

**SMALL BUSINESS IMPACT STATEMENT
PROPOSED REGULATIONS OF THE OFFICE OF
THE SECRETARY OF STATE OF NEVADA
(LCB File No. R116-13)**


Pursuant to NRS 233B.0608, the Secretary of State is required to determine whether a proposed regulation is likely to: (a) Impose a direct and significant economic burden upon a small business; or (b) Directly restrict the formation, operation of expression of a small business.

The proposed regulation applies to NAC 240 and provides certain guidelines to notaries public including but not limited to: usage of the personally known, procedure for submitting fingerprints should the application process require a fingerprint and background check and definitions to assist notaries meeting certain statutory requirements. The proposed regulation also repeals certain obsolete provisions related to court reporters appointed as notaries public.

Method of Analysis: The proposed regulation was compared to the statutes to determine if imposed any requirement beyond those required by statute. These regulations do not impose any new requirements on the duties and responsibilities of a notary public but rather only provide some instruction on how certain provisions in the law can be executed. This regulation affects the individuals that seek to become or who currently maintain an appointment as a notary public. Seeking an appointment as a notary public is a voluntary decision made by an individual or any business wishing to provide this type of service. The individual must meet the minimum statutory qualifications to be appointed as a notary public.

Reason for Determination: The Secretary of State finds that these regulations do not impose a direct and significant burden on small businesses in Nevada. Only those individuals submitting an application for appointment as a Notary Public for the State of Nevada or a notary public providing notarial services as an employee or as part of a business service will be impacted. The regulation does not require any additional fee other than the already authorized statutory fees including those pursuant to NRS 240.0303. If Section 5 of the regulation is implemented, the current cost would be \$16.75 for each applicant. This charge is based on information from the Central Repository for Nevada Records of Criminal History.

I hereby certify that to the best of my knowledge or belief a concerted effort was made to determine the impact of this proposed regulation on small businesses and that the information contained in the statement is accurate.

Signed: 
Chief Deputy Secretary of State

Date: December 17, 2013