

### **REVISED MEETING NOTICE AND AGENDA\***

Name of Organization: Legislative Commission's Subcommittee to Review Regulations  
(NRS 233B.067 and NRS 233B.0675)

Date and Time of Meeting: Thursday, December 29, 2011  
3:00 p.m.

Place of Meeting: Grant Sawyer State Office Building  
Room 4401  
555 East Washington Avenue  
Las Vegas, Nevada

Note: Some members of the Subcommittee may be attending the meeting and other persons may observe the meeting and provide testimony through a simultaneous videoconference conducted at the following location:

Legislative Building  
Room 3137  
401 South Carson Street  
Carson City, Nevada

*If you cannot attend the meeting, you can listen or view it live over the Internet. The address for the Nevada Legislature website is <http://www.leg.state.nv.us>. Click on the link "Live Meetings – Listen or View."*

## **A G E N D A**

**[Items on this agenda may be taken in a different order than listed]**

- I. Opening Remarks  
Senator Mo Denis, Chairman
- II. Public Comment  
(Because of time considerations, the period for public comment by each speaker may be limited, and speakers are urged to avoid repetition of comments made by previous speakers.)
- III. Review of Administrative Regulations Submitted Pursuant to NRS 233B.067 and  
For NRS 233B.0675. A list of the regulations to be considered is attached. (The text  
Possible of these regulations is hyperlinked to the electronic version of this agenda  
Action posted on the Nevada Legislature website:  
<http://www.leg.state.nv.us/register/Indexes/RegsReviewed.htm>.  
Please contact the Legal Division of the Legislative Counsel Bureau at (775) 684-6830 for a hard copy of the text of the regulations.)
- IV. Public Comment  
(Because of time considerations, the period for public comment by each speaker may be limited, and speakers are urged to avoid repetition of comments made by previous speakers.)
- V. Adjournment

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Note: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Legal Division of the Legislative Counsel Bureau, in writing, at the Legislative Building, 401 South Carson Street, Carson City, Nevada 89701-4747, or call (775) 684-6830 as soon as possible.

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Notice of this meeting was posted in the following Carson City, Nevada, locations: Blasdel Building, 209 East Musser Street; Capitol Press Corps, Basement, Capitol Building; City Hall, 201 North Carson Street; Legislative Building, 401 South Carson Street; and Nevada State Library, 100 Stewart Street.

Notice of this meeting was faxed and/or e-mailed for posting to the following Las Vegas, Nevada, locations: Clark County Government Center, 500 South Grand Central Parkway; and Grant Sawyer State Office Building, 555 East Washington Avenue.

Notice of this meeting was posted on the Internet through the Nevada Legislature's website at [www.leg.state.nv.us](http://www.leg.state.nv.us).

**STATE AGENCY REGULATIONS TO BE REVIEWED  
BY THE LEGISLATIVE COMMISSION'S  
SUBCOMMITTEE TO REVIEW REGULATIONS**

**December 29, 2011**

<b>REGULATIONS SUBMITTED PURSUANT TO NRS 233B.067:</b>		
<b>LCB NO.</b>	<b>NAC</b>	<b>AGENCY/ SUBJECT</b>
<b>2003 REGULATIONS</b>		
<b>R217-03</b>	<b>623A</b>	<b>STATE BOARD OF LANDSCAPE ARCHITECTURE</b> A REGULATION relating to landscape architects; establishing the rules of practice of the State Board of Landscape Architecture; and providing other matters properly relating thereto <b>CONTACT: Helen Wright 775.688.1316</b>
<b>2010 REGULATIONS</b>		
<b>R016-10</b>	<b>284</b>	<b>COMMISSONER OF FINANCIAL INSTITUTIONS</b> A REGULATION relating to contracts for the sale of vehicles; allowing the Commissioner of Financial Institutions to publish forms on-line; allowing the Commissioner to revise forms after notice and a hearing; making various revisions to certain forms used in the sale of vehicles; repealing provisions relating to contracts for the sale of vehicles; and providing other matters properly relating thereto <b>CONTACT: Daniel Ebihara 702.486.3326</b>

