Form #1

Petition to Adopt, Amend, or Repeal Commission Regulations

Revised: 4/22/2026

NEVADA
STATE ENVIRONMENTAL COMMISSION

Instructions for Completing Form #1

Applicants must complete all sections of this petition form with accuracy and specificity. All requested information should be provided in sufficient detail to allow for a thorough review of the proposed regulatory action. This includes clear identification of the petitioner, a precise description of the regulatory changes sought, and comprehensive statements regarding the purpose, need, and anticipated economic or public impacts of the proposal.

When submitting this form, attach a separate document containing the full text of your proposed regulatory language. Include any additional supporting documents as necessary to substantiate the petition.

All submissions must fully address the estimated economic effects (both adverse and beneficial, and short- and long-term) on both the regulated businesses and the public, and any potential overlaps with existing state or federal regulations. Submissions must also provide required citations where applicable, and disclose any new or increased fees associated with the proposed regulation.

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Date of petition: June 22, 2026

Representative capacity and signature of petitioner, authorized individual, officer or attorney:

1. Specific type of petitioner (individual, partnership, corporation, government agency, or other) and the exact occupation or business, including a description of the occupation or business if necessary:

The Nevada Division of Environmental Protection (NDEP), within the Department of Conservation and Natural Resources, is a state government environmental regulatory agency responsible for protecting Nevada's air, land, and water resources. NDEP administers and implements federal and State environmental laws, issues permits, conducts compliance oversight, and manages programs related to pollution control, waste management, remediation and natural resources protection.

2. Exact and specific nature of changes sought, including delineation of the regulations, statutory provisions of Commission decisions involved. May include a statement of the written term or substance of the proposed regulatory action, or a description of the subjects and issues involved:

Nevada Revised Statutes (NRS) 445A.425 provides for the Commission to adopt regulations to implement NRS 445A.300-NRS 445A.730. Nevada Administrative Code (NAC) 445A, sections 445A.274 to 445A.280 contain regulations for reuse of treated wastewater effluent. This petition seeks to remove a current prohibition on reuse for indoor contact cooling use in NAC 445A.275.2, and add several regulations for allowing indoor contact cooling and humidification with Category A Reuse.

3. A statement of the need for and purpose of the proposed regulations:

Subsequent to the 2016 adoption of the prohibition for treated effluent reuse for indoor contact cooling, treatment technologies and advancement in public health protection engineered practices and procedures have resulted in additional discussion on the safety of treated effluent reuse for this purpose. Industries seeking to manage water resources in new ways have approached the Agency to amend the regulations.

4. A statement of the:

(a) Estimated economic effect of the regulation on the business which it is to regulate:

These regulation amendments only apply if this commercial/industrial sector chooses to use the technology. The regulations will require substantial effort to comply for public safety, but the cost of water resource options may offset the cost.

(1) Both adverse and beneficial effects:

See above.

(2) Both immediate and long-term effects:

There are no effects unless a commercial/industrial re-user chooses to apply for a permit to use the technology associated with the regulations.

(b) Estimated economic effect on the public:

None.

(1) Both adverse and beneficial effects:

Not applicable.

(2) Both immediate and long-term effects:

Not applicable.

(c) Estimated cost by the agency for enforcement of the proposed regulation:

These regulation amendments will be implemented in the normal course of current business. This reuse application is relatively unique and the subset of permitted users is expected to be small and absorbed by the program.

5. A description of any regulations for 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:

The proposed regulations do not overlap or duplicate other State or Federal Regulations. The US EPA has indicated that this is an area of interest for the federal program, but regulations have not been promulgated at this time.

6. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions. The statement must include the specific citation of the federal statute or regulation requiring such adoption:

The proposed regulations are not more stringent than federal regulations.

7. If the 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: