

**LEGISLATIVE REVIEW OF ADOPTED REGULATION
NRS 233B.066
LCB File No. R072-24**

The State Public Works Board adopted regulations assigned LCB File No. R072-24, which pertain to chapter 341 of the Nevada Administrative Code.

INFORMATIONAL STATEMENT

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

This regulation is necessary to update the Building Codes adopted by the State Public Works Board that apply to public works construction projects.

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

The State Public Works Board solicited public comment through notices posted at State Public Works Board in Carson City and Las Vegas, the Nevada State Library and Archives in Carson City, and at the Nevada County Public Libraries and mailings to our contact database. Notices were also posted online at: <https://publicworks.nv.gov>; www.notice.nv.gov; and www.leg.state.nv.us

Date of Notice	Workshop/ Hearing	Date of Workshop
3/12/24	Workshop	3/27/24
8/19/24	Hearing	9/17/24

There were no written comments received at the workshop or hearings. There were comments from the public during the workshop on proposed regulations, all in support of the regulation amendments. There were also questions from Board members. The written transcript is posted at https://publicworks.nv.gov/Board_Meetings/2024_Meetings/ A copy of the written transcript of the proceedings may also be obtained by calling State Public Works Division at (775) 684-4141 or by writing to the State Public Works Division, 680 West Nye Lane, Suite 103, Carson City, NV 89703, or by e-mailing the SPWD at sjennings@admin.nv.gov

3. The number of people (*) who:

	3/27/24	9/17/24
(a) Attended each hearing:	18	11
(b) Testified at each hearing:	5	0
(c) Submitted written comments:	0	0

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

Division, is attached as Exhibit A. *(Total number includes, Board members in attendance, who may or may not have signed in on Exhibit A).

- 5. A description of how comments were made from 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 the affected and interested contractors, unions, and trade organizations by emailing the Draft Regulations, Notice of Workshop, Small Business Impact Questionnaire, and Workshop Agenda to the State Public Works Division's contact database. Notices were posted at State Public Works Division offices in Carson City and Las Vegas, Nevada State Library and Archives, and at the main public libraries in all the counties. Notices were also posted online at: <https://publicworks.nv.gov>; www.notice.nv.gov; and www.leg.state.nv.us

Interested parties did not return and/or comment on the Small Business Impact Questionnaire.

- 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.**

These proposed regulations are not controversial; they merely implement updated versions of the building codes, eliminate redundancies, update terminology, and dollar limits for formal consultant selection. Certain proposed regulations were made in response to the Governor's Executive Order 2023-003. Minor revisions were made after the Workshop clarifying intent. Minor revisions were also made in response to the Legislative Counsel Bureau's due diligence, which provided clarity and accuracy, but did not change the intent of the initial proposed regulations.

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

- (a) Both adverse and beneficial effects on businesses; and**

Adverse - No adverse affects.

Beneficial – Updates current building codes. Implements practical monetary thresholds. Updates terms associated with measurable standards for building operating efficiencies.

- (b) Both immediate and long-term effects on businesses.**

Updates current building codes. Implements practical monetary thresholds. Updates terms associated with measurable standards for building operating efficiencies.

- (c) Both adverse and beneficial effects on the public; and**

Adverse – No adverse effects.

Beneficial – In general, SPWD provides construction services for the State and State Agencies. SPWD does not directly interact with the public. However, state buildings provide facilities for state agencies so they can serve the needs of the public. Updated building codes, and more efficient operations, benefit State Agencies and by extension the public they serve.

(d) Both immediate and long-term effects on the public.

See response to 7(c).

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

SPWB does not estimate any cost to enforce the amendments.

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

None

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

Federal Law does not require the proposed 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 way the money will be used.

Does not apply.

12. Is the proposed regulation likely to impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business? What methods did the agency use in determining the impact of the regulation on a small business?

No. Small business impact questionnaires were distributed to everyone in the qualification data base plus contractor's associations, other State Agencies and the proper postings. SPWD did not receive any comments on its small business impact questionnaires. See response to No. 5.

EXHIBIT A

Please Provide a Business Card

State Public Works Division - Regulation Workshop
 March 27, 2024 10:00 am
 Sign-In Sheet - Las Vegas SPWD Location



Name	Agency/Company	Telephone/Fax	E-Mail	Address
Mandi Wilkins	MCA of Las Vegas SPWD of So. Nev	702 339 2160	mandi@mcasnevada.org	2640 S. Jones Blvd, Ste 1 NV 89146
Jordan Kruehbell	PHCC of Nevada	702 375 1417	jkruhbell@phccnv.com	252 Sunpac Ave Henderson NV 89015
TITO TIBERTI	Board Mem.	(702) 247-4884	T.Tito@TITIBERTI.com	
Clint Bentley	" "	702 499 7501	SBENTLEY@PHCCNV.COM	Com
WJ Lewis	SPWD	702 984.7885	wjlewis@spwd.nv.gov	7251 Omeiga
Roy Warner	BARNS	725-2410-5794	roy.warner@barns.com	
JUSTUS FANG	SPWD	702-573-7334	JFANG@ADMINV.NV.GOV	
Mike Sordlecki	TAFMO	702 466 0282	mikes@local525.org	260 N. Lamb

Please Provide a Business Card - THANK YOU

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State Public Works Division – Board Meeting
 March 27, 2024 11:00 am
 Sign-In Sheet – Las Vegas SPWD Location



Name	Agency/Company	Telephone/Fax	E-Mail	Address
Jimmy Lau	NCA/FRPI	702-927-3740	Jimmy@ferri.com	527 Lunder Reno 89509

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Business Card

State Public Works Division - Regulation Workshop
 March 27, 2024 10:00 am
 Sign-In Sheet - Las Vegas SPWD Location



Name	Agency/Company	Telephone/Fax	E-Mail	Address
Michael Gentile	FCM Group	(702) 834-6200	michael@fcmgroupp.com	8945 W. Russell Rd #320 Las Vegas NV 89148
Demetrius Trivette	Local 525	702-773-8882	Newstake@local525.com	700 W. Lewis 89110
Teri Askew	Converse Cons	702.249.5215	taskew@converseconsultants.com	410 W. Arby 89118

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State Public Works Division - Board Meeting
March 27, 2024 11:00 am
Sign-In Sheet - Las Vegas SPWD Location



Name	Agency/Company	Telephone/Fax	E-Mail	Address

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State Public Works Division - Board Meeting
September 17, 2024 9:00 am
Sign-In Sheet - Carson City SPWD Location



Name	Agency/Company	Telephone/Fax	E-Mail
Nadine Kienhoefer	Ferrari Reeder		nadine @FerrariReeder.com
Ray Walker	SPWD		

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State Public Works Division - Regulation Adoption Hearing

September 17, 2024 10:00 am

Sign-In Sheet - Carson City SPWD Location



Name	Agency/Company	Telephone/Fax	E-Mail

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