



**STATE OF NEVADA  
MEETING NOTICE AND AGENDA  
NEVADA DEPARTMENT OF PUBLIC SAFETY  
DIVISION OF EMERGENCY MANAGEMENT**

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**NOTICE OF INTENT TO ACT UPON A REGULATION**

**Notice of Hearing for the Amendment of Regulations in Chapter 493  
of the Nevada Administrative Code Related to the Use of  
Unmanned Aerial Vehicles by Public Agencies**

The Department of Public Safety, Division of Emergency Management will hold a public hearing on Wednesday, June 1, 2016, at 1:30 p.m. at the Legislative Counsel Bureau, Room 3138, Carson City, NV, 89701 and through video or teleconference at the Legislative Counsel Bureau, Room 4401, Las Vegas, NV, 89119. The purpose of the hearing is to receive comments from all interested persons regarding the amendment of regulations that pertain to Chapter 493 of the Nevada Administrative Code.

The following information is provided pursuant to the requirements of NRS 233B.0603:

**LCB File No. R016-16**

**1. The need for and the purposes of the proposed regulation.**

Chapter 493 of the Nevada Revised Statutes was amended by Assembly Bill 239 in 2015. The amendment requires the Department of Public Safety to adopt regulations which prescribe the public purposes for which a public agency may operate an unmanned aerial vehicle ("UAV") that is registered with the Department of Public Safety. This proposed regulation provides a list of public purposes for which a registered UAV may be operated by a public agency.

**2. The terms or the substance of the proposed temporary regulation to be adopted, amended or repealed, or a description of the subject and issues involved.**

This proposed regulation will be a permanent regulation.

**3. A statement explaining how to obtain the approved or revised text of the proposed permanent regulation.**

The proposed regulation text may be obtained by going to the Register of Administrative Regulations for 2016 and clicking this link:

<http://www.leg.state.nv.us/Register/2016Register/R016-16P.pdf>

The proposed regulation text is also available by contacting Chris Molnar at [cmolnar@dps.state.nv.us](mailto:cmolnar@dps.state.nv.us) or by telephone at 775-687-0300.

4. **The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately and in each case must include:**
  - (a) **Both adverse and beneficial effects; and**
  - (b) **Both immediate and long-term effects.**

This proposed regulation only applies to state agencies and political subdivisions of this state. This proposed regulation does not involve any adverse or beneficial effects on any business or on the public. This proposed regulation will not involve any immediate or long-term effects on businesses or the public.

5. **The methods used by the agency in determining the impact on a small business.**

This proposed regulation will have no impact on small business since it only applies to public agencies.

6. **The estimated cost to the agency for enforcement of the proposed regulation.**

The Department of Public Safety will not incur significant costs for implementation and enforcement of this proposed regulation.

7. **A description and citation to any regulations of other state or local government agencies which the proposed regulation overlaps or duplicates and statement explaining why the duplication or overlapping is necessary. If the proposed regulation overlaps or duplicates a federal regulation, the notice must include the name of the regulating federal agency.**

This proposed regulation does not overlap or duplicate regulations of other state or local government agencies. This proposed regulation does not overlap or duplicate federal regulations.

8. **If the regulation is required pursuant to federal law, a citation and description of the federal law.**

This proposed regulation is not required pursuant to federal law.

9. **If the regulation includes provisions which are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.**

This proposed regulation does not include a provision which is more stringent than a federal regulation that regulates the same activity.

10. **Whether the proposed regulation established a new fee or increases an existing fee.**

This proposed regulation does not establish a fee or increase an existing fee.

Persons wishing to comment upon the proposed action of the Division may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to Division of Emergency Management, 2478 Fairview Drive, Carson City, NV 89701. Written submissions must be received by the Division at least 14 days before the scheduled public hearing. If no person who is directly affected by the proposed action appears to make an oral presentation, the Division may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be amended will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be amended will be available at 2478 Fairview Drive, Carson City, Nevada 89701 and on the Division website, [http://dem.nv.gov/DEM/DEM\\_Public\\_Meeting\\_Information/](http://dem.nv.gov/DEM/DEM_Public_Meeting_Information/), and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us/>. Copies of this notice and the proposed regulation will also be mailed to members of the public at no charge upon request.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This Notice of Hearing has been posted at the following locations:

Nevada Division of Emergency Management  
2478 Fairview Drive  
Carson City, NV 89701

