

**PROPOSED REGULATION OF THE
STATE BOARD OF EQUALIZATION**

LCB FILE NO. R037-24I

**The following document is the initial draft regulation proposed
by the agency submitted on 03/04/2024**

Informational Report – Executive Order 2023-003

Name of department, agency, board, or commission: **Nevada Department of Taxation – State Board of Equalization**

Address: **1550 College Parkway Suite 115**

City: **Carson City**

Zip: **89706**

Telephone: **775-684-2096**

Name of Director: **Shellie Hughes**

Director Email: shughes@tax.state.nv.us

Section 1 - Comprehensive Review of Regulations / Section 3 – Mandatory Meeting and Report

The above-named department, agency, board, or commission conducted a comprehensive review of the regulations subject to its enforcement that can be streamlined, clarified, reduced, or otherwise improved to ensure those regulations provide for the general welfare of the State without unnecessarily inhibiting economic growth. The regulations identified for Section 1 of Executive Order 2023-03 are listed below with the information as required on page 1 of the instruction sheet on the following pages of the report:

Regulation/ Information as required on page 1	Page number
1. NAC 361.6405 Determination of percentage of obsolescence.	Exhibit 361.1-A (Page No. 3-5)
2. NAC 361.658 Adoption by reference of <i>Standard on Ratio Studies</i> ; revision of publication after adoption.	Exhibit 361.2-A (Page No. 6-7)
3. NAC 361.698 Qualifications of attorneys.	Exhibit 361.3-A (Page No. 8-9)
4. NAC 361.7018 Notice of representation by authorized agent.	Exhibit 361.4-A (Page No. 10-12)
5. NAC 361.723 Filing and receipt of documents; admission of late document into evidence.	Exhibit 361.5-A (Page No. 12-13)

Section 2 – Regulation for Removal / Section 3 – Mandatory Meeting and Report

The above-named department, agency, board or commission conducted a comprehensive review of the regulations subject to its enforcement and identified the following ten (10) or more regulations recommended for removal. The regulations identified for Section 2 of Executive Order 2023-03, ranked in descending order of priority, are listed below with the information as required on page 1 of the instruction sheet on the following pages of the report:

Regulation/Information as required on page 1	Page number
1. NAC 361.721 Format of documents.	Exhibit 361.1-R (Page No. 16-17)
2. NAC 361.748 Action for redress from finding of State Board.	Exhibit 361.2-R (Page No. 18-19)

Section 1 - Comprehensive Review of Regulations Proposed Amendments (“A”)

List of Regulations and Corresponding Exhibits

State Board of Equalization

1. Exhibit 361.1-A

Exemption requested pursuant to Section 5(d) of the Executive Order:

Pursuant to Section 5(d) of the Executive Order, the Board requests an exemption to pursue R192-22 to clarify and address NAC 361.6405 regarding the timing of valuation determinations of property for purposes of appeals from county boards of equalization to the State Board as it relates to the obsolescence of taxable value. The local government assessors have requested clarification of this existing regulation to ensure that the proper valuation of property based on the correct tax years is determined. This issue has caused significant dispute among local assessors and property owners warranting clarification by the State Board. The Board believes R192-22 is necessary to effectively and properly carry out the Board’s statutory duties set forth in NRS Chapter 361 with regard to valuation of property.

NAC 361.6405 – Amend pursuant to R192-22 to address the timing of matters on appeal from county boards of equalization to the Board, and if a reduction in taxable value is warranted, to ensure the appropriate tax years, appraisal methodology and dates of value are considered in a reduction to the value.

[R192-22I.pdf \(state.nv.us\)](#)

2. Exhibit 361.2-A

NAC 361.658 – Amend to remove the cost for the Board’s “Standard on Ratio Studies” because this has the potential to change.

3. Exhibit 361.3-A

NAC 361.698 – Amend – The requirements for attorneys to represent clients in Nevada is governed by Nevada Supreme Court Rule 42, and the State Board of Equalization should not be regulating the practice of law.

