade Gochnour, City of Henderson, Wade.Gochnour@CityofHenderson.com

Unknown, (702) 768-4948

Unknown, (775) 560-5900

Unknown, (702) 267-3635

Laurie Ginn, Nevada Attorney General's Office, (775) 684-4603, lginn@ag.nv.gov