

**LCB File No. T054-03**

**ADOPTED TEMPORARY REGULATION OF THE OFFICE OF  
ENERGY WITHIN THE OFFICE OF THE GOVERNOR**

**Filed with the Secretary of State on July 18, 2003**

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

Authority: NRS 701.170(6)

**Section 1.** Chapter 701 of NAC is hereby amended by adding thereto the provision set forth as section 2 of this regulation.

**Sec. 2.** *In order to carry out the duties of the office of energy pursuant to chapter 701 of NRS, the director may classify as confidential any documents or information in any medium received by the office of energy from any private or public source and given to the office of energy:*

*1. If the person providing the information or documents agrees to provide the information or documents only on the express condition the documents or information remain confidential; and*

*2. The information or documents relate to any of the duties or functions of the director or the office of energy contained in chapter 701 of NRS.*

**NOTICE OF ADOPTION OF TEMPORARY REGULATION  
LCB File No. T054-03**

**INFORMATIONAL STATEMENT**

The following statement is submitted for adopted amendments to Nevada Administrative Code chapter 701.

**1. 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:**

Public comment was solicited by posting notices of the hearings at public libraries throughout the state and several other locations. The proposed regulation was also sent to one interested business that had requested a copy. A summary of the public response is attached hereto in the form of the minutes of the workshop and hearing. Interested persons may obtain a copy of the minutes and written comments from the Nevada State Office of Energy at 101 North Carson St., Carson City, NV 89701, or by telephone to (775) 687-5975.

**2. A statement indicating the number of persons who attended each meeting or workshop, testified at each hearing, and submitted written statements regarding the proposed regulation:**

**A. The number of persons who:**

<b>(a) Attended each workshop:</b>	June 20, 2003	5
<b>(b) Attended each hearing:</b>	June 20, 2003	5
<b>(c) Testified at each workshop:</b>	June 20, 2003	4
<b>(d) Testified at each hearing:</b>	June 20, 2003	4
<b>(e) Submitted written comments to the agency:</b>		1

**3. 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:**

Public comment was solicited by posting the proposed regulation at public libraries throughout the State of Nevada. Comment from affected businesses consisted of 1 written comment, attached hereto, which proposed some alternate language for the temporary regulation. The written comment and alternate proposal was considered at length at the workshop and hearing. See minutes, attached hereto. Interested persons may obtain a copy of the minutes and written comment from the Nevada State Office of Energy by mailing a request to 101 North Carson St., Carson City, NV 89701, or by telephone to (775) 687-5975.

**4. 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 statement should also explain the reasons for making any changes to the regulation proposed.**

Only one change was made to the proposed regulation, which was to add the words “in any medium” after “information” in the first sentence of section 2 of the regulation. The reason for this change was to insure that it was understood that all information received in documentary form as well as in any other form, such as audio or video tapes, was to be included under “information.”

**5. The estimated economic effect of the adopted regulation on the business that it is to regulate and on the public. These must be stated separately, and each case must include: (a) both adverse and beneficial effects and (b) both immediate and long-term effects:**

**A. Estimated economic effect on any effected businesses in the energy field:**

The Office of Energy does not regulate any businesses in the energy industry but merely collects information from these businesses. The temporary regulation has no economic effect on any businesses in any sector of the energy industry. The regulation does not increase any fees.

**(a) Adverse and beneficial effects:**

There are no adverse economic affects on any businesses in any sector of the energy industry. There are also no apparent beneficial economic effects from this regulation on any businesses in the energy industry.

**(b) Immediate and long-term effects:**

There are no immediate or long-term effects of this regulation on any businesses in any sector of the energy industry.

**B. Estimated economic effect on the public:**

It is estimated that the proposed regulation to be adopted and amended will not have any significant negative or positive economic effect on the public.

**(a) Adverse and beneficial effects:**

There are no adverse or beneficial effects to the public of this regulation.

**(b) Immediate and long-term effects:**

None.

**6. The estimated cost to the agency for enforcement of the proposed regulation:**

There is estimated to be no additional cost to the Nevada State Office of Energy for enforcement of the proposed regulation.

**7. A description of any regulations of the 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 temporary regulation does not overlap or duplicate any regulations of other state or local government agencies or of any federal agency.

**8. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of those provisions.**

Not applicable.

**9. If the regulation establishes a new fee or increases an existing fee, a statement indicating the total annual amount the agency expects to collect and the manner in which the money will be used.**

Not applicable.