4. Exhibit 361.4-A

NAC 361.7018 - Amend to add “electronic mail” in addition to facsimile transmission for purposes of notification to the Board regarding representation by an authorized agent to modernize the practice before the Board.

5. Exhibit 361.5-A

NAC 361.723 - Amend to add “electronic mail” in addition to facsimile transmission for purposes of filing petitions, pleadings, and other documents with the Board to modernize the practice before the Board.

Informational Report – Executive Order 2023-003

Section 1 - Comprehensive Review of Regulations

CHAPTER 361 - PROPERTY TAX

EQUALIZATION BY COUNTY BOARD OF EQUALIZATION

- 1. The citation of the regulation with clear indication of the proposed modification in blue italics and matters to be omitted in red and bracketed.**

NAC 361.6405 Determination ~~of percentage~~ of obsolescence. (NRS 361.340, 361.375)

*1. The State Board of Equalization will or a county board of equalization shall, in ~~fixing a percentage of~~ determining obsolescence ~~to be deducted from~~ of the taxable value of any improvements *the valuation of which are* subject to *appeal in* its jurisdiction, consider the total value of land and improvements *and, if applicable to a property valuation, any pertinent personal property assessed as of July 1 of the fiscal year immediately preceding the fiscal year for which the taxes are levied,* to determine whether *total* taxable value exceeds full cash value.*

2. The State Board of Equalization will, or a county board of equalization shall, in determining obsolescence of the taxable value of personal property the valuation of which is subject to appeal in its jurisdiction, consider the personal property on its own merit to determine whether taxable value exceeds full cash value.

(Added to NAC by St. Bd. of Equalization, eff. 1-6-84)

Although the Board considered the language above as presented by the Department of Taxation, it did not approve the specific proposed changes based on feedback of public stakeholders (see below). Instead, the Board agreed in concept to amend this regulation, with the language to be worked out with stakeholders through additional workshops. This would also require an amendment by the Nevada Tax Commission to NAC 361.131.

- 2. A clear and concise explanation on why such change should occur.**

Amend pursuant to R192-22 to address the timing of matters on appeal from county boards of equalization to the Board, and if a reduction in taxable value is warranted, to ensure the appropriate tax years, appraisal methodology and dates of value are considered in a reduction to the value.

- 3. Information for each public meeting held to discuss the proposed regulation change, as mandated by Section 3 of Executive Order 2023-003, which must include:**

- a. The date of the meeting(s) and the number of persons who attended (not including Department staff or Board Members):**

Workshop – 4/14/23 (5 people attended)

Hearing – 4/26/23 (4 people attended)

Exhibit 361.1-A

b. Information for each person who provided public oral or written comment or testimony on the regulation:

i. Name of person:

Mary Anne Weidner, Deputy Director of Assessment Services

Paul D. Bancroft, Esq.

ii. Name of entity or organization represented and address (if applicable):

Clark County Assessor
500 S. Grand Central Parkway 2nd Floor
Las Vegas, NV 89155

McDonald Carano
100 West Liberty Street, Tenth Floor
Reno, NV 89501

iii. Contact telephone number:

702-455-2126

775-788-2000

iv. Electronic mail address:

mwe@ClarkCountyNV.gov

pbancroft@mcdonaldcarano.com

c. A summary of each person's public oral or written comment or testimony:

Mary Ann Weidner, Clark County Assessor:

The amendment to the current regulation is to clarify the fiscal years for the secured and unsecured taxable value that are used to determine if the Assessor has exceeded full cash value of the property on appeal. Current statute is clear that these values can be evaluated separately, but when analyzing certain properties based on income, like a Hotel Casino, the assessor may analyze the property as one economic unit. When reviewing a property for exceeding full cash value from an appeal, the date of valuation is January 1 (NRS 361.357 subsection 3.) for the Secured Real Property Roll of the upcoming fiscal year (E.g. 2023/2024) and the Unsecured Personal Property Roll of the current fiscal year (E.g. 2022/2023).

