



Joe Lombardo,
Governor

Stacie Weeks, JD MPH,
Director

Todd Rich
Administrator

SMALL BUSINESS IMPACT STATEMENT
Effective Date of Regulation:
Upon Filing with the Nevada Secretary of State

1. Background

During the 2025 Nevada Legislative session, Senate Bill 494 (SB494) was approved and was subsequently signed by Governor Lombardo. This legislation is significant in nature as it creates a new department within the executive branch of state government – the Nevada Health Authority (NVHA). One of the strategic objectives of this new department is to leverage the State’s substantial purchasing power in respect to health care coverage for Nevadans. Pursuant to [Section 24 of SB494](#), NVHA is required to adopt regulations to carry out its purchasing and procurement authority. Below, please see text from Subsection 3, Section 24, SB494 (2025) summarizing the required contents of the regulations to be adopted by NVHA:

In consultation with the Department of Administration and the Office of the Attorney General, the Authority shall adopt regulations to carry out the provisions of this section.

Those regulations must:

- (a) Establish processes and rules governing any committee established to evaluate proposals;
- (b) Require the provision of notice to prospective vendors who submit proposals to provide commodities or services before and after the Authority awards a contract;
- (c) Provide for the confidentiality of information submitted as part of a proposal and any communication between a person who submits a proposal and the Authority, or any members of a committee described in paragraph (a);
- (d) Prescribe the procedure for awarding a contract, which may include, without limitation, procedures for:
 - (1) An invitation to bid, a request for proposals, a request for qualifications, a request for information, a request for a quote or any other generally accepted procedures for awarding contracts;
 - (2) Soliciting, bidding and receiving proposals and bids through an Internet website in accordance with paragraph (b) of subsection 2; and
 - (3) Determining the costs of a contract for the purpose of soliciting bids and responses;
- (e) Establish preferences for bids or proposals submitted by businesses based in this State, businesses owned and operated by veterans with service-connected disabilities and other entities which are given preferences under chapter 333 of NRS;
- (f) Establish the duties of persons who are authorized to enter into contracts on behalf of the Authority, which must be consistent with the duties prescribed by NRS 333.337;
- (g) Prescribe prohibitions consistent with NRS 333.339 against entering into certain contracts;
- (h) Prescribe procedures for determining and awarding contracts to bidders who will produce results that are high in quality and value;
- (i) Procedures consistent with NRS 333.350 for:
 - (1) Awarding contracts for separate items or portions or groups of items, or for separate portions of a project;
 - (2) Rejecting all bids or proposals;
 - (3) Withdrawing bids or proposals; and
 - (4) Entering records of bids and proposals;
- (j) Penalties consistent with NRS 333.365 for persons who enter into contracts with the Authority and do not perform according to the contract;
- (k) Procedures for the submission of revised proposals;
- (l) Procedures consistent with NRS 333.370 by which a person who makes an unsuccessful bid or proposal may submit an appeal, including, without limitation, requirements that such a person:
 - (1) File a notice of appeal with the Authority and the Hearings Division of the Department of Administration; and

- (2) Post a bond with good and solvent surety in a form approved by the Director in an amount that is equal to or greater than 25 percent of the amount of the successful bid submitted for the same project;
- (m) Procedures consistent with NRS 333.435 for purchasing prescription drugs, pharmaceutical services or medical supplies and related services; and
- (n) Procedures for the awarding of contracts on a contingency basis.

2. Description of Solicitation

Pursuant to NRS 233B.0608(1), NVHA made a concerted effort to determine whether the proposed regulation is likely to impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business. As part of this concerted effort, NVHA requested input from small businesses that may be affected by the proposed regulations. In order to do so, NVHA solicited input from the Chambers of Commerce throughout Nevada. NVHA prepared a detailed summary of the required contents of the new regulations and obtained contact information for the Executive Directors of the Chambers of Commerce participating in the Silver State Chambers of Commerce organization, that includes Chambers from throughout Nevada. The Silver State Chambers of Commerce includes representatives from both urban and rural regions of Nevada. The Administrator of the Health Care Purchasing and Compliance Division of NVHA, Todd Rich, corresponded directly with Ann Silver, the Chief Executive Officer of the Reno+Sparks Chamber of Commerce, to achieve this. Chamber leaders throughout Nevada were sent the attached correspondence and encouraged to respond to NVHA with any input regarding potential impacts. This letter was also sent directly to the Vegas Chamber, the largest chamber of commerce in the State. To date, the NVHA has not received any concerns regarding cost impact of these new regulations.

3. Does the proposed regulation impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business? (NRS 233B.0608(1)).

No, the proposed regulations do not impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business.

4. How was that conclusion reached?

NVHA reached this conclusion through both internal analysis and solicitation of input from Nevada's Chambers of Commerce. Upon internal review, NVHA determined that the proposed regulations are unlikely to impact small businesses for the following reasons:

- The regulations are not intended to impose any fee on any business.
- The regulations are intended to promote fair competition amongst any business (small or large) bidding to do business with NVHA.
- The regulations will only impact those businesses who wish to enter into contracts with NVHA and further would only apply to the terms of a specific contract mutually agreed upon by NVHA and a business. Therefore, the regulations will not impact the formation, operation, or expansion of a small business.
- The regulations will incorporate similar provisions as those currently found in NRS 333 and other industry standards in government procurement. The regulations are not intended to impose unnecessary hurdles or burdens upon businesses wishing to enter into contracts with NVHA.

While NVHA determined internally that the proposed regulations are not likely to impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business, NVHA nonetheless proceeded in good faith with conducting stakeholder outreach regarding potential

impacts on small businesses. Upon soliciting feedback regarding any potential small business impact from Nevada's Chambers of Commerce leadership, NVHA's determination was affirmed. Chamber Directors confirmed there was no concern that the proposed regulations would impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business.

I, Stacie Weeks, Director of the Nevada Health Authority, certify that, to the best of my knowledge or belief, a concerted effort was made to determine the impact of the proposed regulation on small business, and that the information contained in the statement above is accurate. (NRS 233B.0608(3))

Dated: 10/28/2025

Signature: 

*Stacie Weeks, JD, MPH
Director
Nevada Health Authority*