



NEVADA STATE BOARD OF ACCOUNTANCY

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**NOTICE OF INTENT TO ACT UPON
PROPOSED REGULATION**

Notice of Hearing for the Adoption and Amendment of
Regulations of the Nevada State Board Accountancy

The Nevada State Board of Accountancy (“Board”) will be holding the following public hearing:

PUBLIC HEARING

Wednesday March 4, 2020

10:00 AM

First Independent Bank

5335 Kietzke Lane, Second Floor

Reno, Nevada 89551

The purpose of the hearing is to receive comments from all interested persons regarding the adoption and amendment of regulations that pertain to Chapter 628 of the Nevada Administrative Code. Interested persons may provide comments to the Board at the public hearing.

The following is provided pursuant to the requirements of NRS 233B.060 and NRS 233B.0603:

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

A section of the regulation is required as a result of recent changes to NRS Chapter 622 by the Nevada Legislature in Assembly Bill 319 effective July 1, 2019. In addition, the proposed regulation adds certain provisions for submitting petitions for declaratory orders, advisory opinions and for the proposed adoption, amendment or repeal of regulations and provides the Board may authorize its staff or a committee of members of the Board and staff to grant certificates of certified public accountant or firm registrations to qualified individuals or public accounting firms subject to Board ratification at its next regularly scheduled Board meeting and provides for other matters property related thereto.

2. Terms or substance of the proposed regulation or subjects and issues involved:

The proposed regulation provides the process required by NRS 622.085 by which a person with a criminal history may petition the Board for a determination as to whether the person's criminal history will disqualify him or her from obtaining a license. The proposed regulation provides the process required by NRS 233B.100 and NRS 233B.120 for any interested person to petition the Board for a declaratory order or an advisory opinion regarding the applicability of any statutory provision, regulation or decision of the Board and for the adoption, filing, amendment or repeal of any regulation of the Board. The proposed regulation authorizes the Board to delegate the approval or denial of an application for a certificate, registration or license related to the practice of public accounting to the Board's staff or a committee of Board members subject to Board ratification at its next regularly scheduled Board meeting.

A copy of the proposed regulation is attached to this notice. The proposed regulation can also be obtained by visiting the Board's website at www.nvaccountancy.com or by contacting the Board office at (775) 786-0231 or email cpa@nvaccountancy.com. The regulation posted on the Board's website 3 working days before the hearing will be the regulation considered.

3. Estimated economic effect on business and public:

(a) Both adverse and beneficial effects; and

There are no known adverse economic effects of the proposed regulation on the accounting profession and the public. The beneficial effects of the proposed regulation are to add certain provisions for petitions for declaratory orders, advisory opinions and for the proposed adoption, amendment or repeal of regulations and provide the Board may authorize its staff or a committee of members of the Board and staff to grant certificates of certified public accountant or firm registrations to qualified individuals or public accounting firms subject to Board ratification at its next regularly scheduled Board meeting. This allows for licensure or registration more quickly for individuals or public accounting firms which qualify for licensure or registration. In addition, the changes to the Board's regulations reflect various statutory changes that were made to NRS Chapter 622 by AB 319 in 2019. The Board chose not to impose a fee for petitions filed pursuant to AB 319. The Board deems the proposed amendments are reasonably necessary and expedient for the orderly conduct of its affairs and for the administration of NRS Chapter 628.

(b) Both immediate and long-term effects.

There are no known immediate or long-term economic effects of the proposed regulation on the accounting profession and the public.

4. Estimated cost to agency for enforcement:

There will be no cost incurred by the Board for the enforcement of the proposed regulation.

5. Overlap or duplication of regulations:

The proposed regulation does not overlap or duplicate the regulations of any other state or local governmental agencies or any regulating federal agency.

6. Federal law:

The proposed regulation is not required by federal law.

7. More stringent than federal regulation:

The proposed regulation is not more stringent than a federal regulation that regulates the same activity.

8. New or increased fee:

The proposed regulation does not establish new fees and does not increase existing fees.

9. Small Business Impact Statement:

The Small Business Impact Statement is attached to this notice.

Comments & Written Submissions

Persons wishing to comment upon the proposed action of the Board may appear at the scheduled public hearing in Reno or may address their comments, data, views, or arguments in written form to:

Nevada State Board of Accountancy
1325 Airmotive Way, Suite 220
Reno, Nevada 89502
Email: cpa@nvaccountancy.com
Fax: (775) 786-0234

Written submissions must be received by the Board by February 28, 2020, at least five days before the scheduled public hearing. 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.

Copies of Proposed Regulation

A copy of this notice and the regulation to be adopted and amended will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be adopted and amended will be available at the Board office (see above) and in all counties in which an office of the Board is not maintained, at the main public library, for inspection and copying by members of the public during business hours. The text of the proposed regulation will include the entire text of any section of the Nevada Administrative Code which is proposed for amendment. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of 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.

This notice of hearing has been posted at the following locations and is available for viewing at: www.nvaccountancy.com

Clark County Court House – Las Vegas
Las Vegas City Hall – Las Vegas

Washoe County Court House – Reno
Washoe County Library – Reno