<b>R090-10</b>	<b>477</b>	<b>STATE FIRE MARSHAL DIVISION OF THE DEPARTMENT OF PUBLIC SAFETY</b> A REGULATION relating to fire protection; requiring certain equipment to be located in each shop and vehicle used to service certain fire extinguishers and systems; adopting and revising certain publications by reference; revising requirements for an applicant to obtain a license or certificate of registration; revising provisions relating to disciplinary action; revising provisions governing permits to store hazardous materials; revising various fees; revising provisions relating to interior design, fire systems, portable fire extinguishers and fixed fire extinguishing systems, portable buildings, automatic sprinkler systems, residential systems, child care facilities and fireworks; revising provisions relating to requirements for registration or licensure of magicians, pyrotechnic operators, assistant pyrotechnic operators, fire performers, flame effects operators and flame effects assistants; revising provisions relating to flammable and combustible liquids, use of explosives in blasting and certain exhaust and fire systems; and providing other matters properly relating thereto <b>CONTACT: Pete Mulvihill 775.684.7525</b>
<b>R102-10</b>	<b>488</b>	<b>BOARD OF WILDLIFE COMMISSIONERS</b> A REGULATION relating to watercraft; applying any federal law or regulation applicable to navigable waters within this State to all waters within this State; and providing other matters properly relating thereto <b>CONTACT: Joanne Trendler 775.688.1549</b>
<b>R116-10</b>	<b>638</b>	<b>NEVADA STATE BOARD OF VETERINARY MEDICAL EXAMINERS</b> A REGULATION relating to veterinary medicine; providing for the possession, administration, prescription or dispensing of controlled substances or prescription drugs by veterinary facilities; revising certain continuing education requirements for the renewal of a license to practice veterinary medicine; revising the required contents of a medical record of an animal; revising the tasks that a licensed veterinary technician is authorized to perform; revising the tasks that a veterinary assistant is authorized to perform; and providing other matters properly relating thereto <b>CONTACT: Debbie Machen 775.688.1788</b>
<b>R142-10</b>	<b>564 565</b>	<b>DIRECTOR OF THE STATE DEPARTMENT OF AGRICULTURE</b> A REGULATION relating to the branding of livestock; increasing certain fees for recording or rerecording a brand; requiring an owner of animals consigned to a regular sale or special sale to be charged for a brand inspection regardless of whether the animals are sold; increasing the fees for certain annual and lifetime permits for the movement of horses; amending certain provisions relating to a livestock movement permit; requiring the amount of the fee for a special permit to be posted on the Internet website maintained by the State Department of Agriculture; amending certain provisions regarding the regular sale and special sale of livestock; and providing other matters properly relating thereto <b>CONTACT: Jodi Lee Protopappas 775.353.3600</b>

<b>2011 REGULATIONS</b>		
<b>R004-11</b>	<b>205</b>	<b>OFFICE OF THE ATTORNEY GENERAL</b> A REGULATION relating to identity theft; revising various provisions governing identity theft; and providing other matters properly relating thereto <b>CONTACT: Heather Procter 775.684.1272</b>
<b>R005-11</b>	<b>656</b>	<b>CERTIFIED COURT REPORTERS' BOARD OF NEVADA</b> A REGULATION relating to court reporters; revising provisions relating to the examination of an applicant for a certified court reporter's certificate; and providing other matters properly relating thereto <b>CONTACT: Debbie Uehara 702-489-8787</b>
<b>R024-11</b>	<b>701</b>	<b>DIRECTOR OF THE OFFICE OF ENERGY</b> A REGULATION relating to energy conservation; adopting by reference the <i>2009 International Energy Conservation Code</i> ; providing for the triennial adoption of the most recent version of the <i>International Energy Conservation Code</i> ; providing for deviations, allowances and exemptions from provisions of the <i>International Energy Conservation Code</i> under certain circumstances; prescribing the methods by which a building may be certified as complying with the standards set forth in the <i>International Energy Conservation Code</i> and the requirements of this regulation; repealing certain provisions relating to the <i>Model Energy Code</i> ; and providing other matters properly relating thereto <b>CONTACT: Emily Nunez 775.687.1850</b>
<b>R025-11</b>	<b>502</b>	<b>BOARD OF WILDLIFE COMMISSIONERS</b> A REGULATION relating to wildlife; revising provisions relating to nonresident annual fishing licenses; and providing other matters properly relating thereto <b>CONTACT: Joanne Trendler 775.688.1549</b>
<b>R026-11</b>	<b>284</b>	<b>PERSONNEL COMMISSION</b> A REGULATION relating to the State Personnel System; revising provisions concerning the adjustment of grievances; and providing other matters properly relating thereto <b>CONTACT: Mark Evans 775.684.0136</b>
<b>R027-11</b>	<b>284</b>	<b>PERSONNEL COMMISSION</b> A REGULATION relating to the State Personnel System; revising provisions relating to disciplinary actions; and providing other matters properly relating thereto <b>CONTACT: Mark Evans 775.684.0136</b>
<b>R033-11</b>	<b>482</b>	<b>DEPARTMENT OF MOTOR VEHICLES</b> A REGULATION relating to vehicles; prescribing the amount of certain fees to be charged and collected by the Department of Motor Vehicles; and providing other matters properly relating thereto <b>CONTACT: Pete Olson 775.684.4960</b>

