



STATE OF NEVADA  
COMMISSION ON MINERAL RESOURCES  
**DIVISION OF MINERALS**  
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**ROBERT GHIGLIERI**  
Administrator

**February 27, 2024**

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED BY NRS  
233B.066**

**LCB FILE R134-23**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 534B.

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

The proposed amendment for this regulation provides clarity within NAC 534B.100 and removed unnecessary requirements under 534B.125.

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

After Governor Lombardo signed Executive Order 2003-003 the Division of Minerals sought feedback from industry on the various regulations within the agency's jurisdiction and two areas were identified under NAC 534B. A public workshop was held on April 17, 2023 with four members of the public in attendance. On May 1st, 2023 The Division submitted the EO-003 report identifying only recommended moving forward with the two amendments under NAC 534B.

A Public workshop was held on December 12, 2023 in Carson City. No public comments were given, but some minor edits were made to the suggested amendments by the Commission on Mineral Resources. The Division submitted the proposed regulation updates to LCB in December 2023 and received LCB File Number R134-23 back in January 2024. A notice of intent to act upon a regulation was held on February 15, 2023 in Las Vegas Nevada. No public comment was given on the proposed regulations.

Copies of the proposed regulations, notices of workshop and notices of intent to act upon the regulation were made available at the website of the Nevada Division of Minerals website, <https://minerals.nv.gov/>, Nevada Public Notice website at <http://notice.nv.gov/>,

Nevada Legislature <https://www.leg.state.nv.us/App/Notice/A/> website, and posted at the following locations:

- Division of Minerals, 400 W. King St. Suite 106, Carson City, Nevada
- Division of Minerals, 375 E. Warm Springs Suite 205, Las Vegas, Nevada
- Nevada State Legislature, 401 S. Carson St., Carson City, Nevada
- Grant Sawyer Building, 555 E. Washington Ave, Las Vegas, Nevada
- Nevada State Library and Archives, 100 N. Stewart St, Carson City, Nevada

**3. The number persons who:**

Attended each hearing: April 17, 2023 – 4; December 12, 2023 - 0; February 15, 2023 – 0.

Testified at each hearing: April 17, 2023 – 0; December 12, 2023 - 0; February 15, 2023 – 0.

Submitted to the agency written comments: No written comments were submitted.

**4. No public comments were given by any attendees in the April 17th, hearing and resulted in no list of names and contact information, including telephone number, 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.**

**5. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation 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 #1.

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

The permanent regulation was adopted on February 27th, 2024 and without any changes after the Commission on Mineral Resources meeting on February 15th, 2024. There were no recommended changes by the Commission on Mineral Resources or public and the regulations were adopted at a later date due to agency scheduling.

**7. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:**

- Both adverse and beneficial effects; and
- Both immediate and long-term effects.

Both adverse and beneficial effects

There are no adverse effects to the proposed changes and will have a small beneficial effect reducing the time needed for a licensed well driller to be onsite when the rig is not in operation.

Both immediate and long-term effects.

Both immediate and long-term effects will be a small impact to the operators.

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

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 overlaps 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 regulation 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 that are more stringent than the modified regulations.

**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.