

**PROPOSED REGULATION OF THE  
ADMINISTRATOR OF THE NEVADA ARTS COUNCIL**

**LCB FILE NO. R098-18I**

**The following document is the initial draft regulation proposed  
by the agency submitted on 05/08/2018**

**Proposed Regulation Draft Changes for the Nevada Arts Council**  
**Administrator**

**NAC 233C.110 Grants: Grounds for refusal or withdrawal of funding.**  
**(NRS 233C.097)** Upon a violation ~~or willful avoidance~~ of any provision contained in this chapter, the ~~Council~~ **Division** may refuse to approve a grant or may withdraw financial support, in whole or in part, after ~~consultation with~~ **notifying** the applicant or subgrantee **in writing**.

[Council on Arts Reg. G § 1, eff. 7-26-77]

~~— NAC 233C.120 Severability. (NRS 233C.097) If any provision of the regulations contained in this chapter, or its application to any person or circumstance is held invalid, the invalidity does not affect any other provision contained in this chapter or its application which can be given effect without the invalid provision or application, and to this end the provisions contained in this chapter are hereby declared to be severable.~~

~~— [Council on Arts Reg. G § 2, eff. 7-26-77]~~

***New Provision #1: (Authority for Regulation NRS 233B.100; NRS 233C.097)***

***1. Pursuant to NRS 233B.100, any interested person may petition the Division for the adoption, filing, amendment or repeal of any regulation.***

***2. A petition submitted under this provision will be directed to the Division for review and decision as appropriate based on the request contained in the petition and whether that request pertains to the Division's regulation authority. If a petition is submitted to the Division that is within the Board's purview, the petition will be forwarded to the Board for review and decision and the petitioner so notified.***

***3. A petition for the adoption, filing, amendment or repeal of a regulation must be in writing on a form prescribed by the Division and must include:***

***(a) The name and address of the petitioner;***

***(b) The reason for petitioning for the adoption, filing, amendment or repeal of the regulation;***

***(c) The proposed language of the regulation to be adopted, filed, amended or repealed;***

***(d) The statutory authority for the adoption, filing, amendment or repeal of the regulation; and***

***(e) Any relevant data, views and arguments that support the petition for the adoption, filing, amendment or repeal of the regulation.***

***4. The Division may refuse to act upon a petition for the adoption, filing, amendment or repeal of a regulation if the petition does not include the information required by subsection 3.***

*5. The Division will notify the petitioner in writing of the Division's decision regarding the petition within 30 days after the date on which the petitioner filed the petition. If the Division approves the petition for the adoption, filing, amendment or repeal of a regulation, the Division will initiate regulation-making proceedings concerning that regulation within 30 days after the date on which the petitioner filed the petition.*

*6. For purposes of this provision, the Administrator of the Division shall review and decide any petitions submitted requesting regulation changes under the Division's statutory control.*