



**GOVERNOR'S OFFICE OF ENERGY**

**NOTICE OF INTENT TO ACT UPON A REGULATION**

Notice of Hearing for the Amendment of Regulations of the  
Governor's Office of Energy

The Governor's Office of Energy will hold a public hearing at 11:00 a.m. on Thursday, May 17, 2018, at The Southern Nevada Home Builders Association, 4175 S. Riley Street, Ste. 100, Las Vegas, NV 89147. The purpose of the hearing is to receive comments from all interested persons regarding the amendment of regulations (LCB File No. R153-17) that pertain to chapter 701 of the Nevada Administrative Code.

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The need for and the purpose of the proposed regulation or amendment.

The proposed amendment is required pursuant to NRS 701.220 which directs the Director of the Office of Energy to adopt the most recent version of the International Energy Conservation Code (IECC) every third year on July 1.

2. Either the terms or the substance of the regulations to be adopted, amended or repealed, or a description of the subjects and issues involved.

The amended regulation adopts the most recent version of the IECC which is the 2018 IECC. The amended regulation also allows for the automatic adoption of the most recent version every third year thereafter, unless the Director gives notice that the most recent version is not suitable for this State.

3. 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:

- (a) Both adverse and beneficial effects:
- (b) Both immediate and long-term effects.

The proposed regulation changes are not likely to impose a direct or significant economic burden on small businesses. Adoption of the most recent IECC will allow for the encouragement of the construction of energy efficient buildings as well as the installation of energy efficient upgrades in existing buildings in the State of Nevada.

4. The estimated cost to the agency for enforcement of the proposed regulation.

There is no cost to the agency for enforcement of the proposed amended regulation.

5. A description of any regulations of other state or local governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.

The proposed amended regulation does not overlap or duplicate regulations of other state or local governmental agencies.

6. If the regulation is required pursuant to federal law, a citation and description of the federal law.

The proposed amended regulation is not required pursuant to federal law.

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

No federal regulation is applicable.

8. Whether the proposed regulation establishes a new fee or increases an existing fee.

The proposed amended regulation does not establish a new fee or an increase to an existing fee.

Persons wishing to comment on the proposed action of the Governor's Office of Energy may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to the Governor's Office of Energy, 755 North Roop Street, Suite 202, Carson City, Nevada 89701. Written submissions must be received on or before Thursday, May 10, 2018. If no person who is directly affected by this proposed action appears to request time to make an oral presentation, the Governor's Office of Energy may proceed immediately to act upon written submissions.


A copy of this notice and the regulation to be amended will be on file at the Nevada State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be amended will be available at the Governor's Office of Energy, 755 North Roop Street, Suite 202, Carson City, Nevada, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations:

1. Governor's Office of Energy, 755 North Roop Street, Suite 202, Carson City, NV;
2. Grant Sawyer Building, 555 E. Washington, Las Vegas, NV;
3. Carson City Library, 900 North Roop Street, Carson City, NV;
4. State Library and Archives, 100 North Stewart Street, Carson City, NV;
5. Nevada State Legislative Building; 401 South Carson Street, Carson City, NV
6. State of Nevada Department of Administration, 209 E. Musser Street, Carson City, NV; and
7. Governor's Office of Energy website.

Governor's Office of Energy



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Angela Dykema, Director





**PROPOSED REGULATION OF  
THE DIRECTOR OF THE OFFICE OF ENERGY**

**LCB File No. R153-17**

March 6, 2018

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

AUTHORITY: §§1 and 2, NRS 701.220.

