

SMALL BUSINESS IMPACT STATEMENT AS REQUIRED BY

NRS 233B.0608

(Revised LCB File # here if Appropriate)

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

- The provisions of the proposed regulations change two sections in NAC. The first 581.030 simply formally adopts a national standard for fuels and lubricants, we did not solicit comment for it. The second 581.210 adds point of sale (POS) devices to NAC and raises the fees for certain services. The POS language has been vetted twice with the Retailers Association of Nevada and the Chamber of Commerce. Small businesses can opt not to use our services so the fee increases will only have an impact if the business chooses to use us for service. The regulations were available on the website of the Department of Agriculture, www.agri.nv.gov and posted at the following locations:

Department of Agriculture

405 S. 21st Street

Sparks, NV 89431

Department of Agriculture

2300 McLeod Street

Las Vegas, NV 89104

Department of Agriculture

4780 E. Idaho Street

Elko, NV 89801

2. The manner in which the analyses was conducted.

- No analyses was conducted on 581.030, it has no impact. In regard to 581.210, our analysis showed that existing fees do not cover the cost of services and a business may choose to obtain service elsewhere.

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

- The increased fee for services will have a small impact on businesses if they choose to use us.

4. **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.**
5. We increased fees as little as possible and only for services rendered rather than an across the board annual fee increase.
6. **The estimated cost to the agency for enforcement of the proposed regulation.**
 - The proposed regulations will not increase enforcement costs.
7. **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.**
 - We anticipate increased revenue of \$12-15,000 annually. The money will offset the existing expenses to provide the services.
8. **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.**
 - Does not apply.
9. **The reasons for the conclusion of the agency regarding the impact of a regulation on small businesses.**
 - Most of the language has no impact on small businesses. Businesses have the option to purchase services elsewhere if the fees are an issue. However, even with the fee increase proposed, our service fees are still lower than the surrounding states.

I certify that to the best of my knowledge or belief a concerted effort was made to determine the impact of this proposed regulation on small businesses and that the information contained in this statement is accurate.



James R. Barbee

Director

Nevada Department of Agriculture