

**BDR 18-1089**  
**SB 431**

**BOARDS AND COMMISSIONS**  
**FISCAL NOTE**

AGENCY'S ESTIMATES

Date Prepared: April 11, 2023

Agency Submitting: Boards and Commissions

<b>Items of Revenue or Expense, or Both</b>	<b>Fiscal Year 2022-23</b>	<b>Fiscal Year 2023-24</b>	<b>Fiscal Year 2024-25</b>	<b>Effect on Future Biennia</b>
Total	0	0	0	0

Explanation

(Use Additional Sheets of Attachments, if required)

Name \_\_\_\_\_

Title \_\_\_\_\_

Board and Commission Responses  
**S.B. 431 / BDR 18 - 1089**

<p>Board: <b>Board for the Regulation of Liquefied Petroleum Gas</b>                  Approved by: Katie Bavaro, Office Manager                  Comment: Without knowing the costs that will be incurred while this Board operates under the Dept. of Business and Industry's purview the cost of the impact to this Board cannot be determined.</p>				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
Cannot Be Determined	\$0	\$0	\$0	\$0

<p>Board: <b>Board of Athletic Trainers</b>                  Approved by: Michelle Cothrun, Executive Secretary                  Comment: The agency has reviewed the bill. Yet, the fiscal impact cannot be determined. Section 19 of the bill creates The Office of Nevada Boards, Commissions and Councils Standards (ONBCCS) within the Department of Business and Industry (B &amp; I). Section 20 specifies that ONBCCS shall be responsible for "centralized administration." However, the centralized administration has not been defined and the structure has not been developed.</p>				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
Cannot Be Determined	\$0	\$0	\$0	\$0

<p>Board: <b>Board of Dental Examiners of Nevada</b>                  Approved by: Chris Bateman, Executive Director                  Comment: This agency has reviewed this bill and determined that there appears to be no fiscal impact.</p>				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

<p>Board: <b>Board of Dispensing Opticians</b>                  Approved by: Corinne Sedran, Executive Director                  Comment: Section 3 of this bill would create a Secretary of Commerce and Administration as a member of the Governor's cabinet, and Subsection 3(h) of this bill would grant that secretary administrative oversight of our agency. Without knowing what specific type of oversight this cabinet member would exercise, we would not be able to estimate the economic effects to our agency.</p>				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **Board of Environmental Health Specialists**

Approved by: Loretta Ponton, Executive Director

Comment: The Board of Environmental Health Specialists has reviewed the proposed bill language as introduced. A fiscal impact cannot be determined at this time due to insufficient information.

Sec. 19 creates the Office of Nevada Boards, Commissions and Councils Standards; implementing regulations and the structure of the new Office have not yet been developed. Additionally, Sec 20. lists the responsibilities of the Office, including but not limited to “centralized administration” which has not been defined; and “structural standards for boards and commissions” referenced in (e) which have not yet been developed.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **Board of Examiners for Alcohol, Drug and Gambling Counselors**

Approved by: Agata Gawronski, Executive Director

Comment: cannot be determined because ‘centralized administration’ has not been defined and regulations and structure haven’t been developed yet

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **Board of Examiners for Long Term Care Administrators**

Approved by: Sandy Lampert, Executive Director

Comment: We have read the proposed bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

Board: **Board of Examiners for Marriage and Family Therapists and Clinical Professional Counselors**

Approved by: Joelle C. McNutt, Executive Director

Comment: Sections 18-20 of the bill discuss the creation of the Office of Nevada Boards, Commissions, and Councils Standards (ONBCCS) under the Department of Business and Industry (B&I). Centralized administration of Boards is mentioned here but there are no details about how the ONBCCS is to be funded and therefore the agency has concluded that fiscal impact cannot be determined at this time. Thank you!

