



Nevada State Board of Architecture, Interior Design and Residential Design

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SMALL BUSINESS IMPACT STATEMENT REGARDING LCB File No. R005-21

- 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:**

This regulation was originally adopted as a temporary regulation (T001-20). 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 30th, 2020 and September 20th, 2021 (Email, Facebook & Twitter). The agency discussed and reviewed the proposed regulations at three of its publicly noticed board meetings on June 6th, 2018, January 15th, 2020 and August 19th, 2020 and also posted a copy of the draft regulations on its website on September 30th, 2020 and September 20th, 2021 to convert the temporary regulation into a permanent one. The Board held a Public Workshop on October 15th, 2020, and a Public Hearing on January 20th, 2021, both held virtually. This regulation was adopted by the board as a temporary regulation in January 2021. To convert this regulation into a permanent regulation we have scheduled a public hearing on October 20th, 2021. There were seven 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 regulation change that adds an option for candidates who are enrolled in an Integrated Pathway to Architectural Licensing (IPAL) option from a NAAB-accredited program and allow them to take the Architect Registration Examination before obtaining their degree under Nevada Administrative Code (NAC) Chapter 623. Additional changes were just housekeeping updates on obsolete information. 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 June 6, 2018, January 15, 2020, August 19, 2020 (virtual meeting) and at its workshop on October 15, 2020 (held virtually) and public hearing on January 20, 2021 (held virtually), and received only seven public input (6 in favor and one in opposition) by email and 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 under R005-21 is to add an option for candidates who are enrolled in an Integrated Pathway to Architectural Licensing (IPAL) option from a NAAB-accredited program and allow them to take the Architect Registration Examination before obtaining their degree under Nevada Administrative Code (NAC) Chapter 623. Additional revisions were just housekeeping updates. The beneficial effects are that applicants enrolled in the IPAL option can complete their education and intern hours and take the exams in almost half the time of the more traditional path. The proposed regulation will also update and remove obsolete information; the Board doesn't anticipate an adverse effect upon the intent of the regulation.

- b. Both direct and indirect effects.**

The direct effect of R005-21 will be that applicants enrolled in the IPAL option can complete their education and intern hours and take the exams in almost half the time of the more traditional path. 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 only received seven comments from the public by email. The Board used its best judgment to determine that there was no potential negative impact by adopting this regulation.

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. Based upon only a few responses from the people notified, 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 20 day of September 2021.



Monica Harrison, Executive Director

Nevada State Board of Architecture, Interior Design and Residential Design