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**SMALL BUSINESS IMPACT STATEMENT  
PURSUANT TO NRS 233B.0608**

Date: February 5, 2016

Re: Proposed Adoption/Amendments of Regulations/NAC 287 regarding substance

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I, Robert R. Boehmer, being the duly appointed Program Coordinator/Executive Officer of the Nevada Public Employees' Deferred Compensation Program ("NDC"), do hereby certify that, to the best of my knowledge or belief:

1. The proposed changes to regulations to clarify the Nevada Deferred Compensation Committee's authority to approve and allow political sub-divisions to participate in both the NDC Voluntary 457(b) Deferred Compensation Program and the State of Nevada's adopted FICA Alternative Program, and are not likely to (a) impose a direct or significant economic burden upon a small business, or (b) directly restrict the formation, operation or expansion of a small business.
2. A concerted effort was made to determine any economic burden. The Nevada Deferred Compensation Committee has relied on the expert knowledge of Department staff; All relevant materials were reviewed and the Department considered its history with implementing similar regulations; the proposed changes impact small businesses in the following ways:  
*The proposed changes do not impact small businesses.*
3. Comment was solicited from small businesses that may be affected by this regulatory adoption/amendment in the following manner:  
*Comments were not solicited from businesses, as the regulation does not affect small businesses. Comments were solicited from effected parties including employees and employee associations.*
4. The analysis of the impact on small businesses was conducted in the following manner:  
*The non-impact on small businesses was determined by consulting with the experts in the relevant knowledge area within Department staff and contractors; Reviewing relevant federal regulation pertaining to the administration of 457(b) programs and considering that small business are prohibited from participating in this program per federal regulation.*
5. The estimated economic effect of the proposed regulation on the small businesses which it is to regulate, is:
  - (1) *The Proposed regulation will have no adverse or beneficial effects; and*
  - (2) *The Proposed regulation will have no direct or indirect effects.*

6. The methods that the NDC Administration Staff considered to reduce the impact of the proposed regulation on small businesses were:  
*As the proposed regulation has no impact on Small businesses, the agency is unable to consider methods to reduce small business impact and did not use any methods.*
7. The estimated cost to the NDC Program for enforcement of the proposed regulation is \$0.00.
8. The total annual amount the agency expects to collect from any new fees or fee increases and the manner in which the money will be used.  
*This regulation does not create a new fee or increase an existing fee*
9. An explanation of why such any provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity, are necessary.  
*This regulation does not provide duplicative or more stringent provisions that existing federal state or local regulations*
10. The NDC Committee reached these conclusions regarding the impact of this regulation on small businesses because:  
*This regulation affects only Government entities and does not affect small businesses.*

I hereby further certify that, to the best of my knowledge or belief, a concerted effort was made to determine the impact of the regulation on small businesses and that the information contained in this statement was prepared properly and is accurate.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'R. Boehmer', with a long horizontal line extending to the right.

ROBERT R. BOEHMER, CSA, CEPP  
Program Coordinator/Executive Officer