

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED BY  
NRS 233B.066  
LCB FILE R092-19**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 623.

**1. A clear and concise explanation of the need for the adopted regulation.**

Section 1, revises certain requirements for an application for registration for architects, registered interior designers and residential designers by eliminating the requirement that an application for registration as an architect, registered interior designer or residential designer must be notarized. Revises provision for applicants to submit applications to the Board by mail or electronically. Lastly, to be consistent with state law, applicants may now provide an alternative personally identifying number on an application for registration as an architect, registered interior designer or residential designer if he or she does not have a social security number. Section 2 increases the fees for initial registration and renewal for architects, interior designers or residential designers.

**2. 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.**

Copies of the proposed regulations, notices of workshop and notices of intent to act upon the regulation were sent by U.S. mail and email to persons who were known to have an interest in the subject of architecture, residential design and registered interior design as well as any persons who had specifically requested such notice. These documents were also made available at the website of the Nevada State Board of Architecture, Interior Design and Residential Design, [www.nsbaidrd.org](http://www.nsbaidrd.org), legislative website and state website and mailed to all county libraries in Nevada and posted at the following locations:

Department of Business and Industry  
788 Fairview Dr. #100  
Carson City, Nevada 89701

Grant Sawyer Building  
555 E. Washington Blvd., Suite  
4900  
Las Vegas, Nevada 89101

Legislative Building  
401 South Carson Street  
Carson City, Nevada 89710

Nevada Dept. Of Cultural  
Affairs  
100 Stewart St.  
Carson City, Nevada 89701

The Bradley Building  
2501 East Sahara Ave.  
Las Vegas, Nevada 89104

Legislative Counsel Bureau Website

A workshop was held on December 17, 2019 at the board office in Las Vegas, Nevada at 2:00 p.m. and on December 18, 2019 in Reno, Nevada at 2:00 p.m. There were no members of the public present. The public hearing was held on March 4, 2020 at 10:00 a.m. There was no member of the public at the public hearing. There were 8 comments received by email and fully considered by the Board at the hearing. No oral comments were submitted by phone or regular mail. Any further information may be obtained by contacting Monica Harrison at (702) 486-7300 at the Nevada State Board of Architecture, Interior Design and Residential Design, 2080 E. Flamingo Rd. Ste. 120, Las Vegas, NV 89119.

**3. The number persons who:**

- (a) **Attended each hearing:** December 17, 2019 -0 December 18, 2019- 0  
**March 4, 2020 - 0**
- (b) **Testified at each hearing:** December 17, 2019 -0 December 18, 2019- 0  
**March 4, 2020 - 0**
- (c) **Submitted to the agency written comments:** 8 written comments were submitted, and fully considered by the Board.

**4. A list of names and contact information, including telephone number, business address, business telephone number, electronic mail address, and name of entity or organization represented, for each person identified above in #3, as provided to the agency, is attached as Exhibit A.** All comments were submitted in writing by email.

**5. 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.**

Through its newsletter and e-mail blasts, the Board sent notices of the proposed regulations to all of its registrants and small businesses on December 4th, 2019, December 6th, 2019 (Facebook & Twitter), December 4th, 2019. The agency discussed and reviewed the proposed regulations at three of its publicly noticed board meetings on August 21, 2019, October 23, 2019 and March 4, 2020 and posted a copy of the draft regulations on its website on December 4th, 2019 and February 3, 2020 and on LCB's website. The Board held a Public Workshop on December 17th and December 18th, 2019 in Las Vegas and Reno and held a Public Hearing on March 4, 2020 in Las Vegas. There were eight comments from the public or small businesses regarding the proposed regulation. The agency used informed, reasonable judgment in determining that there will be minimal impact on small businesses resultant from the regulation change that revises certain requirements for an application for registration as an architect, registered interior designer or residential designer and a minimal increase for registration and renewal fees for an architect, interior designer or residential designer under Nevada Administrative Code (NAC) Chapter 623. Any further information may be obtained by contacting Monica Harrison at the Nevada State Board of Architecture, Interior Design and Residential Design, 2080 E. Flamingo Rd. Ste. 120, Las Vegas, NV 89119.

**6. 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 permanent regulation was adopted on March 4, 2020 by a quorum of the NSBAIDRD full board and included all of the changes suggested at the workshop that was held on December 17<sup>th</sup> and 18<sup>th</sup>, 2019 in Las Vegas and Reno. The Board received and fully considered the eight comments from the public submitted by email. The proposed regulations reflect the intent of the Board; therefore, the proposed regulations were adopted without any revisions.

**7. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:**

- (a) Both adverse and beneficial effects on businesses; and**
- (b) Both immediate and long-term effects on businesses.**

(a)Both adverse and beneficial effects

The intent of the proposed regulations under R092-19 is to provide an option for our applicants to apply electronically or by mail and to submit an alternative government-issued identification card if they don't have a social security number.

The beneficial effects are that our applicants will not have to pay additional fees to notarize their application for registration as they now have the option to send them by email. We don't anticipate an adverse effect on these changes. The proposed regulation will also increase the registration/renewal fee and pro-rated fee. The beneficial effect will be a speedier process for our applicants and registrants as we upgrade and implement new automated systems and expedite our licensure process by accepting electronic applications and payments; the adverse effect is that the new applicants and registrants will have to incur a minimal increase of \$30 registration/renewal fee or \$15 for pro-rated fee.

(b) Both immediate and long-term effects.

The direct effect of R092-19- will be that applicants will now have the option to submit their application by mail or electronically. In addition, an increase of \$30 registration/renewal fee will be incurred by the applicants and registrants. This fee increase will fund technology upgrades, ensuring applicants and registrants continue to receive a high level of service. We don't anticipate an indirect effect.

#### **8. The estimated cost to the agency for enforcement of the adopted regulation.**

There is no cost to the agency.

#### **9. A description of any regulations of other 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.**

There are no other state or government agency regulations that the proposed regulation duplicates.

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

Does not apply.

#### **11.If the 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.**

With the \$30 increase, the agency is expected to collect approximately \$96,000 a year. This amount will help fund technology upgrades, ensuring applicants and registrants continue to receive a high level of service.