

Informational Statement Form

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 338, LCB File No. R047-26, public-private partnership.

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

Existing law provides that in a county with a population of 700,000 or more (currently only Clark County), a public body, including, without limitation, the Nevada Department of Transportation, is authorized to procure a public-private partnership to plan, finance, design, construct, improve, maintain or operate or any combination thereof, a transportation facility. This regulation is needed to establish a transparent process and requirements for a public agency to procure a public-private partnership through the solicitation of proposals. This regulation provides detailed procurement steps to be followed by public agencies in the procurement of a public-private partnership.

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 posted online at Public Involvement and Information | Nevada Department of Transportation (dot.nv.gov/doing-business/public-involvement-information), <https://notice.nv.gov/>, and in the following locations:

Nevada State Library Archives 100 North Stewart Street Carson City, Nevada 89701

Nevada Department of Transportation 4615 W. Sunset Road Las Vegas, Nevada 89118

Nevada Department of Transportation 1263 South Stewart Street Carson City, Nevada 89712

Nevada Department of Transportation 1951 Idaho Street Elko, Nevada 89801

A workshop was held on June 2, 2026, at 10:00 a.m. There were no public responses to the proposed regulation.

3. The number of persons who:

(a) Attended the workshop: June 2, 2026: 0

(b) Testified at the workshop: June 2, 2026: 0

(c) Submitted to the agency written comments: No written comments were submitted.

4. No persons attended the workshop.

5. **A description of how comment was solicited from affected businesses, a summary of their responses, and an explanation how other interested persons may obtain a copy of the summary.**

Comments were solicited from affected businesses in the same manner as they were solicited from the public. There were no responses received.

6. **If the regulation was adopted without changing any part of the proposed regulation, provide a summary of the reasons for adopting the regulation without change.**

The permanent regulation was adopted on July 28, 2026, and no responses were received requesting changes to the regulation. The regulation text was altered by the Legislative Counsel Bureau in conjunction with Department of Transportation staff.

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:**

(c) **Both adverse and beneficial effects are deemed neutral as the regulation is consistent with long-standing Department of Transportation procedures.**

(d) **Both immediate and long-term effects are deemed neutral as the regulation is consistent with long-standing Department of Transportation procedures.**

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

There is no additional cost to the agency for enforcement of this regulation.

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.**

There are no federal regulations that 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.**

This regulation does not provide a new fee or increase an existing fee.