Las Vegas Governor's Office  
555 E. Washington Avenue  
Las Vegas, NV 89101

Carson City Governor's Office  
101 N. Carson Street  
Carson City, NV 89701

Clark County Fire Department  
575 E. Flamingo Road  
Las Vegas, NV 89119

Nevada State Library  
100 North Stewart Street  
Carson City, Nevada 89701

Carson City Library  
900 North Roop Street  
Carson City, Nevada 89701-3101

Churchill County Library  
553 South Maine Street  
Fallon, Nevada 89406-3306

Las Vegas-Clark Co. Library Dist. Hdqtrs.  
833 Las Vegas Blvd. North  
Las Vegas, Nevada 89101

Douglas County Public Library  
1625 Library Lane  
Post Office Box 337  
Minden, Nevada 89423-0337

Elko County Library  
720 Court Street  
Elko, Nevada 89801-3397

Esmeralda County Library  
Corner of Crook & Fourth Street  
Post Office Box 430  
Goldfield, Nevada 89013-0430

Eureka County Library  
10190 Monroe Street  
Post Office Box 293  
Eureka, Nevada 89316-0293

Humboldt County Library  
85 East Fifth Street  
Winnemucca, Nevada 89445-3095

Battle Mountain Branch Library (Lander  
County)  
625 South Broad Street  
Post Office Box 141  
Battle Mountain, Nevada 89820-0141

Lincoln County Library  
63 Main Street  
Post Office Box 330  
Pioche, Nevada 89043-0330

Lyon County Library System  
20 Nevin Way  
Yerington, Nevada 89447-2399

Mineral County Library  
110 First Street  
Post Office Box 1390  
Hawthorne, Nevada 89415-1390

Tonopah Public Library  
(Nye County)  
167 South Central Street  
Post Office Box 449  
Tonopah, Nevada 89049-0449

Pershing County Library  
1125 Central Avenue  
Post Office Box 781  
Lovelock, Nevada 89419-0781

Storey County Treasurer & Clerk's Office  
Drawer D  
Virginia City, Nevada 89440

Washoe Co. Library System  
301 S. Center St.  
Reno, NV 89501

White Pine Co. Library  
950 Campton St.  
Ely, NV 89301

<http://notice.nv.gov>.

We are pleased to make reasonable accommodations for members of the public who are disabled. If special arrangements for the meeting are necessary, or if there is a need to obtain copies of any supporting meeting materials, please contact Chris Molnar at the Nevada Division of Emergency Management at (775) 687-0300. 24-hour advance notice is requested. Thank you.

**PROPOSED REGULATION OF THE  
DEPARTMENT OF PUBLIC SAFETY**

**LCB File No. R016-16**

February 12, 2016

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

AUTHORITY: §1, Section 22 of Assembly Bill No. 239, chapter 327, Statutes of Nevada 2015, at page 1776.

A REGULATION relating to unmanned aerial vehicles; prescribing the public purposes for which a public agency may operate an unmanned aerial vehicle that is registered with the Department of Public Safety; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law provides that a public agency in this State may operate an unmanned aerial vehicle only if the agency registers the unmanned aerial vehicle with the Department of Public Safety and operates the unmanned aerial vehicle in accordance with any regulations adopted by the Department. (Section 21 of Assembly Bill No. 239, chapter 327, Statutes of Nevada 2015, at page 1776) Existing law requires the Department to: (1) prescribe the public purposes for which a public agency may operate an unmanned aerial vehicle that is registered with the Department; (2) establish and maintain, to the extent money is available for this purpose, a registry of unmanned aerial vehicles that are operated by public agencies in this State; and (3) include on its Internet website the information contained in the registry. (Section 22 of Assembly Bill No. 239, chapter 327, Statutes of Nevada 2015, at page 1776) This regulation prescribes the public purposes for which a public agency may operate an unmanned aerial vehicle that is registered with the Department.

**Section 1.** Chapter 493 of NAC is hereby amended by adding thereto a new section to read as follows:

*A public agency which has registered an unmanned aerial vehicle with the Department of Public Safety in accordance with section 22 of Assembly Bill No. 239, chapter 327, Statutes of Nevada 2015, at page 1776, may operate the unmanned aerial vehicle for one or more of the following public purposes:*

1. *Fire services;*
2. *Emergency medical services;*
3. *Protection of a critical facility that is public property;*
4. *Search and rescue operations;*
5. *Preparation for, response to and recovery from emergencies and disasters;*
6. *Communications relay and delivery;*
7. *Surveying and mapping;*
8. *Inspection of public land and infrastructure;*
9. *Inspection and testing of hazardous materials;*
10. *Inspection and evaluation of natural resources;*
11. *Inspection and evaluation of wildlife;*
12. *Inspection and evaluation of agricultural and environmental conditions;*
13. *Training of employees of a public agency;*
14. *Research and development of unmanned aerial vehicles;*
15. *Maintenance and testing of unmanned aerial vehicles;*
16. *Air quality testing; and*
17. *Evaluation of meteorological conditions.*