This further clarifies that the Unsecured Personal Property valuation for any given year may be analyzed for exceeding full cash based on its own merits but should not be included as part of an economic unit analysis where the Secured Real Property Value is the same fiscal year because of the January 1st date of valuation mentioned above. See examples below.

Exhibit 361.1-A

Upcoming Secured roll (FY 2023/2024) values that are set as of December 2022 are tested to determine if they are exceeding full cash value using a valuation date of January 1.

Current Unsecured roll (FY 2022/2023) values that are declared, by the property owner, as of July 1, 2022, are reviewed with the same valuation date of January 1st of any year. This is the taxable value that we know as of the valuation date of January 1st.

Future Unsecured roll (FY 2023/2024) is value that will not be declared **until July 1, 2023**. We are **NOT** able to review this value with the secured roll for FY 2023/2024, because **July 1, 2023, has not happened yet**. This Unsecured Personal Property Roll value may be analyzed on its own merits or can be evaluated as part of an economic unit with the Secured Real Property Value for 2024-2025 fiscal year only as both have the same date of valuation for testing full cash value of January 1st of that year (2024).

Paul D. Bancroft, McDonald Carano:

The proposed amendment to subsection 1 of NAC 361.6405 would have the State Board calculate the aggregate taxable value of a going concern by adding (i) the taxable value of the land and improvements for one year and (ii) the taxable value of personal property for the preceding tax year. This inappropriately adds values determined at different points in time for different fiscal tax years. In NRS 361.357, the Legislature identified January 1 as the date to determine whether taxable value exceeds full cash value. In making this determination, one should compare the full cash value on January 1 with the taxable value on January 1.

In determining whether the taxable value of personal property should be reduced by obsolescence, subsection 2 of NAC 361.6405 would require the State Board to consider personal property "on its own merit." Personal property is commonly used in business operations which also use real property. Often the full cash value of a business operation is determined, and that value is compared to the aggregate taxable value of the land, improvements and personal property. If the clause "on its own merits" is intended to prevent a property owner from valuing personal property as part of a business operation I object to the proposed amendment.

- 4. The estimated impact on any business, person, or agency if the change is to occur, which must include:**
 - a. The adverse and beneficial effects;**
 - b. The positive or negative economic impact; and**
 - c. Cost savings to the state or agency.**

The impact is unknown at this time, but the amendment will have an effect on property valuation to be determined in future workshops.

Informational Report – Executive Order 2023-003

Section 1 - Comprehensive Review of Regulations

CHAPTER 361 - PROPERTY TAX

Hearings

- 1. The citation of the regulation with clear indication of the proposed modification in blue italics and matters to be omitted in red and bracketed.**

NAC 361.658 Adoption by reference of *Standard on Ratio Studies*; revision of publication after adoption. (NRS 361.375, 361.395)

1. The State Board hereby adopts by reference the *Standard on Ratio Studies*, July 2007 edition, published by the International Association of Assessing Officers. The *Standard on Ratio Studies* may be obtained from the International Association of Assessing Officers, 314 West 10th Street, Kansas City, Missouri 64105-1616, or on the Internet at <http://www.iaao.org/store>, ~~for the price of \$10.~~

2. If the publication adopted by reference in subsection 1 is revised, the State Board will review the revision to determine its suitability for this State. If the State Board determines that the revision is not suitable for this State, the State Board will hold a public hearing to review its determination and give notice of that hearing within 30 days after the date of the publication of the revision. If, after the hearing, the State Board does not revise its determination, the State Board will give notice that the revision is not suitable for this State within 30 days after the hearing. If the State Board does not give such notice, the revision becomes part of the publication adopted by reference pursuant to subsection 1.

(Added to NAC by St. Bd. of Equalization by R153-09, eff. 4-20-2010)

- 2. A clear and concise explanation on why such change should occur.**

Amend to remove the cost for the Board's "Standard on Ratio Studies" because this has the potential to change.

