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JACK ROBB
Board Chair

INFORMATIONAL STATEMENT

LCB File No. R047-24

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 287.

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

After a review of its regulations in accordance with Executive Order 2023-003, the Board of the Public Employees' Benefits Program (PEBP) consolidated essential Board procedures into a single regulation and repealed several regulations whose provisions were otherwise addressed in statute or more appropriately addressed in agency documents.

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.

Copies of the proposed amendments, notice of workshop, and notice of intent to act upon the regulation were (1) posted to PEBP's website at <https://pebp.nv.gov>, on the Nevada Public Notice Website at <https://notice.nv.gov>, and on the Nevada Legislature's "Administrative Regulation Notices Meetings and Workshops Page" at <https://leg.state.nv.us>; (2) sent by U.S. mail and email to persons who specifically requested such notice; and (3) available at PEBP's office at 3427 Goni Road, Suite 109, Carson City, Nevada 89706, for inspecting and copying by members of the public during business hours.

A regulation workshop on LCB File No. R047-24 was held on March 6, 2024, at 1:30 p.m. in PEBP's boardroom at 3427 Goni Road, Suite 117, Carson City, Nevada,

89706, and was available to be viewed on the PEBP YouTube channel. Those wishing to make public comment were invited to do so in person, via a provided Zoom link, or by telephone. One member of the public commented via telephone, during a portion of the workshop set aside for general public comment, on an issue not related to the proposed regulation; interested persons may review the comment by accessing the recording of the March 6, 2024, regulation workshop on PEBP's YouTube channel. There were no public comments regarding the proposed regulation made at the March 6, 2024, workshop.

A public hearing on LCB File No. R047-24 was held on May 9, 2024, at 1:30 p.m. in PEBP's boardroom at 3427 Goni Road, Suite 117, Carson City, Nevada, 89706, and was available to be viewed on the PEBP YouTube channel. Those wishing to make public comment were invited to do so in person, via a provided Zoom link, or by telephone. No member of the public attended the public hearing or made oral public comment. One written comment, which did not pertain to the proposed regulation, was submitted for the hearing; interested persons may request a copy of this written comment by contacting Jessica Crane by telephone at 775-684-7020 or (800) 326-5496. There were no public comments regarding the proposed regulation made at the May 9, 2024, hearing.

3. The number of persons who:

(a) Attended each hearing:

Regulation workshop on March 6, 2024: 0

Public hearing on May 9, 2024: 0

(b) Testified at each hearing:

Regulation workshop on March 6, 2024: 0

Public hearing on May 9, 2024: 0

(c) Submitted to the agency written comments: 1

One member of the public, who asked that his name and contact information be kept confidential, submitted a written public comment that did not pertain to the proposed regulation.

4. A 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.

The single person who submitted written comment, which did not pertain to the proposed regulation but rather to another PEBP matter, requested that his name

and contact information be kept confidential. While the comment did not pertain to the proposed amendments, the Board reviewed it when considering whether to adopt the proposed amendments.

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.

In addition to soliciting comments from the general public as set forth above in item #2, PEBP prepared a letter explaining the proposed amendments and requested input as to whether the proposed amendments had a direct and significant burden upon small businesses or directly restricted the formation, operation, or expansion of small businesses within Nevada. On or about February 13, 2024, the letter was posted on PEBP's website and sent to the Nevada State Medical Association, Capitol Reporters, the Las Vegas Metro Chamber of Commerce, the Reno Sparks Chamber of Commerce, and the Rural Nevada Development Corporation. PEBP received no responses to the letter prior to its adoption of the regulation, and thus there is no summary of such responses.

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 amendments set forth in LCB File No. R047-24 were adopted by the Board during a public meeting on May 23, 2024. The amendments were adopted without changes because no comments or suggested changes regarding the proposed amendments were received.

7. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public, stated separately; and each including (a) both adverse and beneficial effects; and (b) both immediate and long-term effects.

(a) Adverse/beneficial economic effects and immediate/long-term effects on regulated businesses:

The adopted regulation does not regulate any business, rather, it addresses PEBP's procedures. Accordingly, PEBP anticipates no immediate or long-term effects, either adverse or beneficial, on any business.

(b) Adverse/beneficial economic effects and immediate/long-term effects on the public:

PEBP anticipates no immediate or long-term economic effects, either adverse or beneficial, on the public from the adopted regulation.

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

There is no additional cost to PEBP from 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.

To PEBP's knowledge, the adopted regulation does not overlap or duplicate the regulations of other state or government agencies or any federal regulations.

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

To PEBP's knowledge, the adopted regulation is not duplicative or more stringent than any federal regulation.

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.

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