

INFORMATIONAL STATEMENT

LCB File Number 105-23, relating to professional land surveying

The following information is provided pursuant to the requirements of NRS 233B.066.

A. Need and Purpose of the Proposed Regulations.

The Nevada Board of Professional Engineers and Land Surveyors proposes amendments and repeals to Nevada Administrative Code in response to Governor Lombardo's Executive Order 2023-003 and 2023-004 which required streamlining, clarification, reduction, or improvement of existing regulations.

LCB file number R105-23, related to professional land surveying.

NAC 625.765 is proposed for repeal. It does not need to be re-stated in regulation that positional certainties are to be used in construction surveys.

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 public workshops were held on March 27, 2023. Notice was given in excess of 15 days for the workshops, and e-mails were sent to 18,588 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>.

An Interim Board Meeting relating to the regulation changes was held virtually on April 13, 2023, and was noticed according to NRS 241.020. Public comment was received at the board meeting. The minutes of the interim board meeting 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 20, 2023. The hearing was noticed in excess of the 30-day public posting requirement, and e-mails were sent to 18,588 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 20, 2023, Public Hearing are available to view at the Nevada Board of Professional Engineers and Land Surveyors website at <https://nvbpels.org/board/meetings>.

An Intent to Act Upon Regulations Public Hearing was held in-person and virtually on March 14, 2024. The hearing was noticed in excess of the 30-day public posting requirement, and e-mails were sent to 16,054 addresses of interested parties notifying them of the hearing and with direct links to relevant documentation. Public comment was received during the hearing. The minutes of the March 14, 2024,

Intent to Act Upon Regulations Public Hearing are available to view at the Nevada Board of Professional Engineers and Land Surveyors website at <https://nvbpels.org/board/meetings>.

C. The number of persons who:

Attended each hearing—

March 27, 2023, Public Workshops were attended by 31 members of the public.

April 13, 2023, Interim Board Meeting was attended by 65 members of the public.

April 20, 2023, Public Hearing was attended by 34 members of the public.

March 14, 2024, Intent to Act Upon Regulations Public Hearing was attended by 26 members of the public.

Testified at each hearing—

March 27, 2023, Public Workshops. 26 members of the public testified at the workshops.

April 13, 2023, Interim Board Meeting. 7 members of the public offered public comment.

April 20, 2023, Public Hearing. 1 member of the public testified.

March 14, 2024, Intent to Act Upon Regulations Public Hearing. 2 members of the public testified.

Submitted written statements—

March 27, 2023, Public Workshops. 35 written statements were received.

April 13, 2023, Interim Board Meeting. No written statements were received.

April 20, 2023, Public Hearing. No written statements were received.

March 14, 2024, Intent to Act Upon Regulations Public Hearing. No written statements were received.

D. For each person identified in subparagraphs (2) and (3) of paragraph (c), the following information if provided to the agency conducting the hearing - Name; Telephone number; Business address; Business telephone number; Electronic mail address; and Name of entity or organization represented.

Name	Email or Business Address	Entity or Organization
Paul Burn	pburn@gcwengineering.com	Self
Eric Phan	ericphan@atmlv.com	Aerotech Mapping, Inc
Jonas Hulslander	jonas.hulslander@gmail.com	Self
Frank Wittie	wittief@cityofnorthlasvegas.com	Self
Gary Hancock	hancockg@cityofnorthlasvegas.com	Self
Silas Callahan	scallahan@dowl.com	DOWL
Peter Petrazzo	absolutelypete@gmail.com	Self
Nicholas Ariotti	nariotti@egradig.com	EG Radig Inc

