

# Form #1

## Petition to Adopt, Amend, or Repeal Commission Regulations

Approved 10-3-1995



NEVADA  
**STATE ENVIRONMENTAL  
COMMISSION**

### 1. Name, address, telephone number, and signature:

Name: Nevada Division of Environmental Protection

Address: 901 South Stewart Street, Suite 4001

E-mail Address: atucker@ndep.nv.gov

Telephone Number: (775) 687-9373

Date of Petition: 4/5/2024

Representative capacity and signature of petitioner, authorized individual, officer or attorney:

A handwritten signature in black ink.

Chief, Bureau of Air Quality Planning

### 2. Specific type of petitioner (individual, partnership, corporation, government agency, or other) and the exact occupation or business, including a description of the occupation or business if necessary:

The Nevada Division of Environmental Protection (NDEP) is a division of the Nevada Department of Conservation and Natural Resources of the State of Nevada. The NDEP is an environmental regulatory agency.

### 3. Exact and specific nature of changes sought, including delineation of the regulations, statutory provisions of Commission decisions involved. May include a statement of the written term or substance of the proposed regulatory action, or a description of the subjects and issues involved:

NDEP is proposing to repeal Nevada Administrative Code (NAC) 445B.0385, 445B.22057, 445B.2206, 445B.22087, 445B.3526, 445B.3621, 445B.3651, 445B.3653, 445B.3669, and 445B.3673; amend NAC 445B.327 to remove 445B.327(4)(d) and 445B.327(4)(f); and amend NAC 445B.281 to revise the language of NAC 445B.281(3).

Nevada Revised Statutes (NRS) 445B.210 establishes the authority of the State Environmental Commission (SEC) to adopt regulations consistent with the intent and purpose of NRS 445B.100 to NRS 445B.640, inclusive, to prevent, abate and control air pollution.

**4. A statement of the need for and purpose of the proposed regulations:**

The purpose of the proposed amendments are to repeal regulations that no longer serve a purpose for achieving the intents and purposes of NRS 445B.110 to NRS 445B.640, inclusive. It is necessary to repeal these regulations to improve efficiency in administering Nevada's Air Program and minimize the resources needed to understand the regulatory requirements that may affect businesses and the public.

**5. A statement of the:**

(a) Estimated economic effect of the regulation on the business which it is to regulate:

The proposed amendments will not impose requirements on businesses, so there is no economic impact.

(1) Both adverse and beneficial effects:

Not applicable.

(2) Both immediate and long-term effects:

Not applicable.

(b) Estimated economic effect on the public:

The proposed amendments will have no economic effect on the public.

(1) Both adverse and beneficial effects:

Not applicable.

(2) Both immediate and long-term effects:

Not applicable.

(c) Estimated cost by the agency for enforcement of the proposed regulation:

The proposed amendments will have no economic effect on the agency.

**6. A description of any regulations for 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:**

Not applicable, the proposed amendments are only to repeal and amend existing regulations to remove unnecessary requirements.

**7. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions. The statement must include the specific citation of the federal statute or regulation requiring such adoption:**

Not applicable, the proposed amendments do not include requirements that are more stringent than federal regulations.

**8. 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:**

Not applicable, the proposed regulatory action does not provide for any new fees or increases to existing fees.

### Supporting Documents



When submitting this form, attach a second document to your email with your proposed regulatory language. Include other supporting documents as needed.