



Department of Employment, Training and Rehabilitation
EMPLOYMENT SECURITY DIVISION
500 E. Third Street
Carson City, Nevada 89713-0001

WORKSHOP NOTICE AND AGENDA

Notice of Workshop to review and solicit comment on a proposed regulation relating to unemployment compensation; clarifying the definition of employment for full-time active duty Nevada National Guard or Nevada Air National Guard members, pursuant to Nevada Revised Statute (NRS) 233B.0608.

This Workshop, conducted by the Employment Security Division, is a Workshop to discuss and solicit comment on a proposed temporary regulation pertaining to Chapter 612 of the Nevada Administrative Code (NAC), to clarify NRS 612.115 1(c), to address full-time active duty Nevada National Guard or Nevada Air National Guard members with ninety (90) days or more of continuous service as "employed". This notice is provided in compliance with NRS 241.020 and 233B.061.

Name of Division: Nevada Employment Security Division

Date and Time of Workshop: Thursday, March 12, 2015; 10:00 A.M.

Place of Meeting:	<u>Live Meeting:</u>	<u>Video Conference To:</u>
	DETR – SAO Auditorium	DETR - Stan Jones Building, Conf. Rm. C
	500 East Third Street	2800 E. St. Louis Avenue
	Carson City, Nevada 89713	Las Vegas, Nevada 89104

AGENDA

- I. Call to order and welcome – Renee Olson, Administrator, Employment Security Division (ESD)
- II. Public Comment – *Chair may limit public comment to 5 minutes per speaker but may not restrict comment based upon viewpoint. No action may be taken upon a matter raised under the public comment period unless the matter itself has been specifically included on this agenda as an action item.*
- III. Confirmation of Posting – Renee Olson, Administrator, Employment Security Division (ESD)
- IV. Review Written Comments – Renee Olson, Administrator, Employment Security Division (ESD)
- V. Workshop to consider proposed regulation
 - A. Explanation of Regulation - Renee Olson, Administrator, Employment Security Division
 - B. Review Determination of Impact to Small Business per NRS 233B.0608 pursuant to Subsection 3 – David Schmidt, Economist, Research and Analysis Bureau, DETR

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VI. Closing Public Comment - *Chair may limit public comment to 5 minutes per speaker but may not restrict comment based upon viewpoint. No action may be taken upon a matter raised under the public comment period unless the matter itself has been specifically included on this agenda as an action item.*

VII. Adjournment

Agenda items may be taken out of order. Two or more agenda items may be combined for consideration. An item may be removed or discussion on an item may be delayed at any time.

A copy of the meeting Notice and Agenda can be requested either in person or by written request to the Department of Employment, Training, and Rehabilitation; Employment Security Division, 500 E. Third Street, Carson City, Nevada 89713, or telephone Joyce Golden at (775) 684-3909, or fax request to (775) 684-3910. Copies of pertinent documents will also be made available on the DETR website at: <http://nvdetr.org>.

NOTE: Written comments must be received by the Employment Security Division on or before March 5, 2015, at the following address:

Department of Employment, Training and Rehabilitation
Employment Security Division
500 E. Third Street, Carson City, NV 89713
Attn: Joyce Golden

NOTE: Persons with disabilities who require reasonable accommodations or assistance at the meeting should notify the Employment Security Division in writing at 500 East Third Street, Carson City, Nevada 89713, or call Joyce Golden at (775) 684-3909 (*for individuals who are deaf or have hearing disabilities, dial 711 for Relay Nevada*), or send a fax to (775) 684-3910, within 72 hours of meeting date and time. Supporting materials as provided for in NRS 241.020(5) may be obtained by contacting Joyce Golden at the above-noted contact information.

Notice of this meeting was posted at the following locations on or before 9 a.m. on the 15th day prior to the scheduled meeting date.