Cole Hamlin	ichamilike@gmail.com	Self
Jon Wooten	jon.wooten@lvvwd.com	Las Vegas Valley Water District
Craig Matsuedac	matsueda@wmksurveying.com	Wallace Morris Kline Surveying
Lance West	lwest@wmksurveying.com	Wallace Morris Kline Surveying
Justin Wright	justin.wright@lvvwd.com	Las Vegas Valley Water District
Shane Trotter	shane@db-ls.com	Self
Todd Enke	todd@rci-nv.com	Nevada Association of Land Surveyors
Eric Denman	edenman@gcwengineering.com	Nevada Association of Land Surveyors
Brett Jefferson	bkjefferson@civilsience.com	Self
Justin Moore	justin@odysseyreno.com	Odyssey Engineering
Greg Phillips	gphillips@lumosinc.com	Nevada Association of Land Surveyors
Jason Higgins	jhiggins@wmksurveying.com	Wallace Morris Kline Surveying
Carl CdeBaca	CCDeBaca@ReyEngineers.com	Nevada Association of Land Surveyors
Byron Calkins	byron.calkins@gbcnv.edu	Great Basin College
Robert Carrington	robert@db-ls.com	Nevada Association of Land Surveyors
Trent Keenan	trent@dbackls.com	Nevada Association of Land Surveyors
Nancy Almanzan	nancy.almanzan@swgas.com	Nevada Association of Land Surveyors
Bob Lariviere	blariviere@cfareno.com	CFA Inc
George Lindesmith	gglindesmith@yahoo.com	Self
Kevin Almeter	kalmeter@WoodRodgers.com	Self
Michael Long	mlong@woodrodgers.com	Self
Tom Brady	bradyt@cityofnorthlasvegas.com	Self
Johney Bond	jbond@ozoneamp.com	Self
Martina Nelson	martina@pcsurveying.com	Self
Robert Gelu	robert@summitnv.com	Self
Robert Foley	rfoley@tricoresurveying.com	Self
Ross Doyle	rossj.doyle@yahoo.com	Self
Ryan Cook	ryan@summitnv.com	Self
Kathy Smith	kathy.smith@lochsa.com	Self
Nathaniel Gravette	natebobgravette@gmail.com	Self
Richard Barretta	rbarretta@gcwengineering.com	Self
Michael Detwiler	mdetwiler@woodrodgers.com	Self
Matthew Philumalee	mphilumalee@washoecounty.gov	Self
Dale Robinson	drobinson@sunrise-eng.com	Self
Eliza C Chavez	eliza.c.chavez@gmail.com	Self
Jason Segneri	jsegneri@rickengineering.com	Self

Michael A Banta	mbanta@rickengineering.com	Self
Dustin C Gardner	dgardner@rickengineering.com	Self
Ross Baker	rossmbaker@gmail.com	Self
Jasen Solt	jasen@rci-nv.com	Self
David Crook	dcrook@lumosinc.com	Self
Douglas Schneider	douglaseschneider@me.com	Self
Bradley Danielson	brddan@aol.com	Self
D Ian Wilson	ianw@acpwa.org	Self
Spencer McCutcheon	spencerm@apex20.com	Self
Tim Fassbender	htimfass@aol.com	Self
James L Marlett Jr.	67horseplay@gmail.com	Self
David Bush		Self
Sean Corkill	sean.corkill@lvvwd.com	Self
Tim Birch	tim.burch@nsps.us.com	National Society of Professional Surveyors
Kip Ping	kping@pinneng.com	Self
Adrew Ziemniak	apziemnaik@yahoo.com	Self
Jeff Turnipseed	775seed@gmail.com	Self
Art O'Connor	art@oceng.com	Self

E. 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.

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 18,572 interested parties.

The surveys 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 responses is available for viewing on the Nevada Board of Professional Engineers and Land Surveyors website <https://nvbpels.org/proposed-regulatory-repeals-and-amendments-february-2023/>

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

LCB file number R105-23, related to professional land surveying.

NAC 625.765 was repealed on March 14, 2024. During the public process there were no comments in opposition to the repeal.

G. 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:

LCB file number R105-23, related to professional land surveying.

NAC 625.765

No adverse or beneficial economic effects were identified in the immediate or long-term.

H. The estimated cost to the agency for enforcement of the proposed regulations.

There is no additional cost to the agency.

I. 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, the name of the regulating federal agency.

The Nevada Board of Professional Engineers and Land Surveyors is not aware of any similar regulations of other state or government agencies that the proposed changes overlap or duplicate.

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

There are no federal regulations associated with professional engineers and land surveyors. However, every state and US territory regulates the professions of engineering and land surveying.

K. 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.

The proposed regulation amendments and repeals do not establish new fees or increase existing fees.