

INFORMATIONAL STATEMENT FOR ADOPTED REGULATION

LCB FILE R117-15

The following statement is submitted for amendments to Nevada Administrative Code (NAC) Chapter 628.

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

The purposes of the proposed regulation were: (1) defining certain terms used in NRS or NAC; (2) creation of and duties for new standing committee to review grievances; (3) clarification that a voluntary surrender of a license while under investigation or charges shall be deemed to be a revocation of that license; (4) removal of language related to retesting requirements; (5) removal of language relating to the handling of records upon the death or other permanent absence of an accountant; (6) modification of language relating to when an accountant must obtain certain continuing education; (7) modification of language regarding how continuing education hours will be counted; (8) updating certain references to the Code of Professional Conduct; (9) modification regarding record keeping related to practice-monitoring program; and (10) modification and addition of new language related to comprehensive set of rules and procedures for the conduct of disciplinary matters.

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.

On July 23, 2015, the Board discussed the potential text for the regulation at its regular board meeting. Based upon the discussions, the Board made some changes to the proposed language. No participant in the discussion presented any evidence or argument that the proposed language would have a positive or negative impact on small businesses.

On November 16, 2015, the Board held a workshop regarding the language that became R117-15. The Board sent the notice of the workshop and a copy of the proposed language by e-mail to 3,905 of its licensed accountants and registered firms and received three sets of comments. The comments were all reviewed and considered at the workshop. None of the comments presented any evidence or argument that the proposed language would have a positive or negative impact on small businesses.

On November 20, 2016, the Board published a Notice of Intent to Act Upon a Proposed Regulation R117-15 which was mailed by regular U.S. Mail to all 3,905 licensees at their official addresses known to the Board and was also mailed to the licensees, professional association, and Nevada county libraries on the Board's mailing list. One written response was received from an individual member of the profession, and no written responses were received from the general public. Notice of Public Workshop was also posted at the following locations:

*Nevada State Board of Accountancy, 1325 Airmotive Way #220, Reno, Nevada 89502
Office of the Attorney General, 100 N. Carson St., Carson City, NV 89701*

*Office of the Attorney General, 555 E. Washington Ave., Las Vegas, NV 89101
State Library and Archives, 100 N. Stewart Street, Carson City, NV 89701
Notice.NV.GOV
Nevada State Board of Accountancy website: <http://nvaccountancy.com>*

On January 20, 2016, the Board conducted a hearing regarding the final language of the proposed regulation. The written communications were considered. A single member of the profession attended the hearing but made no comment. At the conclusion of the hearing, the Board announced its final determination regarding the language of the proposed regulation that included several amendments proposed by the comments received and from individual board members.

The written responses received by the Board may be obtained by contacting the Board to the attention of:

*Viki Windfeldt, Executive Director
Nevada State Board of Accountancy
1325 Airmotive Way #220
Reno, NV 89502
T: (775) 786-0231
F: (775) 786-0234
E: viki@nvaccountancy.com*

3. The number of persons who:

**(a) Attended the November 16, 2015 Workshop – 0
Testified at the November 16, 2015 Workshop – 0**

**(b) Attended the January 20, 2016 Hearing – 1
Testified at the January 20, 2016 Hearing - 0**

**(c) Submitted written comments for the Nov. 16, 2015 Workshop – 1
Submitted written comments for the January 20, 2016 Hearing – 0**

4. For each person identified in subparagraph (b) and (c) above, following is the information that was provided to the Board:

(a) Dennis Meservy, CPA

(b) (702) 385-7080

(c) Business address

(d) Business telephone number

(e) Electronic mail address

(f) Name of entity or organization represented - Self

- 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.**

There were no comments received at the workshop or the hearing from members of the profession or the general public. The comments received at the workshop were from board staff and were accepted. Other interested persons may obtain a copy of the comments received by contacting the Board's Executive Director.

- 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.**

The written comments and oral comments from Board staff did result in amendments to R117-15.

- 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.

There are no anticipated adverse or beneficial economic effects on the accounting profession or the public.

(b) Both immediate and long-term effects.

There are no anticipated immediate or long-term economic effects on the accounting profession or the public.

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

There will be no significant cost to the Board for enforcement of the proposed regulation.

- 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, the name of the regulating federal agency.**

The Board is not aware of any similar regulations of other state or government agencies that the proposed regulation overlaps or duplicates.

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

This proposed regulation is not required by nor is more stringent than a federal regulation.

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.

The proposed regulation does not provide a new fee or increase an existing fee.