

**REVISED PROPOSED REGULATION OF THE
DIRECTOR OF THE OFFICE OF ENERGY**

LCB File No. R065-10

May 12, 2010

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §1, NRS 701A.110.

A REGULATION relating to energy-related tax incentives; revising provisions governing the waiver of certain requirements applicable to applicants for partial abatements of certain property taxes for buildings or structures that meet certain standards under the LEED Green Building Rating System; and providing other matters properly relating thereto.

Section 1. NAC 701A.290 is hereby amended to read as follows:

701A.290 ~~[The]~~ *1. Except as otherwise provided in subsection 2, the* Director may waive one or more of the requirements of NAC 701A.010 to 701A.290, inclusive, applicable to an applicant for a partial tax abatement if:

~~[1.]~~ *(a)* The applicant would have been able to comply with the requirement on or after June 15, 2007, if the form for application pursuant to NAC 701A.010 to 701A.290, inclusive, had been available and the provisions of NAC 701A.010 to 701A.290, inclusive, had been effective on that date; and

~~[2.]~~ *(b)* In the judgment of the Director, the failure to waive the requirement would produce an unjust result.

2. The Director may waive one or more of the requirements of NAC 701A.220 applicable to an applicant for a partial tax abatement if, in the judgment of the Director, the failure to waive the requirement would produce an unjust result.