

FORM #4

**NEVADA STATE ENVIRONMENTAL COMMISSION
SMALL BUSINESS IMPACT DISCLOSURE PROCESS
PURSUANT TO 233B "Nevada Administrative Procedures Act"**

**RE: Proposed revisions to NAC 445A.286; NAC 445A.287; NAC 445A.288,
NAC 445A.289; NAC 445A.290; NAC 445A.292; and NAC 445A.867.**

**By: Nevada Division of Environmental Protection (Division), Bureau of Water Pollution
Control**

The purpose of this form is to provide a framework pursuant to NRS 233B.0608 for drafting and submitting a Small Business Impact Statement (SBIS) to the State Environmental Commission (SEC) and to determine whether a SBIS is required to be noticed and available at the public workshop. A SBIS must be completed and submitted to the Legislative Counsel Bureau for all adopted regulations.

Note: Small Business is defined as a "business conducted for profit which employs fewer than 150 full-time or part-time employees" (NRS 233B.0382).

To determine whether a SBIS must be noticed and available at the public workshop, answer the following questions:

1. Does this proposed regulation impose a direct and significant economic burden upon a small business? *No.*
2. Does this proposed regulation restrict the formation, operation or expansion of a small business? *No.*

If **Yes** to either of questions 1 & 2, a SBIS must be noticed and available at the public workshop.

Not Applicable.

**FORM #4
SMALL BUSINESS IMPACT
STATEMENT
(NRS 233B.0609)**

1. Describe the manner in which comment was solicited from affected small businesses, a summary of the response from small businesses and an explanation of the manner in which other interested persons may obtain a copy of the summary.

Not Applicable.

2. The manner in which the analysis was conducted (if an impact was determined).

Not Applicable.

3. The estimated economic effect of the proposed regulation on small businesses:

There will be no economic effect of the proposed regulation on small businesses.

4. A description of the methods that the agency considered to reduce the impact of the proposed regulation on small businesses and a statement regarding whether the agency actually used any of the methods.

The proposed regulation will not impact small businesses.

5. The estimated cost to the agency for enforcement of the proposed regulation.

Currently, the agency has a budget of \$40,000 to run the certification program with the current fees only amounting to 40% of the current budget. The increase in fees will cover the added cost of administrative work required to oversee the wastewater operator's new requirements for Continuing Education Units (CEU) and ascending education.

The cost for administering the UIC program is covered by UIC permit fees.

6. If this regulation provides for a new fee or increases an existing fee, the total annual amount the agency expects to collect and manner in which the money will be used.

The fee increases are for individual wastewater operator licenses and will be used in administering and maintaining the wastewater treatment operator program. Tasks to be done include, but are not limited to, administering the exams, evaluating all applications for required experience and educational requirements, and reviewing reciprocity applications. Also renewal of licensure of wastewater operators will require time reviewing CEUs. The agency expects to collect approximately \$50,000 annually in fee payments.

7. If the proposed regulation includes provisions that duplicate or are more stringent than federal, state or local standards regulating the same activity, provide an explanation of why such duplicative or more stringent provisions are necessary.

The proposed regulations do not include any provisions that duplicate or are more stringent than federal, State, or local regulatory requirements.

8. The reasons for the conclusions regarding the impact of a regulation on small businesses.

The proposed regulations changes and fee increases to become a certified wastewater operator apply to individuals who work as a certified operator in the State of Nevada. These changes do not create an economic impact on small businesses and small business will not be required to pay the fees for this program.

The change to UIC regulation will not come with a fee increase or additional accrued costs to small business.

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



Greg Lovato, P.E., Administrator
Division of Environmental Protection



Date

<http://www.leg.state.nv.us/Statutes/77th2013/Stats201314.html#Stats201314page2304>