

Clark County, Nevada
Business Impact Statement

The following Business Impact Statement was prepared pursuant to Nevada Revised Statutes (NRS) 237.090 to address the proposed impact of amendment of Clark County Code, Title 20, Chapter 20.09, Section 20.09.050, by initially increasing the amount of Customer Facility Charge (CFC) collected by the on-airport car rental companies; and it would authorize the Director of Aviation to increase the CFC's, up to the specified limit, based on annual budget review.

1. The following constitutes a description of the number of and manner in which comment was solicited from affected businesses, a summary of their responses and explanation of the manner in which other interested persons may obtain a copy of the summary. *NRS 237.090(1)(a)*

- a. Notice: On April 17, 2021, the Clark County Department of Aviation sent notifications and proposed ordinance changes to approximately (10) ten rental car companies (Attachment 1). In addition, a copy of the notification and proposed ordinance changes was published in the *Las Vegas Review-Journal* on April 17, 2021, April 19, 2021, and April 21, 2021, and in *El Tiempo* on April 21, 2021. A copy of the notification and proposed ordinance changes was also posted on the McCarran.com website in the Public Notices section.

Summary of Comments: A fifteen (15) day public comment period was opened and the Department of Aviation received zero responses.

- b. Public Availability of Comments: A copy of the proposed amendment and the Business Impact Statement may be obtained by contacting the Clark County Clerk's Office located at Clark County Government Center, 500 S. Grand Central Parkway, Las Vegas, Nevada 89155-1601, or by emailing ClerkRec@ClarkCountyNV.gov.

2. The estimated economic effect of the proposed rule on businesses, including, without limitation, both adverse and beneficial effects, and both direct and indirect effects. *NRS 237.090(1)(b)*

- a. Adverse Effects: The following impacts are related to the proposed modification to the current fees, and charges to be paid by authorized on-airport rental car operators at the McCarran Rent-A-Car Center (MRACC). On-airport rental car operators may be subject to the increase of the amount of the CFC.

- b. Beneficial Effects: Funds generated by the CFC increase will support the operations and maintenance of the MRACC's facilities, roadways, services and improvements.
 - c. Direct Effects: The proposed ordinance change would revise the amount of the CFC and to authorize the Director of Aviation for any future CFC increase, on an as needed basis, up to the specified limit.
 - d. Indirect Effects: No indirect effects were identified.
 - e. Other Economic Effects to be Considered: No other economic effects were identified.
3. The following constitutes a description of the methods that the local government considered to reduce the impact of the proposed rule on businesses and a statement regarding whether any, and if so which, of these methods were used. *NRS 237.090(1) (c)*

We met with the impacted companies in September of 2020.

We discussed the need to raise the CFC rate. Options considered were and increase to \$5.00 or perhaps \$6.00 per transaction day. Staff ultimately settled on \$5.00 after reviewing various rates at other major airports.

4. The governing body estimates the annual cost to the local government for enforcement of the proposed rule. *NRS 237.090(1) (d)*

Additional cost to enforce the proposed rule is negligible.

5. The proposed rule provides for a new fee or increases an existing fee and the total annual amount expected to be collected is. *NRS 237.090(1) (e)*

Upon the approval of the proposed ordinance modification, the total amount collected from the rate modifications is anticipated to help cover the operations and maintenance costs of the McCarran Rent-A-Car Center.

6. The money generated by the fee or increase in existing fee will be used by the local government. *NRS 237.090(1) (f)*

Funds generated will be used to directly offset the maintenance and operational costs to operate the McCarran Rent-A-Car Center.

7. The proposed rule includes provisions that duplicate or are more stringent than federal, state, or local standards regulating the same activity. *NRS 237.090(1) (f)*


Not applicable.

8. Set forth the reasons for the conclusions regarding the impact of the proposed rule on businesses. *NRS 237.090(1) (g)*

The proposed ordinance modification does not create a significant economic burden upon a business or directly restrict the formation, operation or expansion of a business. As a County department that operates as a business enterprise fund and a public-use facility that does not receive local and state tax revenue, McCarran International Airport must generate all revenue necessary for operations and improvements of its facilities from its users.

Certification of Business Impact Statement

Pursuant to NRS 237.090(2), I, Yolanda T. King, as County Manager for Clark County Nevada, hereby certify that, to the best of my knowledge and belief, the information contained in this statement was prepared properly and accurately.



Yolanda T. King
County Manager, Clark County Nevada

Dated: 6/1/2021

ATTACHMENT 1

NOTICE OF PROPOSED CHANGES TO CLARK COUNTY CODE RE: AMENDING TITLE 20 MCCARRAN RENT-A-CAR CENTER (MRACC) CHARGES FOR ON-AIRPORT RENTAL CAR OPERATORS

Please take notice that an amendment is being proposed by the Clark County Board of County Commissioners as follows:

Amending Clark County Code, Section 20.09.050, McCarran Rent-A-Car Center (MRACC) fees for on-airport rental car operators, to increase the amount of the customer facility charge (CFC) on a car rental transaction from four dollars per day to five dollars per day. The daily CFC will not exceed 14 days per rental vehicle contract. The ordinance will also authorize the Director of Aviation to increase the CFC in the future, on an as needed basis, up to a maximum of eight dollars.

Specifically, the purpose of this amendment is to support MRACC's operations and maintenance. Such operations and maintenance will be supported in part by the amended charges that will be collected by the on-airport rental car operators who operate at the MRACC.

Prior to the adoption of the proposed rule, the Clark County Board of County Commissioners is required by NRS 237.080 to make a concerted effort to determine whether the proposed rule will impose a direct and significant economic burden upon a business or directly restrict the formation, operation or expansion of a business. Due to this, trade associations, owners and officers of businesses which are likely to be affected by this proposed amendment, and any other interested persons are required to be notified and provided an opportunity to submit comments, data, or arguments to the County regarding whether the proposed rule will:

- a) Impose a direct and significant economic burden upon a business; or
- b) Directly restrict the formation, operation or expansion of a business.

Comments must be submitted no later than 5:00 p.m. on **May 7, 2021** as follows:

By hand delivery at:

Clark County Department of Aviation
Attn: Jerry Traylor
Terminal 1, 3rd Floor
5757 Wayne Newton Boulevard
Las Vegas, NV 89119

By U.S. Mail/Overnight Courier:

Clark County Department of Aviation
Attn: Jerry Traylor
2nd Floor-Central Services
5757 Wayne Newton Blvd.
Las Vegas, NV 89119

By email at: concessions@mccarran.com

By facsimile at: 702.261.5050

A copy of the proposed rule is also available for review Monday-Friday from 8:00am-5:00pm at:

Clark County Department of Aviation Business Office
Terminal 1, 3rd Floor
5757 Wayne Newton Boulevard
Las Vegas, NV 89119

Or online at:

<https://www.mccarran.com/Business/Outreach/PublicNotices>