



755 North Rook Street, Suite 202
Carson City, NV 89701
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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 10:30 A.M. on December 12, 2018, at the Governor's Office of Energy 755 N. Rook Street, Suite 202, Carson City, NV 89701 and via videoconference at the Grant Sawyer Building 555 E Washington Ave #5100, Las Vegas, NV 89101. The purpose of the hearing is to receive comments from all interested persons regarding the amendment of regulations that pertain to chapter 701A of the Nevada Administrative Code (NAC).

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

1. The proposed amendments are necessary to clarify and correct language within the regulation and conform to the requirements of NRS 701A.100-701A.110.
2. The proposed amendments clarify the process for applicants to receive energy-related tax incentives for qualifying green buildings.
3. The proposed amendments are not likely to impose a direct or significant economic burden on small businesses as the high initial costs and subsequent ongoing costs to participate in the program deters most small businesses from participating. The few small businesses that have attempted to participate in the past have decided to discontinue participation due to the ongoing costs related to reporting. This program is geared towards the larger industrial and commercial businesses taking advantage of the abatement.
4. There is no cost to the agency for enforcement of the proposed amended regulation.
5. The proposed amendments do not overlap or duplicate regulations of other state or local governmental agencies.
6. The proposed amendments are not required pursuant to federal law.
7. No federal regulation is applicable.
8. The proposed amendments do 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 Rook Street, Suite 202, Carson City, Nevada 89701. Written submissions must be received on or before Wednesday December 5, 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


Angela Dykema, Director

**SMALL BUSINESS IMPACT STATEMENT AS REQUIRED BY
NRS 233B.0608/233B.0609**

LCB File No. R128-18

- 1. A description of the manner in which comment was solicited from affected small businesses, a summary of their response and an explanation of the manner in which other interested persons may obtain a copy of the summary.**

A stakeholder meeting was held to solicit comments on the proposed amendments in Carson City on September 12, 2018. There were no comments provided regarding the impact on small businesses as the program is geared towards the larger industrial and commercial businesses.

- 2. The manner in which the analysis was conducted.**

GOE staff analyzed the program history and determined that the proposed amendments are not likely to impose a direct or significant economic burden on small businesses as the high initial costs and subsequent ongoing costs to participate in the program deters most small businesses from participating. The few small businesses that have attempted to participate in the past have decided to discontinue participation due to the ongoing costs related to reporting. This program is geared towards the larger industrial and commercial businesses taking advantage of the abatement.

- 3. The estimated economic effect of the proposed regulation on the small businesses which it is to regulate, including, without limitation:**

There is no effect on small businesses.

A. Adverse and Beneficial Effects.

There is no effect on small businesses.

B. Immediate and Long-Term Effects.

There is no effect on small businesses.

- 4. A description of the methods that the agency considered to reduce the impact of the proposed regulation on small businesses and a statement regarding whether the agency actually used any of those methods.**

There were no methods considered as the program is not known to have an impact upon small businesses. in the state of Nevada.

- 5. The estimated cost to the agency for enforcement of the proposed regulation.**

There is no increased or decreased cost to the GOE with these changes.

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

There is no increased or decreased fee associated with this regulation.

7. **If the proposed regulation includes provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity, an explanation of why such duplicative or more stringent provisions are necessary.**

There are no provisions which duplicate or are more stringent than federal, state or local standards.

8. **The reasons for the conclusion of the agency regarding the impact of a regulation on small businesses.**

The Director has determined that the proposed amendments will not impose a direct or significant economic burden on small businesses as the high initial costs and subsequent ongoing costs to participate in the program deters small businesses from participating.



Angela Dykema, Director

November 9, 2018



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Office: (775) 687-1850
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GOVERNOR'S OFFICE OF ENERGY

AGENDA

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

LCB File Number R128-18

**December 12, 2018
10:30 A.M.**

CARSON CITY

Governor's Office of Energy
755 N. Roop Street, Suite 202
Carson City, Nevada 89701

Videoconference to:

LAS VEGAS

Grant Sawyer Building
555 E Washington Ave #5100
Las Vegas, NV 89101

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 at: 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. R128-18 amending NAC 701A.
(Discussion)

Revising provisions governing the partial abatement of certain property taxes for buildings and structures which meet certain energy efficiency standards; and providing other matters properly relating thereto.

4. Adoption of Proposed Regulation - LCB File No. R128-18 amending NAC 701A. (*For Possible Action*).

5. 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.

6. 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.

This notice and agenda has been posted on or before 9 a.m. on the third working day before the meeting at the Governor’s Office of Energy website at: <http://energy.nv.gov/Programs/Notices/> at the Governor’s Office of Energy, 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/>