- 3. Information for each public meeting held to discuss the proposed regulation change, as mandated by Section 3 of Executive Order 2023-003, which must include:**

- a. The date of the meeting(s) and the number of persons who attended (not including Department staff or Board Members):**

Workshop – 4/14/23 (5 people attended)

Hearing – 4/26/23 (4 people attended)

Exhibit 361.2-A

b. Information for each person who provided public oral or written comment or testimony on the regulation:

i. Name of person:

Mary Anne Weidner, Deputy Director of Assessment Services

ii. Name of entity or organization represented and address (if applicable):

Clark County Assessor
500 S. Grand Central Parkway 2nd Floor
Las Vegas, NV 89155

iii. Contact telephone number:

702-455-2126

iv. Electronic mail address:

mwe@ClarkCountyNV.gov

c. A summary of each person's public oral or written comment or testimony.

Please see # 2 above

4. The estimated impact on any business, person, or agency if the change is to occur, which must include:

- a. The adverse and beneficial effects;**
- b. The positive or negative economic impact; and**
- c. Cost savings to the state or agency.**

The amendment to this regulation presents no foreseeable or anticipated impact on any business, person, or agency if this change is to occur.

Informational Report – Executive Order 2023-003

Section 1 - Comprehensive Review of Regulations

CHAPTER 361 - PROPERTY TAX

Parties to Proceedings

- 1. The citation of the regulation with clear indication of the proposed modification in blue italics and matters to be omitted in red and bracketed.**

NAC 361.698 Qualifications of attorneys. ([NRS 361.375](#), [361.385](#)) If a party chooses to be represented by an attorney, the attorney must ~~[be one who is admitted to practice and in good standing before the highest court of any state of the United States]~~ *comply with Nevada Supreme Court Rule 42.*
[St. Bd. of Equalization, Practice Rule 27, eff. 10-14-77]

- 2. A clear and concise explanation on why such change should occur.**

Amend – The requirements for attorneys to represent clients in Nevada is governed by Nevada Supreme Court Rule 42, and the State Board of Equalization should not be regulating the practice of law.

- 3. Information for each public meeting held to discuss the proposed regulation change, as mandated by Section 3 of Executive Order 2023-003, which must include:**

- a. The date of the meeting(s) and the number of persons who attended (not including Department staff or Board Members);**

Workshop – 4/14/23 (5 people attended)

Hearing – 4/26/23 (4 people attended)

- b. Information for each person who provided public oral or written comment or testimony on the regulation:**

- i. Name of person;**

Paul D. Bancroft, Esq.

- ii. Name of entity or organization represented and address (if applicable);**

McDonald Carano
100 West Liberty Street, Tenth Floor
Reno, NV 89501

- iii. Contact telephone number;**

Exhibit 361.3-A

775-788-2000

iv. Electronic mail address; and

pbancroft@mcdonaldcarano.com

c. A summary of each person's public oral or written comment or testimony.

Please see # 2 above

2. The estimated impact on any business, person, or agency if the change is to occur, which must include:

- a. The adverse and beneficial effects;**
- b. The positive or negative economic impact; and**
- c. Cost savings to the state or agency.**

The amendment to this regulation presents no foreseeable or anticipated impact on any business, person, or agency if this change is to occur.

Informational Report – Executive Order 2023-003

Section 1 - Comprehensive Review of Regulations

CHAPTER 361 - PROPERTY TAX

Hearings

- 1. The citation of the regulation with clear indication of the proposed modification in blue italics and matters to be omitted in red and bracketed.**

NAC 361.7018 Notice of representation by authorized agent. (*NRS 361.375, 361.395*)

1. A petitioner who desires to be represented by an authorized agent must notify the State Board in writing. The notice may be filed with the State Board at any time before the commencement of the hearing. The State Board will accept a notice filed by facsimile transmission *or electronic mail*, but the original document must be filed with the State Board before the commencement of the hearing.

