PROPOSED REGULATION OF THE

DIRECTOR OF THE OFFICE OF ENERGY

LCB File No. R064-13

September 11, 2013

EXPLANATION – Matter in *italics* is new; matter in brackets [~~omitted material~~] is material to be omitted.

AUTHORITY: §§1 and 2, NRS 701A.365 and 701A.390, as amended by section 7 of Assembly Bill No. 239, chapter 504, Statutes of Nevada 2013, at page 3206.

A REGULATION relating to energy-related tax incentives; providing for the assessment and collection of certain fees; and providing other matters properly relating thereto.

Section 1. Chapter 701A of NAC is hereby amended by adding thereto a new section to read as follows:

1. An applicant shall pay to the Director the following fees:

(a) For the review and approval of an application submitted pursuant to NRS 701A.360, $7,500. An applicant shall pay the fee concurrently with the submission of his or her application. The Director will not approve an application for which the fee has not been timely paid pursuant to this paragraph.

(b) For the review and approval of an annual compliance report submitted pursuant to section 29 of LCB File No. R094-10, $250. An applicant shall pay the fee concurrently with the submission of his or her annual compliance report. The Director will deem incomplete pursuant to subsection 3 of section 29 of LCB File No. R094-10 an annual compliance report for which the fee has not been timely paid pursuant to this paragraph.

(c) In addition to any other fee required by this subsection, if the review and approval of an application submitted pursuant to NRS 701A.360 or an annual compliance report submitted pursuant to section 29 of LCB File No. R094-10 requires an on-site inspection, $500 per inspection.

2. The Director will review each fee prescribed by subsection 1 on or before December 31 of each even-numbered year to ensure that the amount of the fee reflects the actual cost to the Office of Energy in carrying out the duties described in subsection 1.

3. The fees collected pursuant to subsection 1 must be deposited by the Director into an interest-bearing account. The money deposited pursuant to this subsection and any interest earned on such money must be used only to pay the costs incurred by the Office of Energy in carrying out the duties described in subsection 1.

Sec. 2. Section 2 of LCB File No. R094-10 is hereby amended to read as follows:

Sec. 2. As used in sections 2 to 36, inclusive, of LCB File No. R094-10, ***and section 1 of LCB File No. R064-13,*** the words and terms defined in NRS 701A.300 to 701A.345, inclusive, and sections 3 to 13, inclusive, of LCB File No. R094-10 have the meanings ascribed to them in those sections.