A REGULATION relating to energy conservation; revising provisions governing the adoption by reference of the *International Energy Conservation Code*; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law requires the Director of the Office of Energy to adopt regulations for the conservation of energy in buildings, including manufactured homes. The regulations must include the adoption of the most recent version of the *International Energy Conservation Code*, issued by the International Code Council, and any amendments to the *International Energy Conservation Code* that will not materially lessen the effective energy savings requirements of the *International Energy Conservation Code* and are deemed necessary to support effective compliance and enforcement of the *International Energy Conservation Code*. The regulations also must establish the minimum standards for: (1) The construction of floors, walls, ceilings and roofs; (2) The equipment and systems for heating, ventilation and air-conditioning; (3) Electrical equipment and systems; (4) Insulation; and (5) Other factors which affect the use of energy in a building. Finally, the regulations must provide for the adoption of the most recent version of the *International Energy Conservation Code*, and any amendments thereto, every third year. (NRS 701.220)

Existing regulations provide that: (1) The Director has adopted by reference the 2012 *International Energy Conservation Code*; (2) On or before July 1, 2015, and every third year thereafter, the Director will review the most recent version of the *International Energy Conservation Code*, including any amendments thereto, and will adopt by reference the most recent version of the *International Energy Conservation Code* and prescribe by regulation such amendments to the most recent version of the *International Energy Conservation Code* as the Director deems necessary to support effective compliance with and enforcement of the *International Energy Conservation Code* in this State; and (3) The Director will post on an

Internet website maintained by the Office of Energy the notice of adoption of the most recent version of the *International Energy Conservation Code*, the date of adoption and any amendments to the *International Energy Conservation Code* adopted by the Director by regulation. (NAC 701.185)

**Section 1** of this regulation: (1) Provides that the Director adopts by reference the most recently published form of the *International Energy Conservation Code* unless the Director gives notice that the most recently published form is not suitable for this State; (2) Adds provisions currently contained in NAC 701.187 concerning the availability of the *International Energy Conservation Code*; and (3) Sets forth the process by which the Director may determine that a particular revision of the *International Energy Conservation Code* is not suitable for this State. **Section 2** of this regulation repeals NAC 701.187, the provisions of which are added to subsection 2 of NAC 701.185 by **section 1** of this regulation.

**Section 1.** NAC 701.185 is hereby amended to read as follows:

701.185 1. The ~~[2012]~~ *Director hereby adopts by reference the International Energy Conservation Code [is hereby adopted by reference.] in the form most recently published by the International Code Council, unless the Director gives notice that the most recent publication is not suitable for this State pursuant to subsection 3.*

2. ~~{On or before July 1, 2015, and on or before July 1 of every third year thereafter, the Director will review the most recent version of the International Energy Conservation Code, including any amendments thereto, and will adopt by reference the most recent version of the International Energy Conservation Code and prescribe by regulation such amendments to the most recent version of the International Energy Conservation Code as the Director deems necessary to support effective compliance with and enforcement of the International Energy Conservation Code in this State.}~~ *The International Energy Conservation Code and any amendments thereto, including, without limitation, any errata, published by the International Code Council may be obtained from the International Code Council, 25442 Network Place,*



*Chicago, Illinois 60673-1254, by telephone at (800) 786-4452 or at the Internet address <https://www.iccsafe.org>, for the price of \$31 for members and \$41 for nonmembers. The combined International Energy Conservation Code and ANSI/ASHRAE/IESNA Standard 90.1: Energy Standard for Buildings Except Low-Rise Residential Buildings may be obtained from the International Code Council for the price of \$132 for members and \$147 for nonmembers. Supplemental materials to the International Energy Conservation Code may also be obtained from the International Code Council.*

3. The Director will ~~post on an Internet website maintained by the Office the notice of adoption of the most recent version of the International Energy Conservation Code, the date of adoption and any amendments to the International Energy Conservation Code adopted by the Director by regulation.~~ review each revision of the publication adopted by reference pursuant to subsection 1 to determine its suitability for this State. If the Director determines that the revision is not suitable for this State, the Director will hold a public hearing to review his or her determination and give notice of that hearing within 6 months after the date of the publication of the revision. If, after the hearing, the Director does not revise his or her determination, the Director will give notice that the revision is not suitable for this State within 30 days after the hearing. If the Director does not give such notice, the revision becomes part of the publication adopted by reference pursuant to subsection 1.