2. The written notification must be on the form prescribed by the State Board. The notice must include, for the property on which the petitioner is appealing the valuation and in connection with which the agent is being appointed:

(a) The name of the property owner as it appears on the assessment roll that sets forth the valuation being appealed;

(b) If the property owner is not a natural person:

(1) The organizational type of the entity that is the property owner, such as a sole proprietorship, trust, corporation, limited-liability company, general or limited partnership, government or governmental agency;

(2) The name of the state under the laws of which the entity was organized; and

(3) Whether the entity is a nonprofit organization;

(c) A statement to the effect that the agent is authorized to sign and file petitions, to receive all notices and decision letters related to the appeal and to represent the petitioner in all related hearings and matters, including, without limitation, the entry into a stipulation or the withdrawal of the appeal;

(d) Contact information, including the daytime telephone number, alternate telephone number, facsimile transmission number, mailing address and electronic mail address of the petitioner;

(e) A description of the petitioner's relationship to the owner of the property, such as that the petitioner is:

(1) The owner of the property;

(2) A co-owner of the property;

(3) A partner of a general or limited partnership that owns the property;

(4) A member of a limited-liability company that owns the property;

(5) A trustee of the trust that owns the property;

(6) An officer or director of a corporation that owns the property;

(7) A person employed by the owner of the property or an affiliate of the owner who is acting within the scope of his or her employment; or

(8) An employee or officer of a management company under a written agreement with the property owner that satisfies the conditions of *NRS 361.362*;

(f) The physical address of the property or, in the case of personal property, of the place where the property is located, including the county and, if applicable, the city;

(g) The assessor's parcel number or identifying number of the property;

Exhibit 361.4-A

- (h) An indication of whether the appeal involves more than one property and, if so, the assessor's parcel number or identifying number of each such property included in the appeal;
 - (i) The fiscal year and type of the assessment roll that sets forth the valuation being appealed;
 - (j) The name, title, company name, if applicable, mailing address, telephone number for daytime business hours, alternate telephone number, facsimile transmission number and electronic mail address of the authorized agent;
 - (k) The signature and title of the agent acknowledging that he or she has accepted the appointment as the authorized agent and the date on which he or she accepted the appointment; and
 - (l) A verification signed by a person who declares under penalty of perjury that:
 - (1) The information contained in the authorization, including any accompanying statements or documents, is true, correct and complete to the best of his or her knowledge and belief;
 - (2) The signatory has appointed the authorized agent named in the form and is authorized to make the appointment; and
 - (3) The signatory is:
 - (I) The owner of the property, including, without limitation, a person who owns, controls or possesses in its entirety taxable property, including a leasehold interest, possessory interest, beneficial interest or beneficial use in the property; or
 - (II) A person employed by the owner or an affiliate of the owner who is acting within the scope of his or her employment.
- ↪ A person who verifies an authorization pursuant to this paragraph must include his or her signature, title and the date on which he or she signs the verification.
- (Added to NAC by St. Bd. of Equalization by R029-05, eff. 6-28-2006; A by R097-15, 1-27-2017)

2. A clear and concise explanation on why such change should occur.

Amend to add "electronic mail" in addition to facsimile transmission for purposes of notification to the Board regarding representation by an authorized agent to modernize the practice before the Board.

3. Information for each public meeting held to discuss the proposed regulation change, as mandated by Section 3 of Executive Order 2023-003, which must include:

a. The date of the meeting(s) and the number of persons who attended (not including Department staff or Board Members);

Workshop – 4/14/23 (5 people attended)

Hearing – 4/26/23 (4 people attended)

b. Information for each person who provided public oral or written comment or testimony on the regulation:

i. Name of person;

Mary Anne Weidner, Deputy Director of Assessment Services

ii. Name of entity or organization represented and address (if applicable);

Clark County Assessor
500 S. Grand Central Parkway 2nd Floor

Exhibit 361.4-A

Las Vegas, NV 89155

iii. Contact telephone number;

702-455-2126

iv. Electronic mail address; and

mwe@ClarkCountyNV.gov

c. A summary of each person's public oral or written comment or testimony.

