Assembly Bill No. 201–Committee
on Government Affairs

CHAPTER..........

AN ACT relating to administrative regulations; requiring that the name and contact information of, and the name of the entity or organization represented by, each person who presented testimony at the hearing on the adoption of a regulation be included in the informational statement if such information was provided to the adopting agency; and providing other matters properly relating thereto.

Legislative Counsel's Digest:
    Existing law establishes minimum procedural requirements for the adoption of regulations by certain agencies of the Executive Department of the State Government, including a requirement that these agencies file an informational statement with each regulation to indicate the manner in which public comment was solicited regarding the adoption of the regulation. (NRS 233B.040-233B.120) This bill adds a requirement that the name and contact information of, and the name of the entity or organization represented by, each person who presented testimony at the hearing on the adoption of the regulation be included in the informational statement if such information was provided to the agency that adopted the regulation.

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

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 233B.066 is hereby amended to read as follows:
    233B.066   1.   Except as otherwise provided in subsection 2, each adopted regulation which is submitted to the Legislative Counsel pursuant to NRS 233B.067 or filed with the Secretary of State pursuant to subsection 2 or 3 of NRS 233B.070 must be accompanied by a statement concerning the regulation which contains the following information:
    (a) A description of how public comment was solicited, a summary of the public response and an explanation ***of*** how other interested persons may obtain a copy of the summary.
    (b) The number of persons who:
        (1) Attended each hearing;
        (2) Testified at each hearing; and
        (3) Submitted to the agency written statements.

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

(d) 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.

[(d)] *(e)* If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

[(e)] *(f)* 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:
    (1) Both adverse and beneficial effects; and
    (2) Both immediate and long-term effects.

[(f)] *(g)* The estimated cost to the agency for enforcement of the proposed regulation.

[(g)] *(h)* 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.

[(h)] *(i)* If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

[(i)] *(j)* 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.

    2. The requirements of paragraphs (a) to [(d),] *(e),* inclusive, of subsection 1 do not apply to emergency regulations.

    Sec. 2. This act becomes effective upon passage and approval.