

INFORMATIONAL STATEMENT

A. Need and Purpose of the Proposed Regulation

R 140-20 RP1

The adopted regulations in R 140-20 RP1 clarify the intent and provisions of digital signatures on electronic documents, clarifies consent requirements for revisions to original plans, and revises contact information requirements for documents and submittals.

Section 1 replaces impression with image to make the regulation applicable to paper and electronic documents. Adds the option for licensees to validate their signature adjacent to their stamp or seal. Language updated to clarify the intent of a digital signature on electronic documents relating to the identity of the professional who is responsible for the documents, and adds provisions concerning tracking changes of originally released documents. Additional language updates clarify when original plans require consent for revision and simplifies the revision process for original documents—a firm retains ownership of a design after an engineer departs, and another engineer can take responsibility for the design and any revision.

Section 2 provides clarification for electronic submissions and an additional contact information requirement. “Maps” are added to section 2(b) for continuity and section (c) is deleted to remove ambiguity.

Section 3 Adds clarity for electronic submissions and an additional contact information requirement.

B. Description of How Public Comment was Solicited, Response Summary, and Explanation of How Interested Parties May Obtain a Copy of Summary

In accordance with the requirements of NRS 233B.061 a public workshop was held virtually on June 30, 2020. Notice was given in excess of 30 days for the virtual workshop, and e-mails were sent to 15,732 addresses of interested parties notifying them of the workshops and with direct links to relevant documentation. Public comment was received at the workshops. The minutes of the workshops are available to view at the Nevada Board of Professional Engineers and Land Surveyors website, <https://nvbpels.org/board/meetings>.

A Public Hearing was held virtually on April 15, 2021. The hearing was noticed in excess

of the 30-day public posting requirement, and e-mails were sent to 16,272 addresses of interested parties notifying them of the hearing and with direct links to relevant documentation. Public comment was received before and during the hearing. The minutes of the April 15, 2021 Public Hearing are available to view at the Nevada Board of Professional Engineers and Land Surveyors website at <https://nvbpels.org/board/meetings>.

No public comment was made relating to regulations in R 140-20RP1 at the Public Workshop.

During the Public Hearing a comment was received about assurance of the identity of someone applying a digital signature.

C. Number of Persons Who Attended Each Workshop or Hearing, the Persons Who Offered Oral or Written Comments, and, if Provided, Their Contact Information and the Name of the Entity the Person Represents

Workshop held virtually June 30, 2020.

Twenty-two people participated. No written or oral comments were made relating to regulations in R 140-20RP1. The minutes of the June 30, 2020 Public Workshop are available to view at the Nevada Board of Professional Engineers and Land Surveyors website at <https://nvbpels.org/board/meetings>.

Public Hearing held virtually April 15, 2021.

Sixty-eight people participated. An oral comment was made relating to regulations in R 140-20RP1. The April 15, 2021, Public Hearing minutes are available for view on the Nevada Board of Professional Engineers and Land Surveyors website at <https://nvbpels.org/board/meetings>.

Contact information of person who offered comment.

Charles Tremblay
+ 1 (514) 281-1577
465 McGill Street, Suite 300
Montreal, QC H2Y 2H1
Canada

D. Description of How Comment was Solicited from Affected Businesses and Response Summary

Referencing the requirements of NRS 233B.0608, the Nevada Board of Professional Engineers and Land Surveyors requested input from owners and officers of professional engineering and land surveying small businesses via e-mailed survey link that was sent to 15,732 interested parties.

The survey asked for input regarding both direct and indirect adverse and beneficial economic effects on small businesses, with space to elaborate on responses. A summary of the survey results is available for viewing on the Nevada Board of Professional Engineers and Land Surveyors website <https://nvbpels.org/business-impact-survey-results-2020>.

E. If the Regulation was Adopted Without Changing Any Part of the Proposed Regulation, a Summary of Reasons for Adopting it Without Change

The regulations were adopted with the revisions made by the Legislative Counsel Bureau.

F. Estimated Economic Effect of the Regulation on the Business Regulated and on the Public

a. *Adverse Effects*

There are no adverse effects, immediate or long term, on businesses or the public from the adopted regulations related to sealing and signing documents.

b. *Beneficial Effects*

There are no apparent beneficial effects, immediate or long term, on businesses or the public from the adopted regulations related to sealing and signing documents.

G. Estimated Cost to the Agency of Enforcement

There are no estimated additional costs to the regulatory board to enforce the regulations.

Duplicative Regulations

There are no regulations of other state or local agencies which these regulations overlap or duplicate.

H. Provisions More Stringent than Federal Law

The regulations are not federal requirements and, thus, no federal law exists regulating the same activity.

I. New Fees or Increases in Existing Fees

The regulations do not involve an increase to existing fees or create any new fees.