

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED BY  
NRS 233B.066  
LCB FILE R073-17**

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.**

This proposed regulation mainly revises provisions relating to proof of continuing education that is already required to be completed by the registrants before renewing their individual license. It also amends the requirements for residential design applicants by allowing them to obtain work experience credit by working under the supervision of out-of-state registered design professionals and contractors to qualify to take the residential design exam. This regulation also revises provisions concerning the signing, stamping or sealing of a document containing the work of others and revises the provisions relating to plans and documents submitted to a public authority.

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

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

Legislative Counsel Bureau Website

A workshop was held on August 16, 2018 at the board office in Las Vegas, Nevada at 10:00 a.m. There were no members of the public present. The public hearing was held on October 24, 2018 at 2 p.m. There were no member of the public at the public hearing. No oral comments were submitted by phone nor were any comments received by email 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:** August 16, 2018 -0 October 24, 2018 -0
- (b) Testified at each hearing:** August 16, 2018 - 0 October 24, 2018 -0
- (c) Submitted to the agency written comments:** No written comments were submitted.

**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.** Does not apply

**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.**

Comments were solicited from affected businesses in the same manner as they were solicited from the public. Through its newsletter, the agency sent notices of the proposed regulations to all of its registrants and small businesses on July 24(Facebook), July 25, July 26, August 6 and September 21, 2018. The agency discussed and reviewed the proposed regulations at its publicly noticed board meeting on August 16, 2017, October 25, 2017, January 24, 2018, March 6, 2018 and also posted a copy of the draft regulations on its website on July 24, 2018 and July 25, 2018. The Board held a Public Workshop on August 16, 2018 and a Public Hearing on October 24, 2018. There were no comments from the public or small business regarding the proposed regulations. The agency used informed, reasonable judgment in determining that there will not be an impact on small businesses resultant from the regulation change since no fees are being increased. Any further information may be obtained by contacting 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 October 24, 2018 by a quorum of the NSBAIDRD full board and included all of the changes suggested at the workshop that was held on August 16, 2018. Since the board did not receive any comments from the public and the proposed regulations reflect the intent of the board, 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 R073-17 should have no adverse economic effect on businesses. There will be no beneficial effects on businesses as we are mostly clarifying sections of our regulations to assist our registrants and the applicants with the audit process, residential design requirements to sit for the exam and the signing, stamping or sealing of someone else's document that is being submitted to a public authority. The intent is to just clarify certain individuals exemptions from provisions related to architects, interior designers and residential designers. This proposed regulation revises provisions relating to proof of continuing education that is already required to be completed by the registrants before renewing their individual license. It also amends the requirements for residential design applicants by removing restrictions allowing them to obtain work experience credit by working under the supervision of out-of-state registered design professionals and contractors.

(b) Both immediate and long-term effects.

The immediate effect of R073-17- will be to provide clarification to our registrants regarding certain exemptions and continuing education information and also will allow residential design applicants to qualify to take the residential design exam by allowing them to obtain credit for working for design professional from out of state. The Board has determined the proposed language will not restrict the formation, operation, or expansion of small businesses. In fact, certain sections of the proposed language will encourage potential entry into the practice of residential design by some people who

might not have otherwise applied.

Long-term effects on the businesses are that it will encourage potential entry into the practice of residential design to a lot more people who might not have otherwise applied because of our previous requirements. It will also assist individuals in understanding the certain exemptions from provisions related to architects, interior design and residential design.

**(a) Both adverse and beneficial effects on the public; and**

**(b) Both immediate and long-term effects on the public.**

(a) Both adverse and beneficial effects

The intent of the proposed regulations under R073-17 should have no adverse economic effect on the public. There will be no beneficial effects on public other than clarifying sections of our regulations to assist our registrants and the applicants with the audit process, residential design requirements to sit for the exam and the signing, stamping or sealing of someone else's document that is being submitted to a public authority. The intent is to just explain certain individuals the exemptions from provisions related to architects, interior designers and residential designers. This proposed regulation revises provisions relating to proof of continuing education that is already required to be completed by the registrants before renewing their individual license. It also amends the requirements for residential design applicants by removing restrictions allowing them to obtain work experience credit by working under the supervision of out-of-state registered design professionals and contractors.

(b) Both immediate and long-term effects.

The immediate effect of R073-17- It will provide clarification to our registrants regarding certain exemptions and continuing education information and also will allow residential design applicants to qualify to take the residential design exam by allowing them to obtain credit for working for a design professional from out of state. The Board has determined the proposed language will not restrict the formation, operation, or expansion of small businesses. In fact, certain sections of the proposed language will encourage potential entry into the practice of residential design by some people who might not have otherwise applied.

Long-term effects on the public are that it will encourage potential entry into the practice of residential design to a lot more people who might not have otherwise applied because of our previous requirements. This will ensure that the public hires qualified residential designers, protecting the health, safety and welfare.

**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.**

Does not apply.