

LEGISLATIVE REVIEW OF ADOPTED REGULATION
NRS 233B.066
LCB File No. R075-18

The State Public Works Board adopted regulations assigned LCB File No. R075-18, which pertain to chapter 338 of the Nevada Administrative Code.

INFORMATIONAL STATEMENT

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

This regulation is necessary to update the State Public Works Division to bring regulations into compliance with recent statutory changes.

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.

State Public Works Board solicited public comment through notices posted at State Public Works Board in Carson City and Las Vegas, the Blasdel Building, Nevada State Library, Archives in Carson City and at the Nevada County Public Libraries and mailings to our qualification and contact database.

<u>Date of Notice</u>	<u>Workshop/ Hearing</u>	<u>Date of Workshop</u>
4/16/18	Workshop	5/1/18
8/7/18	Hearing	9/6/18

There were no written comments received at the workshop or hearing. There were no comments from the public regarding the proposed regulation. There were questions from Board members and a question from the Associated General Contractors (prior to the meeting, which was reported during the hearing). A copy of the written transcript of the proceedings may be obtained by calling State Public Works Division at (775) 684-4141 or by writing to the State Public Works Division, 515 East Musser, Room 102, Carson City, NV 89701, or by e-mailing the SPWD at sspangler@admin.nv.gov

3. The number of persons who:

	5/1/18	9/6/18
(a) Attended each hearing:	16	17
(b) Testified at each hearing:	0	0
(c) Submitted written comments:	0	0

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 Division, is attached as Exhibit A.

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

Comments were solicited from the affected and interested contractor, unions and municipalities, by notices posted at State Public Works Division offices in Carson City and Las Vegas, Nevada State Library, and at the main public libraries in all the counties. Notices of the Workshop and Hearing were also mailed to the Division's contact and contractor qualification database, contractor organizations and other State Agencies.

A copy of the written transcript of the proceedings and copies of responses may be obtained by calling State Public Works Division at (775) 684-4141 or by writing to the State Public Works Division, 515 East Musser, Room 102, Carson City, NV 89701, or by e-mailing the SPWD at sspangler@admin.nv.gov.

- 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 proposed regulation is not controversial; it merely implements recent statutory changes.

- 7. 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 each case must include:**

(a) Both adverse and beneficial effects; and

Adverse - No adverse effects.

Beneficial – Brings regulations into compliance with recent statutory revisions.

(b) Both immediate and long-term effects.

Brings regulations into compliance with statutory revisions.

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

SPWD does not estimate any cost to enforce the amendments.

- 9. A description of any regulations of other State or governmental agencies which the regulation overlaps or duplicates and a statement explaining why the duplication or overlap is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

None

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

Federal Law does not govern the topic of this proposed regulation.

- 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.

- 12. Is the proposed regulation likely to impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business? What methods did the agency use in determining the impact of the regulation on a small business?**

No. Small business impact questionnaires were distributed to everyone in the Division's qualification database, contractor trade organizations, and State Agencies. Responses are available. See response to No. 5.

EXHIBIT A

Please Provide a
Business Card

Carson

State Public Works Division - Board Meeting
September 6, 2018 9:00am
Sign-In Sheet



Name	Agency/Company	Telephone/Fax	E-Mail
Brian Becane	Ferrous PA		
Adam Ward	UNTR	742-6540	
Kristina Shea	LCB	684-6571	
Geoff Dorman	Nev. Appeal		
Bryce Clutts	Board Chair		
Susan Stewart	SPWD Law Counsel		
Ward Patrick	Administrator - SPWD		
Patrick Cakes	Board member / Director		

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LV

**State Public Works Division - Regulation Adoption Hearing
September 6, 2018 8:30am
Sign-In Sheet**



Name	Agency/Company	Telephone/Fax	E-Mail
Christ Bentley	SPWD	762 499 7571	
Carrie Jarney	Aggregat Industries Sue Inc	702-649-6250	Carrie.Jarney@aggregat-us.com

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State Public Works Division – Regulation Adoption Hearing
September 6, 2018 8:30am
Sign-In Sheet

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State Public Works Division – Regulation Workshop
May 1, 2018 8:00 a.m.
Sign-In Sheet – Las Vegas

[illegible]

Please Provide a Business Card - THANK YOU

State Public Works Division – Board Meeting
May 1, 2018 9:00 a.m.
Sign-In Sheet – Las Vegas

[illegible]

Please Provide a Business Card - THANK YOU