

NOTICE OF INTENT TO ACT UPON A REGULATION
Notice of Public Hearing for the Adoption of Proposed New Regulations

The Nevada Governor's Office of Economic Development will hold a public hearing at 10:00 AM on May 25, 2018 at the following locations:

Main Location:
Grant Sawyer Building
Governor's Conference Room
555 E. Washington Ave., Suite 5100
Las Vegas, NV 89101

Video Conference Location:
The Governor's Office of Economic
Development
Main Conference Room
808 West Nye Lane Carson City, NV
89703

The purpose of the hearing is to receive comments from all interested persons regarding the adoption of regulations that pertain to Code Chapter 360 and Code Chapter 231 of the Nevada Administrative Code.

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The need for and the purpose of the proposed regulation or amendment

The adoption, amendment and repeal of certain regulations in chapters 231 and 360 of the Nevada Administrative Code which are necessary to carry out the provisions of chapters 231 and 360 of the Nevada Revised Statutes.

2. Either the terms or the substance of the regulations to be adopted, amended, or repealed, or a description of the subjects and issues involved

A REGULATION relating to economic development; establishing requirements for certain allocations, grants or loans of money or other incentives for economic development provided by the Office of Economic Development; adopting provisions governing certain nonprofit entities formed by the Executive Director of the Office to promote economic development in this State; establishing certain application requirements for authorized providers applying to the Office for approval of programs of workforce recruitment, assessment and training; requiring certain authorized providers of programs of workforce recruitment, assessment and training to submit periodic reports to the Executive Director; and providing other matters properly relating thereto.

A REGULATION relating to economic development; establishing provisions governing the confidentiality of certain records and documents in the possession of the Office of Economic Development; establishing criteria for the designation of regional development authorities; adopting requirements for certain plans submitted by a regional development authority to the Executive Director of the Office; establishing requirements for certain allocations, grants or loans of money or other incentives for economic development provided by the Office; establishing certain requirements relating to the approval of applications for certain transferable tax credits; establishing certain requirements relating to the application for and disbursement of grants or loans of money from the Catalyst Account in the State General Fund to promote economic development in this State;

repealing certain regulations relating to economic development; and providing other matters properly relating thereto.

3. The estimated economic effect of the regulation on the businesses which it is to regulate and on the public. These must be stated separately and in each case, must include:

- a. Both adverse and beneficial effects; and**
- b. Both immediate and long-term effects**

The proposed regulations are not expected to have an adverse immediate or long-term effect on the businesses which it is to regulate. GOED has determined that the proposed regulations do not impose a direct and/or significant economic burden upon small businesses, and the proposed regulations will not restrict the formation, operation or expansion of a small business.

GOED's preliminary small business impact statement is attached.

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

GOED has determined that all enforcement of the proposed regulations will be managed with existing staff, and therefore estimates there will be no additional enforcement costs.

5. A description of and citation to any regulations of other state or local governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency

The proposed regulations do not overlap that of any other state, local or federal agency.

6. If the regulation is required pursuant to federal law, a citation and description of the federal law

These regulations are not required pursuant to federal law.

7. If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions

The proposed regulation does not include provisions which are more stringent than a federal regulation.

8. Whether the proposed regulation establishes a new fee or increases an existing fee

The proposed regulation does not establish any new fees or increase an existing fee. Persons wishing to comment on the proposed action of the Governor's Office of Economic Development may appear at either location of the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to Melanie Sheldon, Governor's Office of Economic Development, 555 East Washington Ave., Ste. 5400, Las Vegas, Nevada 89101. Written submissions must be received by the Governor's Office of Economic Development on or before close of business Tuesday May 22, 2018. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Governor's Office of Economic Development may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be adopted will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and regulations to be adopted will be available at the Governor's Office of Economic Development

located at 808 W. Nye Lane, Carson City, Nevada 89073 and 555 E. Washington Avenue, Suite 5400, Las Vegas, Nevada 89101, and at the main public libraries listed below, for inspection and copying by members of the public during business hours.

This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This Notice of Hearing has been provided via electronic means to all persons on the agency's email list for administrative regulations and posted at the following locations:

NOTE (1) THIS NOTICE WAS POSTED AT LEAST THIRTY DAYS PRIOR TO THE MEETING AT THE FOLLOWING LOCATIONS:

- a) GOED, 808 W. Nye Ln, Carson City, NV
- b) Sawyer Building, 555 E. Washington Avenue, Las Vegas, NV
- c) Nevada State Library, 100 N. Stewart St., Carson City, NV
- d) Nevada State Capitol, 101 S. Carson Street, Carson City, NV
- e) City of Boulder, City Hall, 401 California Avenue, Boulder City, NV
- f) City of Fallon, 55 W. Williams Avenue, Fallon, NV
- g) City of Fernley, 595 Silver Lace Boulevard Fernley, NV 89408
- h) City of Henderson, City Hall, 240 Water Street, Henderson, NV
- i) City of Las Vegas, City Hall, 400 East Stewart Avenue, Las Vegas, NV
- j) City of Mesquite, City Hall, 10 E. Mesquite Boulevard, Mesquite, NV
- k) City of North Las Vegas, City Hall, 2250 N. Las Vegas Boulevard, North Las Vegas, NV
- l) Clark County Government Center, 500 S. Grand Central Parkway, Las Vegas, NV
- m) EDawn, 5190 Neil Road, Suite 110, Reno, NV
- n) Elko County, 569 Court Street, Elko, NV
- o) GOED website www.diversifynevada.com
- p) Humboldt Development Authority, 90 W. Fourth Street, Winnemucca, NV
- q) Lander County Economic Development Authority, 50 State Route 305, Battle Mountain, NV 89820
- r) Lincoln County Regional Development Authority, 100 Depot Rd, Caliente, NV
- s) Nevada Legislature Administrative Regulation Notices Website <http://leg.state.nv.us>
- t) LVGEA, 6720 Via Austi Parkway, Suite 330, Las Vegas, NV 89119
- u) Nevada Public Notice website <http://notice.nv.gov>
- v) NNDA, 704 W. Nye Lane, Carson City, NV
- w) NNRDA, 1500 College Parkway, McMullen Hall, Room 120, Elko, NV
- x) Nye County Regional Economic Development Authority, 1301 S. Highway 160, 2nd Floor, Pahrump, NV 89048
- y) White Pine County Economic Diversification Council, 957 Campton, Suite 11, Ely, NV

NOTE (2) Items may be taken out of order, combined, removed from the agenda or delayed at any time.

NOTE (3) Persons with disabilities who require special accommodations or assistance at the meeting should notify Melanie Sheldon, Governor's Office of Economic Development, 555 East Washington Avenue, Las Vegas, NV 89101, by emailing msheldon@diversifynevada.com, or by calling 702.486.2702 on or before the close of business two business days prior to the meeting date.

NOTE (4) Public comments may be limited to 3 minutes per speaker. Comment based on viewpoint may not be restricted.

NOTE (5) For supporting material visit <http://bit.ly/GOEDregs> or contact Melanie Sheldon, Governor's Office of Economic Development, 555 East Washington Avenue, Las Vegas, NV 89101, by emailing msheldon@diversifynevada.com, or by calling 702.486.2702

Date: April 24, 2018