Sec. 2. NAC 701.187 is hereby repealed.

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## TEXT OF REPEALED SECTION

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**701.187 International Energy Conservation Code: Availability. (NRS 701.220)** The 2012 International Energy Conservation Code and any amendments thereto published by the International Code Council may be obtained from the International Code Council, 25442 Network Place, Chicago, Illinois 60673-1254, by telephone at (800) 786-4452 or at the Internet address <http://www.iccsafe.org>, for the price of \$31 for members and \$41 for nonmembers. The combined 2012 International Energy Conservation Code and ANSI/ASHRAE/IESNA Standard 90.1-2010: Energy Standard for Buildings Except Low-Rise Residential Buildings may be obtained from the International Code Council for the price of \$132 for members and \$147 for nonmembers. Supplemental materials to the 2012 International Energy Conservation Code may also be obtained from the International Code Council.





755 North Roop Street, Suite 202  
Carson City, NV 89701  
Office: (775) 687-1850  
Fax: (775) 687-1869

**GOVERNOR'S OFFICE OF ENERGY**

**AGENDA**

**Amendment of Permanent Regulations of the  
Governor's Office of Energy**

**LCB File Number R153-17**

**May 17, 2018  
11:00 A.M.**

**Southern Nevada Home Builders Association  
4175 S. Riley Street, Suite 100  
Las Vegas, NV 89147**

**NOTICE:**

- Items on this agenda may be taken out of order
- Two or more items may be combined for consideration;
- Items may be removed from the agenda or delayed at any time;
- Public comment will be allowed at the beginning and at the end of the meeting. Because of time considerations, the period for public comment by each speaker may be limited to three (3) minutes
- Public comment will not be restricted based on viewpoint
- Meetings are audio-recorded as part of the public record. Speakers are requested to identify themselves before speaking.

Reasonable efforts will be made to assist and accommodate physically handicapped persons desiring to attend the meeting. Please contact Robin Isaacs at the GOE at (775) 687-1850 ext. 7324, or via email: [risaacs@energy.nv.gov](mailto:risaacs@energy.nv.gov) in advance so that arrangements for attendance may be made.

# **AGENDA**

Action may be taken on those items denoted “For Possible Action”

**1. Call to Order** (For possible action)

**2. Public comments and discussion.** (Discussion)

No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken.

**3. Review of the Proposed Regulation – LCB File No. R153-17 amending NAC 701.**  
(Discussion)

Automatic adoption of the most recent version of the International Energy Conservation Code (IECC) every three years, beginning with the 2018 IECC on July 1, 2018

**4. Public comments and discussion.** (Discussion)

No action may be taken on a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken.

**5. Adjournment.** (For possible action)

Supporting material is available from Robin Isaacs at 755 North Roop St. #202, Carson City NV. Anyone desiring supporting documentation or additional information is invited to call (775) 687-1850 ext. 7324, or email: [risaacs@energy.nv.gov](mailto:risaacs@energy.nv.gov).

This notice and agenda has been posted on or before 9 a.m. on the third working day before the meeting at the GOE’s website at: <http://energy.nv.gov/Programs/Notices/> at the GOE, as well as the following locations:

- (1) Nevada State official website: <https://notice.nv.gov>
- (2) Nevada Legislature Building, 401 S. Carson Street, Carson City, NV
- (3) Grant Sawyer Building, 555 E. Washington Avenue, Las Vegas, NV 89101
- (4) State Library and Archives: 100 North Stewart Street, Carson City, Nevada
- (5) Carson City Library, 900 N. Roop Street, Carson City, Nevada
- (6) County Public Libraries
- (7) State of Nevada Department of Administration, 209 E. Musser Street, Carson City, NV
- (8) Nevada State Legislature Administrative Regulation Notice website:  
<https://www.leg.state.nv.us/App/Notice/A/>