



Nevada Board for the Regulation of Liquefied Petroleum Gas
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NOTICE OF PUBLIC HEARING FOR THE ADOPTION OF PERMANENT REGULATION OF THE NEVADA BOARD OF THE REGULATION OF LIQUEFIED PETROLEUM GAS

LCB File No. R168-18

The Nevada Board for the Regulation of Liquefied Petroleum Gas Board ("Board") will hold a public hearing on **Friday, January 18, 2019, at 10:00 a.m.** The Public Hearing will take place at 106 East Adams Street, Carson City, Nevada 89701. The purpose of the hearing is to receive testimony from all interested persons and to take action on the proposed adoption of amendments, additions, and deletions to chapter 590 of the Nevada Administrative Code.

The following information is provided pursuant to the requirements of Nevada Revised Statute ("NRS") 233B.0603:

1. The need for and the purpose of the proposed regulation or amendment.

- The proposed amendments to Nevada Administrative Code ("NAC") 590 are to: authorize the staff of the Board to issue citations and impose administrative fines for certain violations relating to the regulation of liquefied petroleum gas; revise provisions relating to the availability of emergency personnel in case of an emergency relating to a licensee's business; revise provision relating to certain regulations adopted by reference by the Board; revise provisions relating to the handling of complaints filed with the Board; revise provisions relating to administrative proceedings before the Board; and improve the Board's ability to ensure safe practices in the industry.

2. The terms or the substance of the regulations to be amended and a description of the subjects and issues involved.

- Proposed revisions to NAC 590 authorizes the Board staff to issue citations and impose administrative fines for certain violations relating to the regulation of liquefied petroleum gas;
- Proposed revisions to NAC 590 relating to the availability of emergency personnel in case of an emergency relating to a licensee's petroleum business, revising provisions relating to certain regulations adopted by reference by the Board;
- Proposed revisions to NAC 590 relating to the handling of complaints by the Board;
- Proposed revisions to the process for handling administrative proceedings before the Board;

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

(a) Both adverse and beneficial effects; and

- The Board does not foresee or expect any adverse or beneficial economic impacts upon the small businesses which it regulates because the amendments target disciplinary procedures, which do not uniformly apply to licensees.

(b) Both immediate and long-term effects.

- The Board does not foresee or expect any immediate or indirect economic effects upon the small businesses which it regulates

4. The methods used by the agency in determining the impact on Small Business.

- The Board solicited comments, regarding the proposed amendments to NAC 590, from industry members during a public workshop, held on Friday, November 16, 2018, at 10:00 a.m. The Board staff also provided input to the Board regarding potential impacts of the proposed amendments to NAC 590 on small businesses.

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

- The Board does not foresee any additional costs to enforce the proposed amendments to NAC 590 because it does not change the scope of regulated matters, but instead increases the Board staff's ability to efficiently regulate the industry.

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 Board is not aware of any similar state or local governmental agencies which the proposed regulation overlaps or duplicates.

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.

- The Board is not aware of any similar federal regulations of the same activity in which the State regulations are more stringent.

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

- The proposed amendments to NAC 590 do not establish any new fees or increase an existing fee. However, the proposed amendments to NAC 590 do include a new administrative citation and fine process in Section 1. The administrative citation and fine procedure does not expand the scope of the existing regulatory authority of the Board under Chapter 590 of the NRS and NAC. Instead the proposed amendments to NAC 590 grants the Board staff authority to issue citations for violations thereof.

10. How to obtain the approved or revised text of the regulations:

- You may obtain a copy of the proposed regulation by writing to the Nevada Board for the Regulation of Liquefied Petroleum Gas, P.O. Box 338, Carson City, NV 89702; or by calling the office at (775) 687 – 4890x201. The proposed regulation is also available for review and download on the Board's website <https://www.nvlpgasboard.com/board-meetings>. A reasonable fee may be charged for copies if it is deemed necessary

Persons wishing to comment upon the proposed action of Nevada Board for the Regulation of Liquefied Petroleum Gas may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to

**The Nevada Board for the Regulation of Liquefied Petroleum Gas
P.O. Box 338, Carson City, NV 89702
ATTN: KATIE BAVARO**

Written submissions must be received by the Board on or before Friday, January 11, 2019, at 5:00 p.m. 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 draft amendments to NAC 590 (LCB File No. R168-18), and a copy of the Small Business Impact Statement will be on file with the State Library, Archives, and Public Records Administrator at 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of this notice, the draft amendments to NAC 590 (LCB File No. R168-18), and the Small Business Impact Statement will be available for inspection and copying by members at the main public library in all counties where the Board does not maintain an office.

Pursuant to NRS 233.064(2), when adopting 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 and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

Please Note:

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the LP-Gas Board office in writing at P.O. Box 338, Carson City, Nevada 89702, or by calling (775) 687-4890. Please notify as soon as possible to allow time to secure any necessary equipment or provisions prior to the meeting.