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **Board of Examiners for Social Workers**

Approved by: Karen Oppenlander, Executive Director

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

Board: **Board of Massage Therapy**

Approved by: Sandra Anderson, Executive Director

Comment: Section 3.2.h. identifies the Board of Massage Therapy as included in SB 431. Section 20.1.a.-f. identify the changes that the Office of Nevada Boards, Commissions, and Councils Standards would have responsibility for accomplishing. 20.1.a. centralized administration doesn't identify what if any services would be provided by the Office/B&I nor if there would be a cost associated with those services. 20.1.b. Uniform standards for investigation, licensing, and discipline doesn't specify if the standards would be more stringent than existing board practices and require additional expenditures to accomplish.

At this time, we am unable to ascertain what the costs might be to the Board, if there would be an assessment to the board based on the number of licensees for the operation of the Office, or if other unidentified impacts might occur through the process of implementing this bill.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **Board of Medical Examiners**

Approved by: Edward Cousineau, Executive Director

Comment: No fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

**Board: Board of Occupational Therapy**

Approved by: Loretta Ponton, Executive Director

Comment: The Board of Occupational Therapy has reviewed the proposed bill language as introduced. A fiscal impact cannot be determined at this time due to insufficient information as the implementing regulations and structure within Business and Industry and the Office of Nevada Boards, Commissions and Councils Standards, Sec 19., have not yet been developed. Additionally, Sec 20. lists the general responsibilities of the Office, including but not limited to "centralized administration" which has not been defined; and "structural standards for boards and commissions" referenced in (e) which have not yet been developed. Review of the Governor's Budget under Business and Industry does not specifically identify resources or funding sources to facilitate the reorganization or creation of the Office of Nevada Boards, Commissions and Councils Standards or whether there will be costs assessed to Boards to support the realignment.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

**Board: Board of Psychological Examiners**

Approved by: Laura M. Arnold, Executive Director

Comment: There is insufficient information in the bill to determine the extent to which it could or will fiscally impact on the Nevada Board of Psychological Examiners (NBOPE). NBOPE is identified in Section 3, which would appoint a Secretary of Commerce and Administration in the Governor's Cabinet "to have administrative oversight and responsibility" for, among many others, NBOPE. There is no information in the bill that specifies what that, or the idea of a "centralized administration" (also indicated in the bill), means. Without more, it is not possible for NBOPE to determine whether and how the bill will fiscally impact it.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

**Board: Certified Court Reporters' Board of Nevada**

Approved by: Debbie Uehara, Executive Secretary

Comment: Sections 18 through 20 discuss centralized administration and details of centralized administration have not been detailed yet, we cannot determine the fiscal impact at this time. Generally, the work of the Board will continue, whether we operate as a stand alone entity or under the umbrella organization of the Office of Nevada Boards, Commissions, and Councils Standards under Business and Industry. While some administrative functions, such as accounting, will take place through a centralized operating system, we anticipate little overall fiscal impact. We currently operate on a lean basis and moderate rent expenses. While some administrative functions might be shared with other state employees, the other function of the Boards will continue until we receive more details related to centralized administration.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

**Board: Chiropractic Physicians' Board of Nevada**

Approved by: Julie Strandberg, Executive Director

Comment: Section 19 discusses the creation of the Office of Nevada Boards, Commissions, and Councils Standards (ONBCCS) under Business and Industry (B&I) and Section 20 discusses "Centralized administration," however, there is no mention of how this office will be funded, so the potential fiscal impact (if any) on the Board's funds cannot be determined by referring to SB 431 as written.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

**Board: Nevada Funeral and Cemetery Services Board**

Approved by: Jennifer Kandt, Executive Director

Comment: Sections 18-20 of the bill discusses centralized administration of boards with the creation of the Office of Nevada Boards, Commissions, and Council Standards, however, there is no mention of how the office will be funded, so I am unable to determine the fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

**Board: Nevada Physical Therapy Board**

Approved by: Charles D. Harvey, Executive Director

Comment: The agency has reviewed this bill and is unable to determine the fiscal impact.

