

O O

LEGISLATIVE REVIEW OF ADOPTED REGULATIONS--NRS 233B.066
Informational Statement
LCB File No. T002-18

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

The need and purpose of the LCB File No. T002-18 is to clarify the distribution of \$3,500,000.00 to localities. Specifically, the regulation clarifies that the distribution is to each local government in which a marijuana establishment or medical marijuana establishment has been established and received a license. This regulation also clarifies how population will be defined for distribution and revises the distribution date.

2. Description of how public comment was solicited, a summary of public response, and an explanation of how other interested persons may obtain a copy of the summary.

The Department of Taxation, as staff to the Nevada Tax Commission, solicited comment from the public by sending notice of workshops and hearings by electronic or regular mail as follows:

Date of Notice	Workshop/ Hearing	Date of Workshop	Number <u>Notified</u>
08/29/2018	Workshop	09/14/2018	851
08/30/2018	Adoption Hearing	10/01/2018	850

The mailing list included the Department's general interested parties list and the Department's Marijuana interested parties list. Notices were also posted at the Nevada State Library; various Department of Taxation locations throughout the state; and at the Main Public Libraries in counties where an office of the Department of Taxation is not located. Comments were also solicited by direct email to other interested parties list maintained by the Department.

Only general public comment was received at the workshop requesting Nevada to create a state certified organic panel as it pertains to agriculture of cannabis.

No testimony was provided during the workshop.

A copy of the audio taped comments or the record of proceedings may be obtained by calling the Nevada Department of Taxation at (775) 684-2030 or by writing to the Department of Taxation, 1550 East College Parkway, Carson City, Nevada 89706, or by e-mailing the Department at scrowley@tax.state.nv.us

3. The number of persons who:
 - (a) Attended the hearing: 55 people attended the Adoption Hearing.
 - (b) Testified at each hearing: 2 people testified at the Adoption Hearing.
 - (c) Submitted written comments: None of the attendees at the Adoption Hearing submitted written comments.
4. For each person identified in paragraphs (b) and (c) of number 3 above, the following information if provided to the agency conducting the hearing:

Testified at Adoption Hearing:

Dagny Stapleton

Telephone number: 775-883-7863

Business address: 304 South Minnesota Street, Carson City, NV 89703

Electronic mail address: dstapleton@naco.org

Name of entity or organization represented: Nevada Association of Counties

Mona Lisa Samuelson

Telephone number: 702-324-4107

Electronic mail address: dstapleton@naco.org

Name of entity or organization represented: Medical Marijuana Patient Lobbyist

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

See response to #2 for description of how comments were solicited from affected businesses and an explanation on how interested persons may obtain a copy of the summary.

Summary of public responses:

The following 2 public comment was received at the Adoption Hearing.

1. One taxpayer thanked the Department for the progress that it has made allocate the funds.
2. The second taxpayer stated that the regulation makes a correction that carries out the intent of the law in Question 2 and the intent of the original distribution.

Summary of workshop discussion

No public comment was received at the workshop.

The regulation was adopted as requested.

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 regulation was adopted as, Draft of Revised Proposed Temporary Regulation T002-18, without additional changes.

7. The estimated economic effect of the regulation on the business which it is to regulate and on the public.
(a) Estimated economic effect on the businesses which they are to regulate.

The proposed permanent regulation presents no reasonably foreseeable or anticipated adverse economic effects. The benefits of this regulation are that it provides clarity for the distribution, as well as the distribution date, of \$3,500,000.00 to localities.

- (b) Estimated economic effect on the public which they are to regulate.

The proposed permanent regulation presents no reasonably foreseeable or anticipated adverse economic effects to the public. The benefits of this regulation are that it provides clarity for the distribution, as well as the distribution date, of \$3,500,000.00 to localities.

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

The proposed temporary regulation presents no significant foreseeable or anticipated cost or decrease in costs.

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.

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

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

The Department is not aware of any similar federal regulations of the same activity in which the state regulation is more stringent.

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.

The proposed regulation does not include new or increases in existing fees.