<b>R034-11</b>	<b>624</b>	<b>STATE CONTRACTORS' BOARD</b> A REGULATION relating to contractors; revising provisions governing an application by a licensed contractor to increase the monetary limit on his or her license; and providing other matters properly relating thereto <b>CONTACT: Jeanne Reynolds 775.850.7862</b>
<b>R036-11</b>	<b>482</b>	<b>DEPARTMENT OF MOTOR VEHICLES</b> A REGULATION relating to motor vehicles; requiring a person to include certain information when submitting to the Department of Motor Vehicles an electronic notification of transfer of ownership of a motor vehicle; setting forth the persons to whom the Department may release information contained in such a notification; and providing other matters properly relating thereto <b>CONTACT: Teri Baltisberger 775.684.4612</b>
<b>R040-11</b>	<b>386</b>	<b>NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION</b> A REGULATION relating to interscholastic activities; making a pupil who enrolls in the 9th grade at a private or public school ineligible to participate in a sanctioned sport at the level of varsity under certain circumstances; revising provisions governing the imposition of penalties for violations relating to interscholastic activities; revising provisions governing certain broadcasting rights and the collection of fees for broadcasting certain events; and providing other matters properly relating thereto <b>CONTACT: Paul Anderson 775.827.2000</b>
<b>R041-11</b>	<b>389</b>	<b>STATE BOARD OF EDUCATION</b> A REGULATION relating to education; revising provisions governing the requirements for a pupil to receive credit for a course of study without attending the classes for the course; and providing other matters properly relating thereto <b>CONTACT: Christina Harper 775.687.9226</b>
<b>R050-11</b>	<b>481</b>	<b>DIRECTOR OF THE DEPARTMENT OF MOTOR VEHICLES</b> A REGULATION relating to the Department of Motor Vehicles; providing for a processing fee for using a self-service terminal or kiosk to complete certain transactions with the Department; and providing other matters properly relating thereto <b>CONTACT: Pete Olsen 775.684.4960</b>
<b>R054-11</b>	<b>501 503</b>	<b>BOARD OF WILDLIFE COMMISSIONERS</b> A REGULATION relating to wildlife; authorizing the commercial taking of crayfish without the imposition of demerit points under certain circumstances; authorizing the importation, transportation or possession of a certain species of shad; prohibiting the importation, transportation or possession of a certain species of eel; authorizing a person to obtain a permit to take crayfish commercially from the waters of Lake Tahoe under certain circumstances; authorizing the filleting of fish before transport under certain circumstances; and providing other matters properly relating thereto. <b>CONTACT: Joanne Trendler 775.688.1549</b>