Pursuant to Section 3(h) of SB431, the Secretary of Commerce and Administration shall have administrative oversight over and responsibility for professional and occupational licensing boards created by the Legislature, including the Nevada Physical Therapy Board.

Additionally, pursuant to Section 19 & 20 of SB431, the Office of Nevada Boards, Commissions and Councils Standards shall be created within the Department of Business and Industry. The Office of Nevada Boards, Commissions and Councils Standards shall be responsible for centralized administration, uniform standards for investigations, licensing and discipline, internal controls, standards for legal representation, structural standards, transparency and consumer protection, and efficacy and efficiency, etc.

SB431 does not provide adequate detail to determine how this new office will be funded or how this would impact the operations and structure of the Nevada Physical Therapy Board, Centralized administration has not been defined, and regulations and structure haven't been developed yet.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

**Board: Nevada State Board of Accountancy**

Approved by: Viki Windfeldt, Executive Director

Comment: The Nevada State Board of Accountancy has reviewed the draft legislative language in this bill. Sections 18-20 discuss centralized administration with the creation of the Office of Nevada Boards, Commissions & Councils under Business & Industry. The language proposes consolidating Boards into this new agency, however does not address how the office will be funded. There could be a potential impact but we are unable to make that determination until the transition has been defined and how the structure will operate.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

**Board: Nevada State Board of Optometry**

Approved by: Caren C. Jenkins, Executive Director

Comment: Due to the lack of detail in the bill regarding whether the Board's operations will be paid from a legislative appropriation from the General Fund and its license fees deposited thereto, whether its license fees and reserves would continue to be available for the costs related to its operations, whether its office lease and staffing would be eliminated and replaced by personnel in the Department of Business and Industry, whether any expenses would be paid to the State for any services rendered if the Board is to remain independently operated, and many other questions, the fiscal impact of this measure cannot be determined.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

**Board: Nevada State Board of Veterinary Medical Examiners**

Approved by: Jennifer Pedigo, Executive Director

Comment: Sections 18-20 discuss the "centralized administration" as well as other functions with the creation of the Office of Nevada Boards, Commissions, and Councils Standards (ONBCCS) under Business and Industry (B&I). However, there is no mention of how this office will be funded.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

**Board: Private Investigator's Licensing Board**

Approved by: Kevin L Ingram, Executive Director

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

**Board: Speech-Language Pathology, Audiology and Hearing Aid Dispensing Board**

Approved by: Jennifer Pierce, Executive Director

Comment: Sections 19 and 20 of this bill reference moving this Board under a newly-established Office of Nevada Boards, Commissions and Councils Standards within the Department Business and Industry. We cannot calculate potential impact on revenue or expenses as no details are provided/known at this time regarding how this change to "centralized administration" will affect Board staffing and operations.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0



Board: **State Barbers' Health and Sanitation Board**

Approved by: Antinette Maestas, Secretary/Treasurer

Comment: There are sections in the bill that could have fiscal impact on the Board. But there are other sections that would not have any impact on the Board. We are not sure how all of this would work so therefore, we cannot determine if there would be fiscal impact.

In Section 3, since we are named in (h) we cannot determine how much this would cost the Board. The same for Sections 19 and 20.

There is no way for us to know what this would cost to implement these directors and the admin for these.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **State Board of Architecture, Interior Design and Residential Design**

Approved by: C. Monica Harrison, Executive Director

Comment: The agency cannot determine the fiscal impact at this time.

Section 3 does not mention the funding mechanism to restructure the licensing state functions as outlined in this language.