Nevada State Library & Archives, 100 North Stewart Street, Carson City, NV 89701
Legislative Building, 401 South Carson Street, Carson City, NV 89701
Grant Sawyer State Building, 555 E. Washington Ave., Las Vegas, NV 89101
Legislative Counsel Bureau Web Site
Department of Employment, Training and Rehabilitation Web Site
All County Libraries in Nevada
Employment Security Division, State Administrative Office, 500 East Third Street, Carson City, NV 89713
Employment Security Division Southern Administrative Office, 2800 E. St. Louis Ave., Las Vegas, NV 89104
Unemployment Insurance Contributions, 1320 South Curry Street, Carson City, NV 89710
Reno Field Audit Office, 1325 Corporate Blvd., Suite B, Reno, NV 89502
Las Vegas Field Audit Office, 2800 E. St. Louis Ave., Las Vegas, NV 89104
Reno Appeals Office, 1325 Corporate Blvd., Suite C, Reno, NV 89502
Las Vegas Appeals Office, 2800 E. St. Louis Ave., Las Vegas, NV 89104
Reno Casual Labor Office, 420 Galletti Way, Sparks, NV 89431
Las Vegas Casual Labor Office, 1001 North A Street, Las Vegas, NV 89106
Nevada JobConnect-Carson City, 1929 North Carson Street, Carson City, NV 89701
Nevada JobConnect-Elko, 172 Sixth Street, Elko, NV 89801
Nevada JobConnect-Ely, 1500 Avenue F, Suite 1, Ely, NV 89301
Nevada JobConnect-Fallon, 121 Industrial Way, Fallon, NV 89406
Nevada JobConnect-Henderson, 119 Water Street, Henderson, NV 89015
Nevada JobConnect-Las Vegas, 3405 South Maryland Parkway, Las Vegas, NV 89169
Nevada JobConnect-North Las Vegas, 2827 Las Vegas Boulevard North, Las Vegas, NV 89030
Nevada JobConnect-Reno Town Mall, 4001 South Virginia Street, Suite H-1, Reno, NV 89502
Nevada JobConnect-Sparks, 1675 E. Prater Way, Suite 103 Sparks, NV 89434
Nevada JobConnect-Winnemucca, 475 Haskell St., Suite 1, Winnemucca, NV 89445

Notice of this meeting was posted on the Internet on the following websites: DETR's Public Notices website at: http://nvdetr.org/public_notices.htm, the State of Nevada's Public Notices website at: <https://notice.nv.gov/>, and the Administrative Regulation Notices website at: <http://www.leg.state.nv.us/App/Notice/A/>.

**PROPOSED TEMPORARY REGULATION OF THE
EMPLOYMENT SECURITY DIVISION OF THE DEPARTMENT OF
EMPLOYMENT, TRAINING AND REHABILITATION**

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

AUTHORITY citation other than 233B; NRS 612.220; 612.115

A REGULATION relating to unemployment compensation; clarifying the definition of employment for full-time active duty Nevada National Guard or Nevada Air National Guard members.

Section 1. Chapter 612 of the Nevada Administrative Code (NAC), Unemployment Compensation, Claims for Benefits section is hereby amended to add NAC 612.115 to read as follows:

NAC 612.115: Full-time active duty Nevada National Guard or Nevada Air National Guard members with 90 days or more of continuous service will be considered as “employment”. (NRS 612.220, 612.115)

1. Members of the National Guard may receive benefits if the following apply:

- (a) Member is ordered to full-time active duty for at least 90 continuous days.**
- (b) Member is paid under Title 32.**
- (c) Member is released from military service under unemployment compensation for Ex-servicemembers (UCX) eligibility separation reasons.**
- (d) Member is otherwise entitled to receive unemployment benefits per UI regulations.**

Sec 2. This regulation becomes effective when the final version and a copy of the informational statement required by NRS 233B.066 is filed with the Secretary of State and expires November 1, 2015.

**PROPOSED TEMPORARY REGULATION OF THE
EMPLOYMENT SECURITY DIVISION OF THE DEPARTMENT OF
EMPLOYMENT, TRAINING AND REHABILITATION**

Temporary Administrative Regulation for Nevada National Guard Unemployment Compensation

**Determination of Potential Negative Impact to Small Businesses
Per NRS 233B.0608**

Does the proposed regulation impose a direct and significant economic burden on a small business?

No. The proposed regulation imposes no additional fees on any businesses.

Does the proposed regulation directly restrict the formation of a small business?

No. This regulation has no negative effect on the formation of a small business.

Does the proposed regulation directly restrict the operation of a small business?

No. This regulation does not impose any restrictions on small businesses within the state.

Does the proposed regulation directly restrict the expansion of a small business?

No. Nothing in the regulation addresses the expansion of any businesses, nor would any business expanding cause the regulation to affect that business or any other business.

What methods were used by the agency to determine the impact of the proposed regulation on small businesses?

An analysis of the text of the regulation.

What are the reasons for the conclusions of the agency?

This regulation contains no fees or restrictions on the formation, operation, or expansion of any small businesses. Therefore, DETR believes there is no negative impact to small businesses in Nevada due to this regulation.

I certify that, to the best of my knowledge or belief, a concerted effort was made by this department to determine the impact of the proposed regulation on small businesses and that the information contained in this statement is accurate.



Renee Olson, Administrator