

NEVADA STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS
Minutes of the Legislative Committee Meeting
Held virtually (Zoom) at 11:00AM, Tuesday, January 16, 2024

Committee Chairman Greg DeSart, PE, called the meeting to order at 11:00am. Committee members participating via video conferencing were Matt Gingerich, PLS, and Robert Fyda, PE. Committee member Jay Dixon, PE, was excused. Also joining were Patty Mamola, board staff, Christopher MacKenzie, board legal counsel, and Murray Blaney, board staff.

1. Meeting conducted by Committee Chair Greg DeSart, call to order and roll call to determine presence of quorum—committee members: Jay Dixon, Matt Gingerich, Robert Fyda.

A quorum was determined.

2. Public comment period.

Tony Simmons, PE:

I'm an electrical PE here in the state. I just sent the board a list recommendation to NRS 625 I'm going to be submitting to the legislature. We've got a real problem here in Nevada and that the PUCN regulatory process has been run by lawyers and not engineers. It's led to a lot of the problems we're seeing right now. Anyway, I just want to make sure you guys had a copy of what I was proposing for you, for your review. If there's something you want me to propose when I send it in, I'll be glad to include it.

Ms Mamola asked Mr Simmons to email a copy of his proposal to the general board email.

Mr DeSart said after the document has been reviewed, the committee may reach out to him with questions—see attached document received following the meeting from Mr Simmons.

3. Approval of December 14, 2023, Legislative Committee meeting minutes.

LGC 24-01 A motion was made by Mr Gingerich to approve the December 14, 2023, minutes, Mr Fyda seconded, and the motion passed. Mr Dixon was not present for the vote.

4. Discuss proposed regulation changes, process for updating, and schedule for updating, see Attachment A for list of regulations.

a. Consider regulation changes to contracts and PLS Standards of Practice. (This item was previously considered at the December 14, 2023, Legislative Committee meeting and the committee agreed to recommend approval to the board at its January 24, 2024, board meeting. It is included on this agenda to allow for any additional discussion by the committee.)

The committee had no additional changes.

b. Consider Legislative Counsel Bureau language proposed for board regulation changes related to Governor Lombardo's Executive Orders 2023-003 and 2023-004—LCB files: R 077-23, R079-23,

R126-23, R105-23.

- R 077-23 (NAC 625.210, NAC 625.230, NAC 625.240, NAC 625.310, and NAC 625.330)

Ms Mamola gave an overview of the changes and provided clarification on the additional edit highlighted in section 1(b) of NAC 625.310. She said the edit was made for consistency regarding NAC 625.260 *Licensure as structural engineer required for certain activities; exceptions.*

Mr DeSart asked for any comments related to the regulations proposed for change in file # R 077-23.

There were no comments from the committee.

- R 079-23 (NAC 625.420, NAC 625.460, NAC 625.620, NAC 625.625, and NAC 625.635)

Ms Mamola explained the addition of NAC 625.420. Although not originally included in the proposed changes, after discussion with the LCB legal drafters the revisions shown have been proposed.

Mr DeSart asked for any comments related to the regulations proposed for change in file # R 079-23.

Mr MacKenzie asked for clarification on the issuance of identification cards as described in the text.

Ms Mamola explained the term used by staff is “pocket card” and that it is issued for licensees selecting active or inactive status at time of license renewal but would have staff confirm that a pocket card is generated when a licensee chooses to retire their license.

Mr Blaney said he would review the pocket card process for retirement of a license, and added that if it is not currently auto-generated by our license renewal system, he would create a vendor service ticket to add that function. (ACTION Item)

- R 126-23 (NAC 625.651, NAC 625.655, NAC 625.660, NAC 625.664, NAC 625.668, NAC 625.690 and NAC 625.795)

Ms Mamola highlighted that with the proposed repeal of regulations, their reference in other regulations required updating those regulations that included reference to those proposed for repeal, hence the inclusion of proposed changes to NAC 625.651, NAC 625.655 and NAC 625.664.

Mr DeSart asked for any comments related to the regulations proposed for change in file # R 126-23.

There were no comments from the committee.

- R 105-23 (NAC 625.765)

Mr DeSart asked for any comments related to the regulations proposed for change in file # R 105-23.

There were no comments from the committee.

LGC 24-02 A motion was made by Mr Fyda, seconded by Mr Gingerich, to recommend the board approve the regulations in agenda item 4.b as presented in the committee meeting materials. The motion passed. Mr Dixon was not present for the vote.

5. Discussion on status of committee and staff assignments.

Mr DeSart reviewed the open items on the action item list presented in the meeting materials and asked for updates from those assigned to the items.

Mr Fyda reported he would be attending a panel discussion presented by the Engineering Change Lab. He said the topic being discussed relates to the future of engineering licensure and proposed prototype licensing models.

Ms Mamola reviewed the proposed timeline for making the proposed regulation changes/repeals, and added that the R files reviewed today, pending approval by the board, would likely move to public hearing for adoption in late February or in March around the time of the regularly scheduled board meeting.

6. Open discussion of items related to the Legislative Committee.

No items were discussed.

7. Public comment period.

There was no public comment.

8. Adjourn.

Mr DeSart thanked the committee members for their participation and adjourned the meeting at 11:28am.

Respectfully, Patty Mamola
Board Staff