Form #4

Small Business Impact Disclosure and Statement

Revised: 4/24/2026

NEVADA
STATE ENVIRONMENTAL COMMISSION

Instructions for Completing Form #4

This form is used by Nevada state agencies to document the evaluation of potential impacts that a proposed regulation may have on small businesses, as required under the Nevada Administrative Procedure Act (**NRS 233B.0608** and **NRS 233B.0609**). The purpose of this form is to ensure that agencies assess possible economic effects on small businesses, consult with those businesses when appropriate, and clearly describe the methods, findings, and conclusions of that assessment.

When preparing a Small Business Impact Statement (SBIS), agencies must:

- Determine whether the proposed regulation may impose a direct and significant economic burden on a small business or restrict its formation, operation, or expansion.
- Make a concerted effort to obtain input from affected small businesses when an impact is likely.
- Analyze the potential economic effects of the proposed regulation, including both beneficial and adverse impacts, and both direct and indirect impacts.
- Consider and document methods to reduce the regulatory impact on small businesses.
- Provide detailed information required under Nevada law, including solicitation of comments, analysis methodology, estimated impacts, enforcement cost estimates, fee-related disclosures, explanations of duplicative or more stringent requirements, and the reasons for the agency's conclusions.
- Identify the number of small businesses likely to be affected.
- Identify any chambers of commerce or trade associations notified about the proposed regulation and describe the manner in which they were notified.
- Ensure that the completed SBIS is available to the public as required and submitted to the Legislative Counsel Bureau with the regulation.

A "small business" is defined in **NRS 233B.0382** as a business conducted for profit that employs fewer than **150 full-time or part-time employees**.

Complete all applicable sections of this form and attach supporting documentation as needed. The agency director, executive head, or other responsible designee must certify that the information provided is accurate and that a good-faith effort was made to determine the impact of the proposed regulation on small businesses.

Small Business Impact Disclosure

A "**yes**" response to either question **I** or question **II** indicates that a Small Business Impact Statement (SBIS) is required to be noticed and available at the public workshop.

I. Does the proposed regulation impose a direct and significant economic burden on a small business?

State "yes" or "no." If "no," provide an explanation and submit any supporting documentation (this information may also be addressed in Item 11 of the SBIS and referenced here). If "yes," reference the attached SBIS.

No. The proposed amendment is not anticipated to have a direct or significant economic burden on a small business. The proposed amendment will provide additional regulatory opportunities for the commercial/industrial sector it regulates, but only if the business chooses to use treated effluent reuse in the manner offered by the regulation amendment.

II. Does the proposed regulation restrict the formation, operation, or expansion of a small business?

State "yes" or "no." If "no," provide an explanation and submit any supporting documentation (this information may also be addressed in Item 11 of the SBIS and referenced here). If "yes," reference the attached SBIS.

No. The proposed regulatory amendment is not expected to restrict the formation, operation or expansion of a small business.

Small Business Impact Statement

1. Describe how comments were solicited from affected small businesses, summarize the responses received, and explain how other interested persons may obtain a copy of the summary. Attach all comments received and any workshop attendance sheets, clearly noting which attendees were identified as small businesses.

The Division will solicit input from potentially affected small businesses by issuing a public workshop notice to its regulatory mailing lists, posting the notice and proposed regulation on the Division's website, and providing public notice consistent with Nevada's Open Meeting Law. Small business will be able to submit written comments or provide input during the workshop. Notification of the workshop will be distributed in the manner described further in Section 4, below.

2. **Total number of small businesses affected.** Provide the estimated number of small businesses likely to be affected by the proposed regulation.

The proposed regulatory amendment is not expected to have a small business impact.

3. **Notification to chambers and trade associations.** List all chambers of commerce and trade associations that were notified regarding the proposed regulation.

The Division maintains a centralized mailing list of Chambers of Commerce and Trade Associations applicable to the Division. This list has been added to program list-serve notice systems.

4. **Description of notification methods.** Describe how each organization was notified (email, direct outreach, public posting, formal distribution list, etc.).

The Division uses formal distribution lists (e.g. List-Serves), county public libraries, posted in NDEP buildings in Carson City and Las Vegas, the NDEP website, the Legislative Council Bureau ' s website and the official State website.

5. Describe the method used to conduct the analysis, if an impact on small businesses was identified.

An impact on small businesses was not identified.

6. The estimated economic effect of the proposed regulation on small businesses:

The proposed amendment is not anticipated to have an economic effect on small business.

a. Both adverse and beneficial effects:

No adverse effects are expected. Beneficial effects could include the ability to reuse treated effluent in a manner previously prohibited.

b. Both direct and indirect effects:

No effects were identified.

7. Provide a description of the methods the agency considered to reduce the impact of the proposed regulation on small businesses, and state whether any of those methods were actually implemented. Include a discussion of each method listed below, as applicable.

Because no impacts on small businesses are anticipated, the Division has not utilized any methods to reduce the impact of the proposed regulatory amendment.

a. Simplification of the proposed regulation:

Simplification of the proposed regulation was not considered as it is a public health protection regulation.

b. Establishment of alternative or reduced compliance standards for small businesses:

Establishment of alternative or reduced compliance standards would not be applicable to this public health protection regulation if a business chooses to utilize it.

c. Modification of fees or fines to allow small businesses to pay a reduced amount:

Not applicable.

8. Provide the estimated cost to the agency for enforcing the proposed regulation, including an explanation of the methods used to develop that estimate.

The proposed regulatory amendment is not expected to create any additional enforcement costs for the agency.

9. If the proposed regulation establishes a new fee or increases an existing one, provide the total annual amount the agency expects to collect and explain how the funds will be used.

The proposed regulatory amendment does not establish any new fees or increase any existing fees.

10. If the proposed regulation includes provisions that duplicate or are more stringent than federal, state, or local standards regulating the same activity, provide an explanation of why such duplicative or more stringent provisions are necessary.

The proposed regulatory amendment does not duplicate, nor is it more stringent than, any existing regulation.

11. The reasons for the conclusions regarding the impact of a regulation on small businesses.

The proposed regulatory amendment will only apply to a business in Nevada if the type of treated effluent reuse is pursued. The regulations provide for a new use currently prohibited, and the regulations are designed to be protective of public health. A small business is not subject to the regulations, unless by choice.

Certification Statement

I certify that, to the best of my knowledge or belief, a concerted effort was made to determine the impact of the proposed regulation on small businesses; that all required information has been accurately and properly included in this Small Business Impact Statement; and that the information contained herein is complete and accurate.

Jennifer Carr Digitally signed by Jennifer Carr Date: 2026.06.18 19:30:51 -07'00' 6/18/2026

Administrator, NDEP Date