

## Notice of Workshop to Solicit Comments on Proposed Regulation

The Nevada State Emergency Response Commission (SERC), 107 Jacobsen Way, Carson City, NV 89711, (775) 684-7511 is proposing the amendment of regulations pertaining to Chapter 459 (459.9912 – 459.99189) of the Nevada Administrative Code.

A workshop has been scheduled for **9:00am on Wednesday, August 10, 2022, at the Nevada State Fire Marshal Division, 107 Jacobsen Way, Classroom C, Carson City, NV 89711**. The purpose of the workshop is to solicit comments from interested persons of the following general topic(s) that may be address in the proposed regulations:

| <b>Topic</b>   | <b>NAC Regulation</b>  |
|--|--|
| Proposed changes to regulations (459.9912 – 459.99189) may include but not limited to defining the legislative committee, policy committee, radiological committee, clarification of the bylaws committee duties, replacing or updating the words in text, clarifying or simplifying language, and other possible suggestions to include document retention. | Section 1 Chapter 459<br>NAC 459.99121<br>NAC 459.99123<br>NAC 459.99133<br>NAC 459.99141<br>NAC 459.99163<br>NAC 459.99183<br>NAC 459.99189 |

A copy of all materials relating to the proposal may be obtained at the workshop or by contacting the Nevada State Emergency Response Commission (SERC), 107 Jacobsen Way, Carson City, NV 89711, (775) 684-7511, [serc@dps.state.nv.us](mailto:serc@dps.state.nv.us).

This Notice of Workshop to Solicit Comments on Proposed Regulation has been sent to all persons on the agency's mailing list for administrative regulations and posted at the following locations:

***State Emergency Response Commission – 107 Jacobsen Way – Carson City***  
***Nevada State Library & Archives – 100 North Stewart Street – Carson City***  
***Grant Sawyer Building – 555 East Washington Street – Las Vegas***  
***Department of Transportation – 123 East Washington Avenue – Las Vegas***  
***Department of Transportation – 1263 Stewart Street – Carson City***  
***Department of Transportation – 1951 Idaho Street – Elko***  
***Department of Transportation – 1401 East Aultman Street – Ely***

**Carson City Library – 900 North Roop Street – Carson City**  
**Churchill County Library – 553 South Main Street – Fallon**  
**Las Vegas – Clark County Library District – 833 Las Vegas Blvd N – Las Vegas**  
**Douglas County Public Library – 1625 Library Lane – Minden**  
**Elko County Library – 720 Court Street – Elko**

**Esmeralda County Library** – Corner of Crook & 4<sup>th</sup> Street, PO Box 430 – Goldfield  
**Eureka County Library** – 80 South Monroe Street – Eureka  
**Humboldt County Library** – 85 East 5<sup>th</sup> Street – Winnemucca  
**Battle Mountain Branch Library (Lander County)** – 625 S Broad St – Battle Mountain  
**Lincoln County Library** – 63 Main Street – Pioche  
**Lyon County Library System** – 20 Nevin Way – Yerington  
**Mineral County Public Library** – 110 1<sup>st</sup> Street (1<sup>st</sup> and A) PO Box 1390 – Hawthorne  
**Pershing County Library** – 1125 Central Avenue – Lovelock  
**Storey County Clerk's Office** – Drawer D – Virginia Street  
**Tonopah Public Library** – 167 South Central Street, PO Box 449 – Tonopah  
**Washoe County Library System** – 301 South Center Street – Reno  
**White Pine County Library** – 950 Campton Street – Ely

**Electronically Posted pursuant to NRS 241.020(4)**

**SERC web site** – <http://serc.nv.gov>

**Nevada Public Notice Website** – <https://notice.nv.gov>

**Legislative Council Bureau Website** – <https://leg.state.nv.us>

Steve Sisolak  
Governor



Nevada Department of  
**Public Safety**  
Dedication Pride Service

George Togliatti  
Director

Sheri Brueggemann  
Deputy Director

## State Emergency Response Commission

Mike Dzyak  
State Fire Marshal

Stewart Facility  
107 Jacobsen Way  
Carson City, Nevada 89711

Telephone (775) 684-7511 - Fax (775) 684-7519

January 03, 2022

### Proposed Regulation of the State Emergency Response Commission (SERC)

#### Small Business Impact Statement

Pursuant to NRS 233B.0609 (1), the State Emergency Response Commission is required to make a determination whether its proposed regulations will: (a) impose a direct and significant economic burden upon a small business, and (b) directly restrict the formation, operation, or expansion of a small business. NRS 233B.0382 defines Small business: "Small business" means a business conducted for profit which employs fewer than 150 full-time or part-time employees.

The State Emergency Response Commission has considered the two factors in NRS 233B.0608 (1) and has determined that a Small Business Impact Statement is not required pursuant to NRS 233B.0609 based upon the following:

1. The State Emergency Response Commission is statutorily directed by:

NRS 459.738 (1) "...is hereby created for the purpose of carrying out the provisions of 42 U.S.C. 11001 et seq. and other matters relating thereto."

NRS 459.740 (1) "Adopt regulations for the purpose of enforcing its responsibilities pursuant to 42 U.S.C. 1001 et seq."

NRS 459.740 (2) "Accept gifts and grants of money and other revenues for the purpose of enforcing its responsibilities pursuant to 42 U.S.C 1001 et seq."

NRS 459.742 (1) "Enter into contracts, leases or other agreements or transactions;"

NAC 459.99135 Authority of Commission: Grants of money from Contingency Account for Hazardous Materials. (NRS 459.735, 459.740) Pursuant to NRS 459.742 and in accordance with the provisions set forth in NAC 459.99138 to 459.99146, inclusive, the Commission may:

(1), (2), (3) "...issue grants to local emergency planning committees..."

NAC 459.99161 Authority of Commission: Allocation of money from Contingency Account for Hazardous Materials. (NRS 459.735, 459.740) Pursuant to paragraph (d) of subsection 2 of NRS 459.735 and in accordance with the provisions set forth in NAC 459.99163 to 459.99167, inclusive, the Commission may:

(1), (2), (3) "...Allocate...to state agencies..."

2. Any proposed regulation amendments, will not impose a direct and significant economic burden upon a small business and will not directly restrict the formation, operation, or expansion of a small business

I certify that to the best of my knowledge or belief, the information contained in the statement was prepared properly and is accurate. NRS 233B.0609(2)

Respectfully Submitted,

Tami Beauregard (for Richard Brenner/Dennis Nolan, Co-Chairs)  
SERC Administrator