

PROPOSED REGULATION OF THE STATE BOARD OF ARCHITECTURE, INTERIOR DESIGN AND RESIDENTIAL DESIGN

LCB File No. R076-13

NOTICE OF INTENT TO ACT UPON A REGULATION

Notice of Workshop and Hearing for the Adoption of Regulations

The Nevada State Board of Architecture, Interior Design and Residential Design Board (Board) will hold a public **Workshop** on Tuesday, January 28, 2014 at 10:00 a.m. at the Board's Las Vegas office located at 2080 E. Flamingo Road, Suite 120, Las Vegas, Nevada.

The **Public Hearing** will be held on January 29, 2014 at 4:30 p.m. in the Board's Las Vegas office located at 2080 E. Flamingo Road, Ste. 120, Las Vegas, Nevada 89119.

The purpose of the workshop and hearing is to receive comments from all interested persons regarding the adoption of regulations that pertain to Chapter 623 of the Nevada Administrative Code.

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

1. **The need for and purpose of the proposed regulations or amendments.**
 - a. **Amended and repealed sections of the NAC:** The purpose of the adoption of the regulation is to clean up obsolete or unnecessary language in Nevada Administrative Code (NAC) Chapter 623. These are housekeeping changes only. No substantive changes to NAC are contained in these regulation amendments.
2. **Statement explaining how to obtain the approved or revised text of the proposed regulation prepared by the Legislative Counsel pursuant to NRS 233B.063.**
 - a. **A copy of the proposed regulation, R076-13, may be obtained by writing to the Board's offices at 2080 E. Flamingo Road, Ste. 120, Las Vegas, Nevada 89119, or by downloading it from the Board website at: <http://nsbaidrd.state.nv.us>.**
3. **Statement identifying the methods used by the agency in determining the impact on a small business prepared pursuant to subsection 3 of NRS 233B.063.**
 - a. The intent of the proposed regulations under R076-13 is to repeal obsolete sections of NAC 623 and to make small housekeeping changes to the sections being amended to clarify existing language and intent. None of the housekeeping changes will affect small businesses. The agency used informed, reasonable judgment in determining that there will not be an impact on small businesses due to the nature of the regulation changes. Additionally, the agency sent, through its newsletter, notices of the

proposed regulations to all of its registrants and small businesses on September 19, 2013 and December 2, 2013. The agency discussed and reviewed the proposed regulations at its publicly noticed board meetings on August 22, 2013 and October 22, 2013 and also posted a copy of the draft regulations on its website on September 20, 2013, along with a revised version from LCB on October 15, 2013.

4. The estimated economic effect of this proposed regulation on the business which it is to regulate and on the public.

a. Adverse and beneficial effects.

The adoption of these regulations should have no adverse economic effect on members of the public or members of the profession. These proposed regulations are housekeeping regulations only.

b. Both immediate and long-term effects.

The immediate and long-term effects of the changes proposed under R076-13 will be that the public and the registrants have more clarity when reading NAC 623, and obsolete regulations will be repealed.

5. The estimated cost to the Agency for enforcement of the proposed regulation.

The cost to the agency should be minimal.

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.

The proposed regulation does not overlap or duplicate any regulation of other state or local governmental entities.

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

Does not apply.

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

Does not apply.

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

Does not apply.

Persons wishing to comment upon the proposed action of the Board may appear at the scheduled workshop or public hearing or may address their comments, data, views or arguments, in written form to the Executive Director of the Nevada State Board of Architecture, Interior Design and Residential Design, 2080 E. Flamingo Road, Suite 120, Las Vegas, Nevada 89119. **Written submissions must be received by the Board on or before Thursday, January 23, 2014.** If no

person who is directly affected by the proposed action appears to request time to make an oral presentation, the Board may proceed immediately to act upon any written submissions.

A copy of this notice and the regulations being proposed 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 notices and the regulation to be amended will be available at the Nevada State Board of Architecture, Interior Design and Residential Design, 2080 E. Flamingo Road, Suite 120, Las Vegas, Nevada 89119. In all counties in which an office of the Board is not maintained, a copy of this notice and the text of the proposed regulation will also be available for public inspection and copying at the main public library during business hours. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request.

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

This notice has been mailed to all persons on the agency's mailing list of administrative regulations and posted at the following locations:

Legislative Counsel Bureau

State Publications, Nevada State Library & Archives, 100 N. Stewart St., Carson City, Nevada
The Sawyer Building, 555 W. Washington, Las Vegas, Nevada
Nevada State Board of Architecture, Interior Design and Residential Design office and website

Nevada County Public Libraries:

- a) Carson City Library, 900 N. Roop Street, Carson City, NV 89701
- b) Churchill County Library, 553 S. Main Street, Fallon, NV 89406
- c) Las Vegas-Clark County Library District Headquarter, 833 Las Vegas Blvd N, Las Vegas, NV 89101
- d) Douglas County Public Library, 2625 Library Ln, Minden, NV 89423
- e) Elko County Library, 720 Court Street, Elko, NV 89801
- f) Esmeralda County Library, Corner of Crook & 4th St, PO Box 430, Goldfield, NV 89013
- g) Eureka County Library, 10190 Monroe Street, Eureka, NV 89316
- h) Humboldt County Library, 85 E. 5th Street, Winnemucca, NV 89445
- i) Battle Mountain Branch Library (Lander County), 625 S. Broad Street, Battle Mountain, NV 89820
- j) Lincoln County Library, 63 Main Street, Pioche, NV 89043
- k) Lyon County Library System, 20 Nevin Way, Yerington, NV 89447
- l) Mineral County Public Library, 110 1st Street, Hawthorne, NV 89415

Dated: December 9, 2013