



GOVERNOR'S OFFICE OF ENERGY

LEGISLATIVE REVIEW OF ADOPTED REGULATIONS--NRS 233B.066
Informational Statement
LCB File No. R100-19

The following statement is submitted for adopted regulations to Nevada Administrative Code (NAC) Chapter 701.

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

This regulation is necessary to set a minimum standard for general service lamps pursuant to NRS 701.260 subsection (2) & (3) which directs the Governor's Office of Energy (GOE) to adopt these regulations.

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.

Copies of the proposed regulation, the notice of workshop and notice of intent to act upon the regulation were sent by email to persons who were known to have an interest in the adoption of the proposed regulation as well as any person who had specifically requested such notice. These documents were also made available at the website of the Governor's Office of Energy (GOE), www.energy.nv.gov, the website of the Nevada Legislature at <http://leg.state.nv.us/app/Notice/A/>, the Nevada State official website at <https://notice.nv.gov>.

Please note that due to COVID restrictions, physical postings were not possible.

A workshop was held on October 1, 2019. The Governor's Office of Energy took oral comments from the public and interested parties. Concerns were raised by Kayla Brown-Cestero with Caesars Entertainment expressed concerns of multiple types of bulbs and was asked to provide her concerns in writing to allow the Governor's Office of Energy the ability to review the comments. Comments were submitted by the Nevada Resort Association in coordination with Caesars Entertainment. Further comments were submitted by the Nevada Resort Association, Nevada Conservation League and Natural Resources Defense Council which were accepted and implemented in the amended regulation. All comments were taken under consideration by the Governor's Office of Energy.

Thereafter, on July 22, 2020, the Director issued a Notice of Hearing and Notice of Intent to Act Upon a Regulation. The hearing was held via a virtual platform due to COVID restrictions on in person meetings. The Governor's Office of Energy took oral comments from the public and interested parties.

A copy of the minutes which provide comments made at each hearing are available for review at the Governor's Office of Energy, 600 E. William Street, Suite 200, Carson City, NV 89701. A recording of the workshop and hearing are also provided for review at the Governor's Office of Energy.

3. **The number of persons who:**
 - (a) **Attended the hearing:** 18
 - (b) **Testified at the hearing:** 5
 - (c) **Submitted written comments:** July 17, 2020 - 1
4. **A list of name 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.**
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 section 2 above.

A copy of the written comments and the minutes which provide a summary of the oral comments made at each workshop and hearing are available for review at the Governor's Office of Energy, 600 E. William Street, Suite 200, Carson City, NV 89701. A recording of the workshop and hearing are also provided for review at the Governor's Office of Energy. You may request a copy of either by contacting Robin Yochum ryochum@energy.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 permanent regulation was adopted on August 24, 2020. There was a requested change made to Section 1 to update the effective date to January 1, 2021. The regulation was adopted with this additional amendment.

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 in each case must include:**
 - (a) **Both adverse and beneficial effects on businesses and the public:** The GOE reviewed national model standards, collaborated with the Appliance Standards Awareness Project, the responses received by the stakeholders and public, as well as other documents available on the web. Of the over 250 solicitations, 4 responses were received in writing as well as 1 additional written public comment and 5 verbal comments at the hearing that was held. The respondents generally stated that the changes would have positive impacts upon small businesses and the public because of the higher efficiency of these lamps positively impacting energy bills. Small businesses and general public will benefit from increased energy efficiency in their buildings and homes through reduction in overall energy usage after implementing the new standards.

Based on the GOE's review of the national model standards, the summary of responses from the stakeholders and the public, the Director determines that the proposed regulation changes are not likely to impose a direct or significant economic burden on small businesses or the public. Adoption of minimum standards for general service lamps will allow for additional savings for the homeowner, reduce emissions in the state and encourage additional energy efficiency the encouragement of the of energy efficient buildings as well as the installation of energy efficient upgrades in existing buildings in the State of Nevada.

(b) Both immediate and long-term effects on businesses and the public: The regulations are intended to effectuate the legislative intent and will not and are not intended to have any negative impact upon contractors or the general public.

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

There is no added cost to the agency for this regulation.

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.

There are no other State or governmental regulations with which this regulation overlaps or duplicates.

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

There are no provisions that duplicate or are more stringent than federal standards.

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.

There is no fee associated with this regulation.

David Bobzien, Director – August 27, 2020
Governor's Office of Energy