

**NOTICE OF WORKSHOP
TO SOLICIT COMMENTS ON
PROPOSED REGULATIONS
LCB File No. R122-12**

The Nevada Real Estate Division of the Department of Business & Industry of the State of Nevada, 2501 E. Sahara Avenue, Suite 102, Las Vegas, Nevada 89104, Phone No. 702-486-4033 and 1179 Fairview Drive, Carson City, Nevada 89701, Phone No. 775-687-4280, is proposing the adoption and amendment of regulations pertaining to **Chapter 645D of the Nevada Administrative Code**. A workshop has been set for the following date, time and locations:

THURSDAY, AUGUST 30, 2012 @ 9 A.M.

**THE LEGISLATIVE BUILDING
401 S. CARSON STREET
ROOM 2134
CARSON CITY, NV 89701**

VIDEO TO:

**THE SAWYER BUILDING
555 E. WASHINGTON
ROOM 4412
LAS VEGAS, NV 89101**

**WORKSHOP WILL BE VIDEO CONFERENCED
BETWEEN THE ABOVE LOCATIONS
AND WILL BE AVAILABLE AT THE
INTERNET LINK BELOW**

<http://www.leg.state.nv.us/MeetingDisplay/AudioVideo/>

The purpose of the workshop is to receive comments from all interested persons regarding the adoption of regulations that pertain to **Chapter 645D of the Nevada Administrative Code**. The following general topics may be addressed in the proposed regulations, including, but not limited to:

- A REGULATION relating to energy auditors;
- Establishes the qualifications for an energy auditor;

- Provides for the licensure of energy auditors by the Real Estate Division of the Department of Business and Industry;
- Establishes the requirements with which an energy auditor must comply when conducting an energy audit; and
- Providing other matters properly relating thereto.

R122-12 can be viewed at the following website:

<http://www.leg.state.nv.us/register/2012Register/R122-12I.pdf>

A copy of all materials relating to the proposed regulations can be obtained at the **Workshop** or by contacting the Real Estate Division at:

2501 E. Sahara Avenue,
Las Vegas, NV 89104-4137
(702) 486-4036
Joanne Gierer

or

1179 Fairview Drive, Suite "E"
Carson City, NV 89701
(775) 687-4280
Donna Proper

After the workshop, interested persons can contact Joanne Gierer, Legal Administrative Officer, at 702-486-4036, in order to request a copy of the "R122-12 – August 30, 2012 - Summary of Comments".

**NEVADA REAL ESTATE DIVISION
SMALL BUSINESS IMPACT STATEMENT
LCB FILE NO. R122-12**

- 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.**

Notice of the proposed regulations has been posted on the Real Estate Division website and in various other public locations where both the public and other interested persons have access to that information. The Notice of proposed regulations has been e-mailed to all interested parties who have requested copies of R122-12.

The Real Estate Division is conducting a public workshop on August 30, 2012, in Carson City, which will be video-conferenced to Las Vegas. Public comment has been solicited on the notice for the Regulation Workshop.

The notice of workshop states that after the workshop interested persons can contact Joanne Gierer, Legal Administrative Officer, at 702-486-4036, in order to request a copy of the R122-12 – August 30, 2012 - Summary of Comments.

2. **The estimated economic effect of the proposed regulations (a) regulated businesses, (b), the public, including, stated (i) adverse and beneficial effects, and (ii) immediate and long-term effects:**

Business which it is to regulate:

(1) Both adverse and beneficial effects: and

Adverse effects: The Division does not anticipate any adverse effect of the proposed regulation.

Beneficial effects:

1. Establishes the qualifications for an energy auditor;
2. Provides for the licensure of energy auditors by the Real Estate Division of the Department of Business and Industry;
3. Establishes the requirements with which an energy auditor must comply when conducting an energy audit; and
4. Providing other matters properly relating thereto.

(2) Both immediate and long-term effects.

Immediate effects: The Division does not anticipate any adverse effect of the proposed regulation.

Long-term effects: The Division does not anticipate any adverse effect of the proposed regulation.

Public:

(1) Both adverse and beneficial effects: and

Adverse effects: There are no known adverse effects to the public by the proposed regulation.

Beneficial effects:

1. Establishing the qualifications for an energy auditor;
2. Provides for the licensure of energy auditors by the Real Estate Division of the Department of Business and Industry;
3. Establishing the requirements with which an energy auditor must comply when conducting an energy audit; and
4. Providing other matters properly relating thereto.

(2) Both immediate and long-term effects:

Immediate effects: Establishes a program for evaluating energy consumption in residential property in Nevada.

Long-term effects: It is anticipated that the adoption of these regulations, which are the result of AB432 (created during Nevada's 76th Legislative Session), will protect owners of residential property from

energy audits conducted by persons who are unlicensed by the Real Estate Division.

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

To determine whether these regulatory matters are likely to have an impact on small businesses, the Real Estate Division considered the purpose and scope of the proposed regulations in conjunction with existing regulations. Based on this review, the Real Estate Division determined that the possible regulations are not going to have an adverse affect on small businesses.

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

The proposed regulation does not appear to place a significant economic burden on the Division. AB 432 included a General Fund appropriation to the Real Estate Division for personnel and other costs associated with licensing energy auditors for FY 12 and FY 13.

Fiscal Year 2011-2012 = \$46,780

Fiscal Year 2012-2013 = \$58,214

5. 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.

R122-12 does not include any new fees or increases to existing fees.

6. A description of any regulations of 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.

There is no other state, federal or other governmental agency's regulations, which the proposed regulations duplicate or overlap.

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:

NV Real Estate Division
1179 Fairview Drive, Suite "E"
Carson City, NV 89701-5453

NV Real Estate Division
2501 E. Sahara Avenue, #102
Las Vegas, NV 89104

NV Association of REALTORS
760 Margrave Drive, Ste. 200
Reno, NV 89502

Capitol Police
555 E. Washington Avenue
Las Vegas, NV 89104

Nevada State Library
100 Stewart Street
Carson City, NV 89710

**State of Nevada
Dept. of B& I
State Real Estate Division**

INTERNET PAGE:

<http://www.red.state.nv.us>

Posted: August 14, 2012