<b>R056-11</b>	<b>503</b>	<b>BOARD OF WILDLIFE COMMISSIONERS</b> A REGULATION relating to wildlife; declassifying the red fox as a fur-bearing mammal; classifying the Eurasian collared dove as an upland game bird; classifying the rosy boa as a protected reptile; providing for the possession, transportation, importation and exportation of certain wolves without a permit or license issued by the Department of Wildlife; and providing other matters properly relating thereto <b>CONTACT: Joanne Trendler 775.688.1549</b>
<b>R058-11</b>	<b>362</b>	<b>NEVADA TAX COMMISSION</b> A REGULATION relating to the taxation of minerals; revising the provisions governing the determination of the net proceeds of minerals; and providing other matters properly relating thereto <b>CONTACT: Terry Rubald 775.684.2095</b>
<b>R064-11</b>	<b>389</b>	<b>STATE BOARD OF EDUCATION</b> A REGULATION relating to education; prescribing the performance standards for courses of study in graphic design, mechanical drafting and design, and architectural drafting and design; repealing the performance standards for courses of study in drafting and computer-aided drafting and design; and providing other matters properly relating thereto <b>CONTACT: Christina Harper 775.687.9226</b>
<b>R068-11</b>	<b>77, 78 78A, 80, 81 82, 84 86, 87 87A, 88, 88A 89, 92A</b>	<b>SECRETARY OF STATE</b> A REGULATION relating to electronic filing of records; adopting provisions governing the electronic filing of records with the Secretary of State; and providing other matters properly relating thereto <b>CONTACT: Scott Anderson 775.684.5708</b>
<b>R069-11</b>	<b>78</b>	<b>SECRETARY OF STATE</b> A REGULATION relating to business entities; revising provisions governing the determination of whether the proposed name of a business entity is distinguishable from the name of an existing business entity; and providing other matters properly relating thereto <b>CONTACT: Scott Anderson 775.684.5708</b>
<b>R071-11</b>	<b>78</b>	<b>SECRETARY OF STATE</b> A REGULATION relating to registered agents; adopting provisions governing the process by which a natural person or corporation may register a willingness to serve as the registered agent of an entity; adopting provisions governing the publication and updating of the list of natural persons and corporations that have registered a willingness to serve as the registered agent of an entity; authorizing the Secretary of State to charge a fee to cover the cost of providing a printed version of the list of natural persons and corporations that have registered a willingness to serve as the registered agent of an entity; and providing other matters properly relating thereto <b>CONTACT: Scott Anderson 775.684.5708</b>

<b>R073-11</b>	<b>225</b>	<b>SECRETARY OF STATE</b> A REGULATION relating to records; establishing provisions governing the determination of whether a record has been timely filed with the Secretary of State; adopting provisions governing the imposition of penalties for the failure to timely file a record with the Secretary of State; establishing provisions governing the circumstances under which the Secretary of State will refuse to accept a record filed with him or her; and providing other matters properly relating thereto <b>CONTACT: Scott Anderson 775.684.5708</b>
<b>R077-11</b>	<b>624</b>	<b>PERSONNEL COMMISSION</b> A REGULATION relating to state personnel; revising provisions governing the payment of a differential rate of pay for certain shifts; and providing other matters properly relating thereto <b>CONTACT: Mark Evans 775.684.0136</b>
<b>R079-11</b>	<b>612</b>	<b>ADMINISTRATOR OF THE EMPLOYMENT SECURITY DIVISION OF THE DEPARTMENT OF EMPLOYMENT, TRAINING AND REHABILITATION</b> A REGULATION relating to unemployment compensation; prescribing the contribution rate schedule for calendar year 2012; and providing other matters properly relating thereto <b>CONTACT: Paul Brugger 775.684.6384</b>
<b>R080-11</b>	<b>76</b>	<b>SECRETARY OF STATE</b> A REGULATION relating to business licenses; adopting provisions relating to state business licenses issued by the Secretary of State; and providing other matters properly relating thereto <b>CONTACT: Scott Anderson 775.684.5708</b>
<b>R085-11</b>	<b>587</b>	<b>STATE QUARANTINE OFFICER</b> A REGULATION relating to agriculture; increasing the fee for the inspection of certain agricultural products in the field; and providing other matters properly relating thereto <b>CONTACT: Dawn Rafferty 775.353.3669</b>
<b>R086-11</b>	<b>587</b>	<b>DIRECTOR OF THE STATE DEPARTMENT OF AGRICULTURE</b> A REGULATION relating to seeds; increasing the fees for an application for the certification of seeds of certain field crops; and providing other matters properly relating thereto <b>CONTACT: Dawn Rafferty 775.353.3669</b>
<b>R087-11</b>	<b>587</b>	<b>STATE BOARD OF AGRICULTURE</b> A REGULATION relating to organic agricultural products; increasing the fees for the certification or continued certification of a production or handling operation; increasing the fees for certain fields or areas of operation; and providing other matters properly relating thereto <b>CONTACT: Dawn Rafferty 775.353.3669</b>