Section 20 of this bill mentions a centralized administration, a uniform set of standards for investigations, licensing and discipline, including, without limitation, separating the roles and responsibilities for occupational licensure from the roles and responsibilities for occupational discipline. Without understanding the implications and ramification of this section, we cannot determine a fiscal impact at this point.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **State Board of Cosmetology**

Approved by: Steven D. McDonald, Executive Director

Comment: The agency has reviewed the bill and determined, at this time, that the fiscal impact cannot be determined due to further clarification of the contemplation of merging numerous boards into a new agency under a department possibly sharing various resources and maintaining continued board operations, personnel for consumer protection, public health and safety, and regulatory compliance functions. The applicable bill sections identified that may create a potential impact are Sections 3, 19, 20, and 29. Thank you.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **State Board of Landscape Architecture**

Approved by: Ellis L. Antunez, Executive Director

Comment: Cannot determine at this time due to ambiguity of the bill language. Section 19 of the bill will potentially create an impact and cannot be determined because 'centralized administration' has not been defined and regulations and structure haven't been developed.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **State Board of Nursing**

Approved by: Cathy Dinauer, Executive Director

Comment: The agency has reviewed the bill and cannot determine whether or not there will be a fiscal impact because of undefined terms such as "centralized administration" and the nature and structure of the operational changes are not contained in the Bill.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **State Board of Oriental Medicine**

Approved by: Merle Lok, Executive Director

Comment: Fiscal impact cannot be determined as Sections 18-20 do not give enough details regarding the "centralized administration."

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **State Board of Osteopathic Medicine**

Approved by: Frank DiMaggio, Executive Director

Comment: The agency has reviewed this bill and the fiscal impact to the State Board of Osteopathic Medicine ("the Board") of this bill cannot be determined at this time for the following reasons: Section 19 of this bill creates the Office of Nevada Boards, Commissions, and Councils Standards ("the Office") tasked with adopting "the necessary regulations and procedures to effectively administer the responsibilities of the Office." As the Board does not have knowledge of the regulations and procedures that will be adopted by the Office, the fiscal impact of those regulations and procedures cannot be determined. Section 20 of this bill sets forth seven (7) responsibilities of the Office. The first responsibility is "Centralized administration". The term "central administration" is not defined anywhere within the bill. Accordingly, it is not possible to determine the fiscal impact to the Board regarding this "centralized administration" requirement. Section 20, subsections (b), (c), (d), and (e) of this bill, require the Office to develop a uniform or consistent set of standards. Since the Board is unaware of what those standards are or will be, it is not possible to determine the fiscal impact to the Board that those standards may create. The last two responsibilities, transparency and consumer protection and efficacy and efficiency are also not defined anywhere within this bill and therefore, without knowledge of what those terms will encompass, the fiscal impact to the Board cannot be determined.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **State Board of Pharmacy**

Approved by: Peter Keegan, General Counsel

Comment: The Nevada State Board of Pharmacy has reviewed SB431 and is unable to determine the fiscal impact because of the scope of proposed changes in SB431. For instance, the Board is unable to evaluate the impact section 20 of SB431 requiring centralized administration for the Office of Nevada Boards, Commissions and Councils Standards.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **State Board of Podiatry**

Approved by: Carolyn J. Cramer, Executive Director

Comment: This agency has reviewed this legislation and it has no impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

Board: **State Board of Professional Engineers and Land Surveyors**

Approved by: Patty Mamola, Executive Director

Comment: NVBPELS has reviewed the bill and determined that there is a fiscal impact. However, we are unable to determine the cost of the impact due to unavailable details related to the following:

Section 3. 2. h. Secretary of Commerce oversight of NVBPELS.

Section 7.1. Submission of regulations proposed by NVBPELS to Secretary of Commerce for review and approval.

Section 7.2. cabinet secretary possesses independent rulemaking authority for proposing or submitting regulations for NVBPELS.

Section 20.1. Office of Nevada Boards centralizing administration of boards including NVBPELS.

Section 20.2.a.14. NVBPELS to be brought under the purview of the Office of the Nevada Boards.

Section 29.2.I. creation of the Office of Nevada Boards, Commissions and Councils Standards--details on how this would be initially funded are not available and would/could have a financial impact to NVBPELS.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

Board: **State Contractors' Board**

Approved by: Margi Grein, Executive Officer

Comment: We have reviewed SB 431 as written and determined there will be no fiscal impact as written.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0