

**FORM #4**

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

**RE: Proposed revisions to NAC 445A.274 - NAC 445A.277; NAC 445A.819; NAC 445A.849; NAC 445A.867; and NAC 445A.872.**

**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.

- A. Simplification of the proposed regulation
- B. Establishment of different standards of compliance for a small business
- C. Modification of fees or fines so that a small business is authorized to pay a lower fee or fine.

*The proposed regulation will not impact small businesses.*

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

*The costs will be covered by the proposed new 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 new fees are not mandatory and are for permit applications and for annual services, major modifications or renewals of permits for the discharge of reclaimed water to spreading basins and for the injection of reclaimed water to groundwater through injection wells, neither of which are currently regulated. Of the four new fee schedules for each discharge type, the highest requires a permit application fee of \$10,000 and an annual review and services fee of \$40,000. The agency will use those fees to compensate for the time and resources required to enforce the regulations.*

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.

*The proposed regulation does 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 regulation changes allow for additional uses of reclaimed water and an additional category of reclaimed water. These changes do not create an economic impact on small businesses and will primarily be applicable to the larger wastewater treatment facilities and water purveyors in the State.***

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. *and was prepared properly. DE*



David Emme, Administrator  
Division of Environmental Protection

*6/20/16*

Date

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