

**FORM 4:  
NEVADA STATE ENVIRONMENTAL COMMISSION SMALL BUSINESS IMPACT DISCLOSURE  
PROCESS PURSUANT TO 233B "Nevada Administrative Procedures Act"**

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 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? (state yes or no. If no, please explain and submit the applicable documentation, which can also be addressed in #8 on the SBIS and simply referred to; and if yes, reference the attached SBIS)**

No. The proposed amendment would provide clarifications and updates to existing regulations and remove redundancy where appropriate.

**2. Does this proposed regulation restrict the formation, operation or expansion of a small business? (state yes or no. If no, please explain and submit the applicable documentation, which can also be addressed in #8 on the SBIS and simply referred to; and if yes, reference the attached SBIS)**

No. The proposed modifications will clarify regulatory requirements for public water system engineering design, provide update and repeal redundancy to existing regulations where appropriate.

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

**FORM 4: SMALL BUSINESS IMPACT STATEMENT (NRS 233B.0609)**  
(Provide attachments as needed)

**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. (Attach copies of the comments received and copies of any workshop attendance sheets, noting which are identified as a small business.)**

Not applicable. A broad workgroup of statewide stakeholders was convened by NDEP, including local health departments, City and County government, large and small water systems, engineers, builders, and attorneys, totaling approximately 40 individuals. The NDEP considered this amendment based on discussions and recommendations from the workgroup to provide updates and clarifications to regulatory requirements and improve review efficiency while ensuring protection of public health and safety.

**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:**

Not Applicable. The proposed amendment, to provide clarification and reduce redundancy, is not expected to have an economic impact on the regulated community.

**a. Both adverse and beneficial effects:**

No adverse effects are expected with this proposed amendment. This amendment clarifies compliance expectations to improve process efficiency.

**b. Both direct and indirect effects:**

This amendment clarifies compliance expectations to improve process efficiency.

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. *(Include a discussion of any considerations of the methods listed below.)*

Not applicable.

**A. Simplification of the proposed regulation:**

The proposed modifications clarify regulatory requirements for public water system engineering design, provide update and repeal redundancy to existing regulations where appropriate. This amendment helps clarify compliance expectations leading to improve process efficiency.

**B. Establishment of different standards of compliance for a small business:**

Not applicable.

**C. Modification of fees or fines so that a small business is authorized to pay a lower fee or fine:**

Not applicable

5. The estimated cost to the agency for enforcement of the proposed regulation. *(Include a discussion of the methods used to estimate those costs.)*

The proposed amendment is not expected to increase cost to the agency for enforcement of the proposed regulation. Clarifications and revisions to engineering regulations will help clarify compliance expectations and improve review efficiency.

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.

Not applicable.

7. If the proposed regulation includes provisions which 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.

This regulation amendment will not overlap or duplicate, and is not more stringent than, any local, State, or Federal regulation.

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

The NDEP considered this amendment based on discussions and recommendations from a broad workgroup of statewide stakeholders to provide updates and clarifications to regulatory requirements and improve review efficiency while ensuring protection of public health and safety. This proposed revision will not have an adverse impact on small businesses.

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 the information contained in this statement was prepared properly and is accurate.

  
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Administrator, NDEP

March 26, 2018  
Date

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