



Nevada State Board of Architecture, Interior Design and Residential Design

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SMALL BUSINESS IMPACT STATEMENT REGARDING LCB File No. R097-22

- 1. A description of the manner in which comment was solicited from affected small business, a summary of their responses, and an explanation of the manner in which other interested persons may obtain a copy of the summary:**

Through its newsletter and e-mail blasts, the Board sent notices of the proposed regulations to all of its registrants and small businesses on September 23rd, 2022 (Email, Facebook & Twitter). The agency discussed and reviewed the proposed regulations at three of its publicly noticed board meetings on March 23rd, 2022, May 25th, 2022, and August 17th, 2022, and also posted a copy of the draft regulations on its website on September 13th, 2022. The Board held a Public Workshop on September 28th, 2022, via Zoom, and we'll hold a Public Hearing on January 24, 2023. There were zero comments from the public or small businesses regarding the proposed regulation. The agency used informed, reasonable judgment in determining that there will be minimal impact on small businesses resultant from the two regulation changes that establishes provisions to accept foreign reciprocity candidates who have earned an NCARB certificate through a Mutual Recognition Arrangement; and also amends the firm name regulation requirement to list the status of the former registrants on any public communication made by the firm when the name includes the name of the former registrant. Any further information may be obtained by contacting Monica Harrison at the Nevada State Board of Architecture, Interior Design and Residential Design, 2080 E. Flamingo Rd. Ste. 120, Las Vegas, NV 89119.

- 2. The manner in which the analysis was conducted:**

The Board discussed the proposed language and any impact it might have upon the impact of revising provisions relating to architects, interior designers and residential designers at its regular meetings on March 23rd, 2022, May 25th 2022 and August 17th, 2022, (virtual meetings) and at its workshop on September 28, 2022 (virtual meeting) and public hearing on January 24, 2023, and received no public input either by email or in-person despite all of the notification send out to its registrants and businesses. The Board, therefore, used its best judgment to determine that the regulation would have no adverse impacts on small businesses based upon the intent of the regulation.

- 3. The estimated economic effect of the proposed regulation on the small business which it is to regulate, including, without limitation:**

- a. Both adverse and beneficial effects; and**

The intent of the proposed regulations R097-22 is to revise Chapter 623 of Nevada Administrative Code as follows: section NAC 623.410 that establishes provisions to accept reciprocity candidates who have earned an NCARB certificate through a Mutual Recognition Arrangement; and section NAC 623.740, that amends the firm name regulation requirement to list the status of the former registrants on any public communication made by the firm, when the firm name includes the name of a former registrant. The beneficial effects are that foreign reciprocity applicants who obtained an NCARB certificate through the Mutual Recognition Agreement (MRA) can now apply for reciprocal license in Nevada. The Board doesn't anticipate an adverse effect upon the intent of the regulation.

- b. Both direct and indirect effects.**

The direct effect of R097-22 will be that reciprocity applicants who obtained an NCARB certificate through the Mutual Recognition Agreement (MRA) can now apply for reciprocal license in Nevada. The indirect effect is that the applicants will have the opportunity to enter into the profession having more options and having more opportunities with the addition of an alternative path.

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

The Board informed businesses through its Newsletter and email-blasts. The proposed changes were also posted on the Board's website, State of Nevada's website and LCB's website. We received no comments from the public. The Board used its best judgment to determine that there was no potential negative impact as we are only adding

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

There is no cost to the agency.

6. If the proposed 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.

Does not apply.

7. If the Proposed Regulation Includes Provisions Which Duplicate or Are More Stringent Than Federal, State or Local Standards Regulating the Same Activity, an Explanation of Why Such Duplicative or More Stringent Provisions Are Necessary.

The proposed regulation change does not duplicate and is not more stringent than any federal, state, or local standards regulating the practice of architecture, interior design and residential design.

8. The Reasons For the Conclusions of the Agency Regarding the Impact of a Regulation on Small Businesses.

The Board is confident its proposed regulation will not have an impact on small businesses. The Board did not identify any potential economic effects during its own deliberations and did not receive any such input from any of the licensees or other interested people who were sent notice of the proposed regulations. The Board determines the following to be the answers to the concerns raised in NRS 233B.0607(1):

a. Does the Proposed Regulation Impose a Direct and Significant Economic Burden Upon Small Businesses? The Board has determined the proposed language will have no direct or significant economic burden upon small businesses.

b. Will the Proposed Regulation Directly Restrict the Formation, Operation or Expansion of a Small Business? The Board has determined the proposed language will not restrict the formation, operation, or expansion of small businesses.

Pursuant to NRS 233B.0608(3) and 233B.0309(2), I hereby certify that to the best of my knowledge and belief, the Board conducted a concerted effort as described above to determine the impact of the proposed regulation on small businesses, namely on architecture, interior design and residential design practices in Nevada. The information contained in this statement was prepared properly and contains accurate information regarding all such efforts and the Board's determination based thereon.

Signed and effective this 23 day of December 2022.



Monica Harrison, Executive Director

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