Please see # 2 above

4. The estimated impact on any business, person, or agency if the change is to occur, which must include:

- a. The adverse and beneficial effects;**
- b. The positive or negative economic impact; and**
- c. Cost savings to the state or agency.**

The amendment to this regulation presents no foreseeable or anticipated impact on any business, person, or agency if this change is to occur.

Informational Report – Executive Order 2023-003

Section 1 - Comprehensive Review of Regulations

CHAPTER 361 - PROPERTY TAX

Hearings

- 1. The citation of the regulation with clear indication of the proposed modification in blue italics and matters to be omitted in red and bracketed.**

NAC 361.723 Filing and receipt of documents; admission of late document into evidence. ([NRS 361.375](#))

1. Any petition, pleading, brief, correspondence, notice or other written document required or authorized to be filed with the State Board may be filed in person, ~~or~~ by facsimile machine, *electronic mail*, United States mail or third-party delivery service.

2. A document filed in person, ~~or~~ by facsimile machine *or electronic mail* must be received by the State Board not later than 5 p.m. on the last day for filing the document set forth in the applicable statute or regulation. The State Board will stamp each document filed with the date and time it is received. A document is presumed to have been received at the date and time shown on the stamp.

3. Except as otherwise provided in this subsection, a document filed by mail or third-party delivery service is timely filed if it is deposited with the post office or delivery service, correctly addressed, postage prepaid and postmarked not later than the last day for filing the document set forth in the applicable statute or regulation. A postmark provided by a postage meter does not establish that a document is timely filed.

4. If the last day set forth in a statute or regulation for the performance of an act falls on a Saturday, Sunday or legal holiday, the act is timely if it is performed on the next business day. For the purposes of this section, the performance of an act includes, without limitation, filing a document with the State Board and serving a document on a party.

5. The State Board will not admit into evidence a document that is not timely filed as set forth in this section except upon a motion for its admission pursuant to [NAC 361.705](#).

(Added to NAC by St. Bd. of Equalization by R029-05, eff. 6-28-2006)

- 2. A clear and concise explanation on why such change should occur.**

Amend to add “electronic mail” in addition to facsimile transmission for purposes of filing petitions, pleadings, and other documents with the Board to modernize the practice before the Board.

- 3. Information for each public meeting held to discuss the proposed regulation change, as mandated by Section 3 of Executive Order 2023-003, which must include:**

- a. The date of the meeting(s) and the number of persons who attended (not including Department staff or Board Members);**

Workshop – 4/14/23 (5 people attended)

Exhibit 361.5-A

Hearing – 4/26/23 (4 people attended)

b. Information for each person who provided public oral or written comment or testimony on the regulation:

i. Name of person;

Mary Anne Weidner, Deputy Director of Assessment Services

ii. Name of entity or organization represented and address (if applicable);

Clark County Assessor
500 S. Grand Central Parkway 2nd Floor
Las Vegas, NV 89155

iii. Contact telephone number;

702-455-2126

iv. Electronic mail address; and

mwe@ClarkCountyNV.gov

c. A summary of each person's public oral or written comment or testimony.

Please see # 2 above

4. The estimated impact on any business, person, or agency if the change is to occur, which must include:

- a. The adverse and beneficial effects;**
- b. The positive or negative economic impact; and**
- c. Cost savings to the state or agency.**

The amendment to this regulation presents no foreseeable or anticipated impact on any business, person, or agency if this change is to occur.

Section 2 – Regulation for Removal
Proposed Repeal (“R”)

List of Regulations and Corresponding Exhibits

State Board of Equalization

1. Exhibit 361.1-R

NAC 361.721 – Repeal - The required format for documents to be submitted to the Board is outdated.

