

LEGISLATIVE REVIEW OF ADOPTED REGULATIONS - NRS 233B.066
Informational Statement
LCB File Nos. R116-13 & R147-13
Regulations Relating to Commercial Recordings and Notaries Public

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapters 82 and 240.

(a) The purpose of R116-13 relates to practices for notaries public including but not limited to: specifications for using “personally known,” requirements for the submission of fingerprints; defines secure location for the purposes of sole possession of journal and notary stamp and repeals certain obsolete provisions concerning certified court reporters appointed as notaries.

The purpose of R147-13 is to adopt provisions for Chapter 82 non-profit corporations which meet certain criteria for exemption from filing a Charitable Solicitation Registration Statement and specifies the requirements for filing notice of exemption.

(b) Public comments were solicited at the January 14, 2014 public workshop to solicit comments on proposed regulations and the February 20, 2014 hearing for the adoption of regulations. Copies of the proposed regulations, notices of workshop and notices of intent to act upon the regulations were sent via fax and email to persons known to have an interest in the subjects pertaining to registration and/or exemption requirements for entities which solicit or intend to solicit charitable contributions and regarding the duties of notaries public. It should be noted that proposed language as it appears in R147-13 was also discussed at the public workshop and adoption hearing for R68-13 on November 20, 2013 and December 3, 2013 respectively. The documents were provided to the main libraries in each county. These documents were also made available on the Secretary of State website, www.NVSOS.gov, the Legislative Counsel Bureau website and posted at the following locations:

- The Capitol Building, 101 North Carson Street, Carson City, Nevada 89701
- The State Library, 100 North Stewart Street, Carson City, Nevada 89701
- The Secretary of State-Reno, 500 Damonte Ranch Pkwy, Suite 657-A, Reno, Nevada 89521
- The Grant Sawyer Building, 555 East Washington Avenue, Las Vegas, Nevada 89101
- Nevada State Legislative Building, 401 South Carson Street, Carson City, Nevada 89701

(c) The number of persons who:

- (a)** Attended the January 14, 2014 public workshop: **7**
- (b)** Testified at the January 14, 2014 public workshop: **2** but not on R-116-13 or R147-13.
No public comment on these two regulations.
- (c)** Submitted to the agency written comments: **0**
- (d)** Attended the February 20, 2014 for the adoption of regulations: **3**
- (e)** Testified at the February 20, 2014 hearing for the adoption of regulations: **0**
- (f)** Submitted to the Agency written comments: **0**

(d) For each person identified in paragraphs (b) and (c) of number 3 above, the following information if provided to the agency conducting the hearing:

While none testified on R147-13, at the November 20, 2013 public workshop and December 3, 2013 adoption hearing on R69-13 related to a similar subject the following people addressed the subject matter proposed related to exemptions for filing the charitable registration statement and indicated support.

- (a) Name: Phil Johncock**
- (b) Telephone number: 702-486-1266**
- (c) Business address: 639 Isbell Court, Suite 460, Reno, NV 89509**
- (d) Business telephone number: 702-486-1266**
- (e) Electronic mail address: UNK**
- (f) Name of entity or organization represented: Alliance for Nevada Nonprofits**

- (a) Name: Andrew Platt**
- (b) Telephone number: 702-433-9696**
- (c) Business address: 1349 W. Galleria Drive, Suite 200, Henderson, NV 89014**
- (d) Business telephone number: 702-433-9696**
- (e) Electronic mail address: aplatt@woodserickson.com**
- (f) Name of entity or organization represented: Woods Erickson**

(e) Comments were solicited from affected businesses in the same manner as they were solicited from the public. In addition discussions were had representatives from Alliance for Nevada Nonprofits (ANN) and other nonprofit organizations.

The minutes of the January 14, 2014 public workshop to solicit comments on proposed regulations and the February 20, 2014 hearing for the adoption of regulations are attached hereto and contain a summary of the brief discussion held regarding the proposed amendments. A copy of the workshop and hearing minutes may be obtained from the office of the Secretary of State, 101 N. Carson Street, Suite 3, Carson City, Nevada 89701, 775-684-5720 or via email sent to scotta@sos.nv.gov.

(f) The permanent regulations were adopted on February 20, 2014. There were no changes made as a result of the public workshop to regulations R116-13 or R147-13 as no changes were suggested.

(g) There is no estimated economic effect of the adopted regulation on the businesses which it is to regulate or on the public.

(h) There is no additional cost to the agency for enforcement of this regulation.

(i) There are no other state or government agency regulations that the regulation overlaps or duplicates.

(j) The proposed regulation does not include provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

(k) The proposed regulation does not involve a new fee or increases an existing fee.