

**PROPOSED REGULATION OF THE
STATE BOARD OF LANDSCAPE ARCHITECTURE**

LCB File No. R217-03

**NOTICE OF INTENT TO ACT UPON A REGULATION
NOTICE OF HEARING FOR THE AMENDMENT
OF REGULATIONS OF THE
NEVADA STATE BOARD OF LANDSCAPE ARCHITECTURE**

The Nevada State Board of Landscape Architecture will hold a public hearing at 11:00 AM on March 11, 2011 at the office of Stantec Consulting, 7450 Arroyo Crossing Parkway, Suite 100, Las Vegas, NV 89113 and by conference telephone at 775 530-4602. The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulations that pertain to chapter 623 A of the Nevada Administrative Code.

LCB File No. R217.03

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

1. The need for and purpose of the proposed regulation or amendment: The proposed regulation provides definitions and proceedings pertaining to procedures for handling complaints in violation of 623A including initial complaint, formal disciplinary complaint and procedures governing a formal disciplinary hearing.

2. If the regulation is a permanent regulation, a statement explaining how to obtain the approved or revised text of the proposed regulation prepared by the Legislative Counsel pursuant to NRS 233B.063; Interested persons may obtain a copy of the proposed regulation at the Nevada State Library and at all main public libraries of all Nevada Counties. The proposal is available on the Nevada State Board of Landscape Architecture website <http://nsbla.state.nv.us/>

3. A statement identifying the methods used by the agency in determining the impact on a small business prepared pursuant to subsection 3 of NRS 233B.0608; On Small Business: Pursuant to Section 3 of NRS 233 B.0608. The direct impact of the regulation will be on Registered Landscape Architects and those who are in violation of 623A, not on small businesses.

4. 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 both adverse and beneficial effects and both immediate and long-term effects; On the business, which it is to regulate: Every Registered Landscape Architect must comply with the provisions of Chapter 623 A of NRS and NAC. This regulation expands upon and further clarifies the complaint process and procedure. There will be no economic effect on the business which is to be regulated. **On the Public:** The regulation adds to and clarifies existing regulations. There will be no economic effect on the public which is to be regulated.

5. The estimated cost to the agency for enforcement of the proposed regulation; The Board will not incur any costs.

6. A description of and citation to 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. This regulation does not duplicate or overlap any federal state or local governmental agency regulations.

7. If the regulation is required pursuant to federal law, a citation and description of the federal law. The regulation is not required pursuant to federal law.

8. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions. The regulation is not more stringent than any federal law which regulates the same activity.

9. Whether the proposed regulation establishes a new fee or increases an existing fee. The proposed regulation does not establish a new fee; it does not increase an existing fee.

Persons wishing to comment upon the proposed action of the Nevada State Board of Landscape Architecture may appear at the scheduled public hearing or may address their comments, data, views or arguments in written form to the Nevada State Board of Landscape Architecture, P.O. Box 17039, Reno, NV 89511. Written submissions must be received by the Nevada State Board of Landscape Architecture on or before March 10, 2011. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada State Board of Landscape Architecture may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be amended will be on file at the 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 all county public libraries 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 it is 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:

Carson City Library
900 North Roop Street
Carson City, NV 89701

Las Vegas Library
833 Las Vegas Blvd. North
Las Vegas, NV 89101

Elko County Library
720 Court Street
Elko, NV 89801

Eureka Branch Library
10190 Monroe Street
P.O. Box 293
Eureka, NV 89316

Battle Mountain Branch Library
P.O. Box 141
Battle Mountain, NV 89820

Tonopah Public Library
171 Central Street
P.O. Box 449
Tonopah, NV 89049

Storey County Library
95 South R Street
P.O. Box 14
Virginia City, NV 89440

White Pine County Library
950 Campton Street
Ely, NV 89301

Churchill County Library
553 South Maine Street
Fallon, NV 89406

Douglas County Library
1625 Library Lane
P.O. Box 337
Minden, NV 89423

Goldfield Public Library
Fourth and Cook Street
P.O. Box 430
Goldfield, NV 89013

Humboldt County Library
85 East 5th Street
Winnemucca, NV 89445

Lincoln County Library
93 Main Street
P.O. Box 330
Pioche, NV 89043

Lyon County Library
20 Nevin Way
Yerington, NV 89447

Pershing County Library
1125 Central Avenue
P.O. Box 781
Lovelock, NV 89419

Clark County Library
1401 East Flamingo Road
Las Vegas, NV 89119

Mineral County Library
First and A Street
P.O. Box 1390
Hawthorne, NV 89415