2. Exhibit 361.2-R

NAC 361.748 - Repeal – The service requirements for appeals of the State Board of Equalization are addressed in NRS 233B and the Nevada Rules of Civil Procedure, and this section is outdated and conflicts with these provisions

Exhibit 361.1-R

Informational Report – Executive Order 2023-003

Section 2 – Regulation for Removal

CHAPTER 361 - PROPERTY TAX

Hearings

1. The citation of the regulation with matters to be omitted in red and bracketed.

~~[NAC 361.721 – Format of documents. (NRS 361.375, 361.395) – All petitions, pleadings, briefs, correspondence, notices and other written documents filed with the State Board must be on white paper that is 8 1/2 by 11 inches in size and must be legibly written, printed or typewritten on one side of the paper only.~~

~~—(Added to NAC by St. Bd. of Equalization by R029-05, eff. 6-28-2006; A by R097-15, 1-27-2017)]~~

2. A clear and concise explanation of the need for the elimination of the regulation.

Repeal - The required format for documents to be submitted to the Board is outdated.

3. Information for each public meeting held to discuss the proposed regulation elimination, as mandated by Section 3 of Executive Order 2023-003, which must include:

- a. The date of the meeting(s) and the number of persons who attended (not including Department staff or Board Members);

Workshop – 4/14/23 (5 people attended)

Hearing – 4/26/23 (4 people attended)

- b. Information for each person who provided public oral or written comment or testimony on the regulation:

- i. Name of person;

Mary Anne Weidner, Deputy Director of Assessment Services

- ii. Name of entity or organization represented and address (if applicable);

Clark County Assessor
500 S. Grand Central Parkway 2nd Floor
Las Vegas, NV 89155

- iii. Contact telephone number;

Exhibit 361.1-R

702-455-2126

iv. Electronic mail address; and

mwe@ClarkCountyNV.gov

c. A summary of each person's public oral or written comment or testimony.

Please see # 2 above

4. The estimated impact on any business, person, or agency if the change is to occur, which must include:

- a. The adverse and beneficial effects;**
- b. The positive or negative economic impact; and**
- c. Cost savings to the state or agency.**

The repeal of this regulation presents no foreseeable or anticipated impact on any business, person, or agency if this change is to occur.

Exhibit 361.2-R

Informational Report – Executive Order 2023-003

Section 2 – Regulation for Removal

CHAPTER 361 - PROPERTY TAX

Hearings

- 1. The citation of the regulation with matters to be omitted in red and bracketed.**

~~[NAC 361.748 – Action for redress from finding of State Board. (NRS 361.375) – A person who commences an action pursuant to NRS 361.410 to 361.435, inclusive, for redress from a finding of the State Board shall serve a copy of the summons, complaint or petition on the Department. —(Added to NAC by St. Bd. of Equalization by R029-05, eff. 6-28-2006)]~~

- 2. A clear and concise explanation of the need for the elimination of the regulation.**

Repeal – The service requirements for appeals of the State Board of Equalization are addressed in NRS 233B and the Nevada Rules of Civil Procedure, and this section is outdated and conflicts with these provisions.

- 3. Information for each public meeting held to discuss the proposed regulation elimination, as mandated by Section 3 of Executive Order 2023-003, which must include:**

- a. The date of the meeting(s) and the number of persons who attended (not including Department staff or Board Members);**

Workshop – 4/14/23 (5 people attended)

Hearing – 4/26/23 (4 people attended)

- b. Information for each person who provided public oral or written comment or testimony on the regulation:**

- i. Name of person;**

Paul D. Bancroft, Esq.

- ii. Name of entity or organization represented and address (if applicable);**

McDonald Carano
100 West Liberty Street, Tenth Floor
Reno, NV 89501

- iii. Contact telephone number;**

Exhibit 361.2-R

775-788-2000

iv. Electronic mail address; and

pbancroft@mcdonaldcarano.com

c. A summary of each person's public oral or written comment or testimony.

Please see # 2 above

4. The estimated impact on any business, person, or agency if the change is to occur, which must include:

- a. The adverse and beneficial effects;**
- b. The positive or negative economic impact; and**
- c. Cost savings to the state or agency.**

The repeal of this regulation presents no foreseeable or anticipated impact on any business, person, or agency if this change is to occur.