

MINUTES
of the NRS 701.220 Regulation Hearing of the
NEVADA STATE OFFICE OF ENERGY (NSOE)

October 7, 2011

The Nevada State Office of Energy (NSOE) held a public hearing on October 7, 2011 beginning at 1 p.m. at the following locations:

Legislative Counsel Bureau, Grant Sawyer Building, 555 East Washington Avenue, Suite 4401, Las Vegas, Nevada 89101, and via videoconference at 401 N. Carson Street, Room 4100, Carson City, Nevada 89701.

The hearing was also available by telephone conference call.

1. Call to order

The hearing was called to order at 1:15 p.m. by Stacey Crowley, director of the Nevada State Office of Energy.

Present in Las Vegas with Director Crowley were Cassandra Joseph, deputy attorney general and Emily Nunez, NSOE management analyst. Ana Broderson, NSOE administrative assistant, was present in Carson City.

Also present in Las Vegas:

Richard Bartholet, UNR-BEP
Ken Baker, Kenergy

Members of the public were asked to sign in.

2. Director's Opening Statement

Director Crowley started the meeting by announcing that the hearing was being conducted pursuant to NRS 701.225(5) to afford all interested parties a reasonable opportunity to comment upon proposed regulation R024-11 regarding the adoption of the 2009 version of the International Energy Conservation Code (IECC).

Director Crowley provided an explanation of the process, including the goal to adopt the 2009 IECC with an effective date of July 1, 2012, and to achieve 90 percent compliance by 2017. She stated that code books have been provided for public review at county libraries throughout Nevada; a public workshop was conducted on May 26, 2011 to solicit comment on the proposed regulation; and the NSOE has offered and will continue to offer additional training sessions related to the 2009 IECC throughout the next four months. She encouraged code officials and building industry professionals to attend the free trainings while they are still available.

Director Crowley then stated that pursuant to NRS 701.220 subsection 5, the director must conduct at least three hearings in different locations in the state, after giving 30 days notice, before adopting any regulations pursuant to this section. She stated this is the director's first hearing and she intends to finalize the regulations by December 2011 with the proposed effective date of July 1, 2012. She then described the handouts provided at the hearing as follows:

- Hearing notice
- LCB file number R024-11
- NRS 701.220
- Instructions for submitting written comments
- A list of libraries where 2009 IECC code books and training DVDs can be found
- A copy of all written comments received as of the May 26, 2011 workshop

3. Statement by the Deputy Attorney General representing the NSOE

Cassandra Joseph, deputy attorney general, representing the NSOE, stated that NRS Chapter 701.220(1) states that the director must adopt the most recent version of the International Energy Conservation Code. The NSOE provided 30-day written notice in advance of this hearing to inform the public of the general topics to be discussed, namely, adoption of the 2009 International Code. The next hearing is scheduled on Tuesday, October 18, 2011 in Carson City, and will be videoconferenced to Las Vegas. A third hearing is scheduled for November 10, 2011. Copies of the hearing notice can be found on the sign-in tables at both locations and are also available on the energy website at www.energy.nv.gov. After each hearing, the minutes of the hearing will be posted within 30 days to allow members of the public to review them. Ms. Joseph then stated that after each hearing, the director will be editing the draft regulations as appropriate. After the third hearing, currently scheduled for November 10, 2011, the director will then submit the final draft to the Legislative Counsel Bureau for final adoption.

As for the hearing today, Ms. Joseph stated that written comments may also be submitted in addition to or in lieu of speaking. She also clarified that although the notice of hearing indicated that written comments must be submitted by October 3, 2011, the director will accept written comments regarding the proposed regulation through November 7, 2011, which is before the last scheduled hearing.

4. Public Comments and Discussions

Director Crowley again stated that the first hearing is being held in Las Vegas, Nevada to propose the adoption, amendment or repeal of regulations pertaining to Chapter 701 of the Nevada Administrative Code (NAC) and relating to the adoption of regulations for the conservation of energy in buildings, including manufactured homes, namely adoption of the 2009 International Energy Conservation Code, pursuant to Nevada Revised Statute (NRS) 701.220.

Director Crowley then opened for public comments and asked if anyone in Las Vegas or Carson City wanted to speak on the proposed regulations. No one responded. She then

asked if there was anyone on the phone. There was no response. After waiting a few minutes, Director Crowley called for a recess to allow time for additional people to appear in person or to call in to the teleconference. A recess was taken at approximately 1:20 p.m.

5. Adjournment

At approximately 1:50 p.m., Director Crowley reconvened the hearing. Again she asked if there was anyone in Las Vegas, Carson City or on the telephone who would like to provide comment on the proposed regulation. There was no response and the hearing was adjourned at 1:52 p.m.