

Informational Statement
LCB File No. R103-16

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

The need for this regulation is to comply with Nevada Senate Bill 20 which passed in the 77th Legislative Session, 2013. NRS 378.170 requires the Administrator of the State Library, Archives and Public Records to adopt regulations prescribing the procedures for submitting an electronic version of a publication to the State Publications Distribution Center. Further, after a review of the existing regulations in NAC 378, the Administrator has determined that many of its regulations must be repealed to correct outdated terminology, procedures, and business practices.

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

Copies of the proposed regulations, notices of workshop and notices of intent to act upon the regulation were sent by U.S. mail and email to all county libraries in Nevada. These documents were made available on the Administration Regulation Notices website and the Nevada Public Notice website. These documents were also posted at the Nevada State Library, Archives and Public Records building and made available on their website at http://nsla.nv.gov/Library/GovPubs/Government_Publications_Home_Page/.

A workshop was held by the Nevada State Library, Archives and Public Records in the hearing rooms of the Nevada Legislative Building in Carson City and Grant Sawyer State Office Building in Las Vegas on July 12, 2016 to solicit comments on the proposed regulation. We did not have any written comments submitted and there was no members of the public attending the workshop. The day before the workshop I was notified by LCB Legal Counsel that they were going to write the LCB draft of the proposed regulation. We withdrew the hearing notice that was originally set for July 26, 2016. When we got the LCB draft back in August, the hearing was rescheduled for September 20, 2016. The hearing notice was posted at the same locations on August 19, 2016. The hearing was held on September 20, 2016 at the same locations as the workshop. Again there were no written comments submitted and there were no members of the public attending the hearing. LCB File No. R103-16 was adopted at the hearing.

3. The number persons who:

- (a) Attended Workshop: July 12, 2016: 5
- (b) Testified at Workshop: July 12, 2016: 0
- (c) Submitted to the agency written comments: 0
- (d) Attended Hearing: September 20, 2016: 5
- (e) Testified at Hearing: September 20, 2016: 0

4. A list of names and contact information of persons either submitting written comments or testimony.

There were no written comments submitted. There were no members of the public attending to provide testimony at either the workshop or hearing.

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

The State Library, Archives and Public Records is not a regulatory agency with oversight over industries or small businesses. The proposed regulation only applies to activity by state and local government officials and imposes no direct requirements on any private businesses. Therefore comments were not solicited from the small businesses.

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.

There were no written comments submitted and no members of the public attended the workshop or the hearing to provide comment. We were satisfied with the LCB draft of the regulation, so it was adopted without change.

7. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:

(a) Both adverse and beneficial effects; and

The State Library, Archives and Public Records is not a regulatory agency with oversight over industries or small businesses. There is no economic effect on the agencies. There is no economic effect on the public.

(b) Both immediate and long-term effects.

The State Library, Archives and Public Records is not a regulatory agency with oversight over industries or small businesses. There is no immediate or long-term economic effect on the public.

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

There are no estimated costs to the State Library, Archives and Public Records for enforcement of the proposed regulation. All impacts can be absorbed within existing staff and resources.

9. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, identify the name of the regulating federal agency.

The proposed regulation is not required pursuant to any federal law; the proposed regulation does not overlap that of any other state, local, or federal government agency.

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

There are no federal regulations that apply.

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.

No fees are included in this regulation.

Attachment 1: Minutes of Workshop, July 12, 2016

Attachment 2: Workshop sign-in sheets

Attachment 3: Minutes of Hearing, September 20, 2016

Attachment 4: Hearing sign-in sheets

(The attachments may be accessed with the copy of the regulation filed with the State Library, Archives and Public Records Administrator).