

INFORMATIONAL STATEMENT

LCB File Number R079-23, miscellaneous regulations

The following information is provided pursuant to the requirements of NRS 233B.066.

A. Need and Purpose of the Proposed Regulations.

The Nevada Board of Professional Engineers and Land Surveyors proposes amendments and repeals to Nevada Administrative Code in response to Governor Lombardo's Executive Order 2023-003 and 2023-004 which required streamlining, clarification, reduction, or improvement of existing regulations.

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NAC 625.420 is amended for clarification related to retired and inactive status of a license, and the requirements to move a license back to active status.

NAC 625.460 is proposed for repeal. The Board's online license renewal system (put into operation in 2015) clearly states the license expiration date, whether a licensee chooses active or inactive status at time of license renewal. The second sentence is already covered by NAC 625.420.

NAC 625.620 is proposed for repeal. This regulation is not part of current practice, and it is proposed to be repealed. The Board's process of firm registration does not include the requirement of a "certificate of fictitious name" to complete a registration application.

NAC 625.625 is proposed for repeal. This regulation is not current practice and recommended for repeal. The intent of 1. (a), contact information, is already addressed in NAC 625.615, and any change relating to discipline of engineering or land surveying is information that is collected at the time of license renewal and no additional notification is required.

NAC 625.635 is proposed for repeal. The regulation states the obvious and it does not need to be in regulation, especially in consideration, as stated in item 1, a party can be represented by any person he/she designates.

B. Description of How Public Comment was Solicited, Response Summary, and Explanation of How Interested Parties May Obtain a Copy of Summary.

In accordance with the requirements of NRS 233B.061 public workshops were held on March 27, 2023. Notice was given in excess of 15 days for the workshops, and e-mails were sent to 18,588 addresses of interested parties notifying them of the workshops and with direct links to relevant documentation. Public comment was received at the workshops. The minutes of the workshops are available to view at the Nevada Board of Professional Engineers and Land Surveyors website, <https://nvbpels.org/board/meetings>.

An Interim Board Meeting relating to the regulation changes was held virtually on April 13, 2023, and was noticed according to NRS 241.020. Public comment was received at the board meeting. The

minutes of the interim board meeting are available to view at the Nevada Board of Professional Engineers and Land Surveyors website, <https://nvbpels.org/board/meetings>.

A Public Hearing was held virtually on April 20, 2023. The hearing was noticed in excess of the 30-day public posting requirement, and e-mails were sent to 18,588 addresses of interested parties notifying them of the hearing and with direct links to relevant documentation. Public comment was received before and during the hearing. The minutes of the April 20, 2023, Public Hearing are available to view at the Nevada Board of Professional Engineers and Land Surveyors website at <https://nvbpels.org/board/meetings>.

An Intent to Act Upon Regulations Public Hearing was held in-person and virtually on March 14, 2024. The hearing was noticed in excess of the 30-day public posting requirement, and e-mails were sent to 16,054 addresses of interested parties notifying them of the hearing and with direct links to relevant documentation. Public comment was received during the hearing. The minutes of the March 14, 2024, Intent to Act Upon Regulations Public Hearing are available to view at the Nevada Board of Professional Engineers and Land Surveyors website at <https://nvbpels.org/board/meetings>.

C. The number of persons who:

Attended each hearing—

March 27, 2023, Public Workshops were attended by 31 members of the public.

April 13, 2023, Interim Board Meeting was attended by 65 members of the public.

April 20, 2023, Public Hearing was attended by 34 members of the public.

March 14, 2024, Intent to Act Upon Regulations Public Hearing was attended by 26 members of the public.

Testified at each hearing—

March 27, 2023, Public Workshops. 26 members of the public testified at the workshops.

April 13, 2023, Interim Board Meeting. 7 members of the public offered public comment.

April 20, 2023, Public Hearing. 1 member of the public testified.

March 14, 2024, Intent to Act Upon Regulations Public Hearing. 2 members of the public testified.

Submitted written statements—

March 27, 2023, Public Workshops. 35 written statements were received.

April 13, 2023, Interim Board Meeting. No written statements were received.

April 20, 2023, Public Hearing. No written statements were received.

March 14, 2024, Intent to Act Upon Regulations Public Hearing. No written statements were received.

D. For each person identified in subparagraphs (2) and (3) of paragraph (c), the following information if provided to the agency conducting the hearing - Name; Telephone number; Business address; Business telephone number; Electronic mail address; and Name of entity or organization represented.

Name	Email or Business Address	Entity or Organization
Paul Burn	pburn@gcwengineering.com	Self
Eric Phan	ericphan@atmlv.com	Aerotech Mapping, Inc
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Gary Hancock	hancockg@cityofnorthlasvegas.com	Self
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Jeff Turnipseed	775seed@gmail.com	Self
Art O'Connor	art@oceng.com	Self

E. 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.

Referencing the requirements of NRS 233B.0608, the Nevada Board of Professional Engineers and Land Surveyors requested input from owners and officers of professional engineering and land surveying small businesses via e-mailed survey link that was sent to 18,572 interested parties.

The surveys asked for input regarding both direct and indirect adverse and beneficial economic effects on small businesses, with space to elaborate on responses. A summary of the survey

responses is available for viewing on the Nevada Board of Professional Engineers and Land Surveyors website <https://nvbpels.org/proposed-regulatory-repeals-and-amendments-february-2023/>.

F. If the Regulation was Adopted Without Changing Any Part of the Proposed Regulation, a Summary of Reasons for Adopting it Without Change.

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NAC 625.420 was adopted on March 14, 2024, as drafted by the LCB. During the public process there were no comments requesting changes to the proposed language.

NAC 625.460 was repealed on March 14, 2024. During the public process there were no comments in opposition to the repeal.

NAC 625.620 was repealed on March 14, 2024. During the public process there were no comments in opposition to the repeal.

NAC 625.625 was repealed on March 14, 2024. During the public process there were no comments in opposition to the repeal.

NAC 625.635 was repealed on March 14, 2024. During the public process there were no comments in opposition to the repeal.

G. 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 in each case must include:

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NAC 625.420

No adverse or beneficial economic effects were identified in the immediate or long-term.

NAC 625.460

No adverse or beneficial economic effects were identified in the immediate or long-term.

NAC 625.620

No adverse or beneficial economic effects were identified in the immediate or long-term.

NAC 625.625

No adverse or beneficial economic effects were identified in the immediate or long-term.

NAC 625.635

No adverse or beneficial economic effects were identified in the immediate or long-term.

H. The estimated cost to the agency for enforcement of the proposed regulations.

There is no additional cost to the agency.

I. 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.

The Nevada Board of Professional Engineers and Land Surveyors is not aware of any similar regulations of other state or government agencies that the proposed changes overlap or duplicate.

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

There are no federal regulations associated with professional engineers and land surveyors. However, every state and US territory regulates the professions of engineering and land surveying.

K. 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 proposed regulation amendments and repeals do not establish new fees or increase existing fees.