

STEVE SISOLAK
Governor

STATE OF NEVADA

BRADLEY CROWELL
Director

TIM WILSON, P.E.
State Engineer



DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF WATER RESOURCES

901 South Stewart Street, Suite 2002

Carson City, Nevada 89701-5250

(775) 684-2800 • Fax (775) 684-2811

<http://water.nv.gov>

NOTICE OF WORKSHOP TO SOLICIT COMMENTS
ON PROPOSED REGULATION

The Nevada Division of Water Resources, 901 S. Stewart Street, Suite 2002, Carson City, Nevada, 89701, (775) 684-2800, is proposing the Amendment and Adoption of regulations pertaining to chapter 533 of Nevada Administrative Code. A public workshop has been set for

9:00 A.M., ON JUNE 24, 2020

Join the Workshop at <https://call.lifesizecloud.com/3952424> or using Skype for Business at <https://skype.lifesizecloud.com/3952424> or via telephone by calling (312) 584-2401,
Workshop extension: 3952424#

Pursuant to Governor Steve Sisolak's Emergency Directive 006 and as extended by Emergency Directive 21, section 37, there will be no physical location for this workshop. The workshop can be viewed or listened to live over the Internet or through a telephone via the above web address and teleconference number. Further, any person planning to participate in the meeting must participate either by using the videoconference link or teleconference number.

The purpose of the workshop is to solicit comments from interested persons on the following general topics that may be addressed in the proposed regulations, which include:

- Updating and amending the regulations governing procedures for hearings before the Nevada Division of Water Resources and State Engineer.
- Adopting regulations pursuant to Assembly Bill 62 of the 2019 Nevada Legislative Session, relating to applications for extensions of time to file a proof of construction of works and proof of beneficial use.
- Adoption of regulations for the licensing of Nevada Licensed Water Right Surveyors.

A copy of all materials relating to the proposal may be obtained from the Nevada Division of Water Resources website at <http://www.water.nv.gov>, by contacting the Division at 901 S. Stewart Street, Suite 2002, Carson City, Nevada, 89701, (775) 684-2800. A reasonable fee for copying may be charged. The agency's small business impact statement is attached.

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:

CARSON CITY

Bryan Building
901 S. Stewart Street
Carson City, NV

Nevada State Library and Archives
100 N. Stewart Street
Carson City, NV

Legislative Counsel Bureau
401 S. Carson Street
Carson City, NV

ELKO

Nevada Division of Water Resources
Elko Office
1250 Lamoille Hwy, Suite 1047
Elko, NV

LAS VEGAS

Nevada Division of Water Resources
Southern Business Office
400 Shadow Lane, Suite 201
Las Vegas, NV 8916

Grant Sawyer Building,
555 E. Washington Avenue
Las Vegas, NV

INTERNET WEBSITES

Legislative Council Bureau
www.leg.state.nv.us

Nevada Division of Water Resources
www.water.nv.gov

Nevada Department of Conservation and
Natural Resources
www.dcnr.nv.gov

In addition, this Notice of Workshop to Solicit Comments on Proposed Permanent Regulations has been sent to:

ALL STATE AGENCIES
ALL NEVADA COUNTY PUBLIC LIBRARIES

The Nevada Division of Water Resources is pleased to make reasonable accommodations for individuals with disabilities who wish to participate in the meeting. If special arrangements for the meeting are necessary, please notify Juanita Mordhorst at (775) 684-2800 or jmordhorst@water.nv.gov no later than five working days before the meeting.



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REGULATIONS PUBLIC WORKSHOP

DATE: June 24, 2020
TIME: 9:00 a.m.

AGENDA

Pursuant to Governor Steve Sisolak's Emergency Directive 006 and as extended by Emergency Directive 21, section 37, there will be no physical location for this workshop. The workshop can be viewed or listened to live over the Internet or through a telephone via the above web address and teleconference number. Further, any person planning to participate in the meeting must participate either by using the videoconference link or teleconference number.

Workshop materials are available on the Division of Water Resources' website at: <http://water.nv.gov/>

Join the Workshop at <https://call.lifesizecloud.com/3952424> or using Skype for Business at <https://skype.lifesizecloud.com/3952424> or via telephone by calling (312) 584-2401,
Workshop extension: 3952424#

1. Call to Order
2. Presentation and Public Comment on Proposed Amendments and Additions to NAC Chapter 533:
 - a. Updating and amending the regulations governing procedures for hearings before the Nevada Division of Water Resources and State Engineer.
 - b. Adopting regulations pursuant to Assembly Bill 62 of the 2019 Nevada Legislative Session, relating to applications for extensions of time to file a proof of construction of works and proof of beneficial use.
 - c. Adoption of regulations for the licensing of Nevada Licensed Water Right Surveyors.
3. Public Comment
4. Adjournment

This workshop will be conducted in accordance with the Open Meeting Law (NRS 241.020).

NOTE: Comments by the general public will be taken following a description of the proposed regulation changes. Public comment may be limited to 5 minutes per person at the discretion of the staff member conducting the workshop.

If anyone has questions or wishes to discuss in further detail, the items scheduled for this regulations workshop, please contact Micheline Fairbank at mfairbank@water.nv.gov.

Notices have been posted on the Division of Water Resources' website at www.water.nv.gov and at the following locations:

CARSON CITY

Bryan Building
901 S. Stewart Street
Carson City, NV

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INTERNET WEBSITES

Legislative Council Bureau
www.leg.state.nv.us

Nevada Division of Water Resources
www.water.nv.gov

Nevada Department of Conservation and
Natural Resources
www.dcnr.nv.gov

Nevada Public Notice website:
www.notice.nv.gov

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**SMALL BUSINESS IMPACT STATEMENT
PURSUANT TO NRS 233B.0608**

Date: June 8, 2020

Re: Proposed Adoption and Amendments of NAC 533 regarding procedures for hearings before the Division, relating to applications for extensions of time to file proof of construction of works and proof of beneficial use and for the licensing of Nevada Licensed Water Right Surveyors

I, Tim Wilson, P.E., being the duly appointed State Engineer, do hereby certify that, to the best of my knowledge or belief:

1. The proposed changes to regulations to update and amend the regulations governing procedures for hearings before the Division of Water resources and the State Engineer, adoption of regulations pursuant to Assembly Bill 62 of the 2019 Nevada Legislative Session relating to applications for extensions of time to file a proof of construction of work and proof of beneficial use, and adoption of regulations governing the licensing of Nevada Licensed Water Right Surveyors are not likely to (a) impose a direct or significant economic burden upon a small business, or (b) directly restrict the formation, operation or expansion of a small business. The proposed regulations modernize the hearing procedures, provide clarity and specificity as to the information necessary to determine whether or not to grant an application for extension of time under NRS 533.380, and establish regulations governing the licensing of Nevada Licensed Water Right Surveyors similarly to those established for Nevada Licensed Well Drillers.
2. A concerted effort was made to determine any economic burden. The Division of Water Resources has relied on the expert knowledge of Division staff and conducted a community survey to ascertain the impacts.
3. All relevant information was reviewed, and the Division of Water Resources considered its history with implementing similar regulations; the proposed changes are within the historic scope of the Division's activities and present no new cost of enforcement.

4. Specific comment has not been solicited from individual small businesses, and no summary of their response is provided, because small businesses are not impacted by this regulation and thus no direct and significant burden or economic impact can be assessed.

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

Respectfully submitted,

Tim Wilson, P.E.

TIM WILSON, P.E.
State Engineer