

NOTICE OF PUBLIC WORKSHOP  
Executive Order 2023-003  
Compliance Regulation Review

NOTICE IS HEREBY GIVEN that, in compliance with the Governor's Executive Order 2023-003, the State Public Works Board and the State Public Works Division (SPWD) will hold a public workshop to consider survey results, public comment, and staff comments regarding portions of chapter 338 and 341 of the Nevada Administrative Code (NAC).

The regulation review includes the following:

1. **Summary of Survey Results.** SPWD distributed a survey seeking input from stakeholders as directed by the Executive Order. The survey was also posted on SPWD's website. Stakeholders had 2 weeks to respond. SPWD posted the survey on its webpage and distributed the survey to 600+ stakeholders on February 27, 2023. The list of stakeholders was compiled from the following:

- Active State of Nevada/Public Works Vendors
- Pre-Qualified Contractors
- Consultants lists obtained from SPWD's Professional Services Section

An overview of the survey results are as follows:

- 21 total responses
- 7 responses regarding regulations outside SPWD authority

Remaining responses were as follows:

NAC 338

- No changes Necessary
  - 4 comments
- Construction Manager at Risk
  - 4 comments
- Qualification of Bidders: subcontractors
  - 1 comment
- No Details
  - 1 comment
- Veteran's Preference
  - 1 comment
- NAC 338 and 341 (Delete all)
  - 1 comment

NAC 341

- Administration
  - 2 comments
- Green Building Design Measures
  - 1 comment

The survey results are available under the tab SURVEY RESULTS at: [www.publicworks.nv.gov](http://www.publicworks.nv.gov)

Also, for consideration at the Workshop, State Public Works Division staff make the following recommendations as required by EO 2023-003:

**1. Green Building Design Regulations –**

NAC 341.341 Simple payback period defined. Delete: unnecessary and redundant.

**2. NAC General Provisions –**

NAC 341.065 Contract documents; insurance. Delete unnecessary and redundant.

NAC 341.086 Alternative bids. Delete, unnecessary and redundant as this requirement is included in contract documents.

NAC 341.127 Review of proposals regarding local adoption of *Uniform Plumbing Code*. Delete as unnecessary and redundant.

NAC 341.136 Selection of professional consultant for project: Procedure for selection with assistance of committee. Revise, and raise threshold of \$250,000 required for committee selection to \$1,000,000. Obsolete. As prices increase, requiring a formal selection process and consultant presentation on projects over \$250,000 wastes resources, and does not add value.

**The workshop is scheduled to begin at 9:00 am on April 12, 2023, and will be conducted by video conference between the following locations:**

**State Public Works Board  
515 East Musser, Suite 102  
Carson City, Nevada 89701**

**and**

**State Public Works Board  
2300 McLeod Street  
Las Vegas, Nevada 89104**

Members of the public may make oral comments at this meeting. Persons wishing to submit written testimony or documentary evidence in the excess of two typed, 8 ½” x 11” pages must submit the material to the attention of the Administrator, State Public Works Division, to be received no later than April 5, 2023, at the following address:

State Public Works Division  
515 East Musser, Suite 102  
Carson City, Nevada 89701-4263

Written comments, testimony, or documentary evidence in excess of two typed pages will not be accepted at the time of the hearing. The purpose of this requirement is to allow adequate time for the review of the documents.

Members of the public who are disabled and require reasonable accommodations or assistance at the meeting should notify the State Public Works Board, 515 East Musser, Suite 102, Carson City, Nevada 89701-4263, Phone (775) 684-4141, at least 24 hours prior to the date of the workshop.

This “Notice of Workshop” and the topics regarding the Division regulation review have been sent to all persons on the agency’s mailing list. The Notice of Workshop is also available on the SPWD website: [www.publicworks.nv.gov](http://www.publicworks.nv.gov)

Copies are on file for inspection and copying at the following locations during normal business hours:

State Public Works Division’s offices located at:  
515 East Musser, Suite 102,  
Carson City, Nevada 89701-4263

and

State Public Works Division’s offices located at:  
2300 McLeod Street  
Las Vegas, Nevada 89104.