<b>R088-11</b>	<b>587</b>	<b>DIRECTOR OF THE STATE DEPARTMENT OF AGRICULTURE</b> A REGULATION relating to seeds; increasing fees for the analysis and testing of certain samples of seeds; and providing other matters properly relating thereto <b>CONTACT: Dawn Rafferty 775.353.3669</b>
<b>R089-11</b>	<b>554</b>	<b>STATE QUARANTINE OFFICER</b> A REGULATION relating to agriculture; providing for the imposition of a fee for certain inspections of commercial productions of onions and garlic; repealing provisions imposing a quarantine on onions and garlic in the Kings River Valley; and providing other matters properly relating thereto <b>CONTACT: Dawn Rafferty 775.353.3669</b>
<b>R092-11</b>	<b>555</b>	<b>STATE BOARD OF AGRICULTURE</b> A REGULATION relating to agriculture; increasing fees for licensing of dealers of nursery stock; deleting a provision requiring under certain circumstances the Director of the State Department of Agriculture to charge one-half of the annual fee otherwise required for licensing dealers of nursery stock; and providing other matters properly relating thereto <b>CONTACT: Dawn Rafferty 775.353.3669</b>
<b>R097-11</b>	<b>565</b>	<b>DIRECTOR OF THE STATE DEPARTMENT OF AGRICULTURE</b> A REGULATION relating to brand inspections; deleting provisions which require the payment of certain expenses for an inspection which takes place at a location designated by an owner of livestock; and providing other matters properly relating thereto <b>CONTACT: Jodi Lee Protopappas 775.353.3600</b>
<b>R111-11</b>	<b>293</b> <b>293C</b> <b>293D</b> <b>294A</b> <b>295</b> <b>304</b> <b>306</b>	<b>SECRETARY OF STATE</b> A REGULATION relating to elections; requiring the Secretary of State to determine the names or abbreviations of political parties that may appear on a ballot; making various changes relating to the process for verifying signatures on certain petitions; setting forth additional duties of certain employees of voter registration agencies; setting forth requirements for applications to register to vote by computer; setting forth the form of certain declarations required to be submitted by certain voters who are overseas or in the military; providing requirements for instructions to be sent to certain voters who are overseas or in the military; requiring certain committees for political action to report information to the Secretary of State regarding petition circulators; prohibiting committees for political action from using contributions to satisfy penalties; setting forth circumstances under which a county clerk is prohibited from processing a request to remove a signature from a petition; amending the affidavit required to be submitted by circulators of certain petitions; making various other changes relating to campaign practices; setting forth deadlines for political parties to nominate candidates to fill a vacancy in the office of Representative in Congress; making various other changes relating to elections; and providing other matters properly relating thereto <b>CONTACT: Scott Gilles 775.684.5705</b>

<b>R124-11</b>	<b>293 293C 294A</b>	<b>SECRETARY OF STATE</b> A REGULATION relating to elections; requiring county clerks to report certain information to the Secretary of State on election day; setting forth procedures for certain emergencies on election day; revising provisions relating to the admission of voters after the closing of polls on election day; requiring county clerks to post certain information on their websites relating to certain registered voters who sign petitions; requiring county clerks to submit plans to the Secretary of State relating to procedures for opening and closing polling places; revising provisions regarding voting; requiring persons who observe the conduct of voting at polling places to sign an acknowledgment of certain rules of conduct and wear name tags; revising provisions relating to the interpretation by the Secretary of State of “official identification;” revising provisions relating to inactive voters; revising provisions relating to written challenges; revising provisions relating to the form for applications to register to vote; clarifying registration requirements for certain nonprofits who engage in political activities; making various other changes relating to elections; and providing other matters properly relating thereto <b>CONTACT: Scott Gilles 775.684.5705</b>
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<b>REGULATIONS SUBMITTED PURSUANT TO NRS 233B.0675:</b>		
<b>LCB NO.</b>	<b>NAC</b>	<b>AGENCY/ SUBJECT</b>
<b>2010 REGULATIONS</b>		
<b>R029-10</b>	<b>458</b>	<b>DIVISION OF MENTAL HEALTH AND DEVELOPMENTAL SERVICES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES</b> A REGULATION relating to the abuse of alcohol and drugs; transferring certain duties relating to the abuse of alcohol and drugs from the Health Division of the Department of Health and Human Services to the Division of Mental Health and Developmental Services of the Department; adopting by reference certain publications; revising certain provisions relating to operators of substance abuse programs; and providing other matters properly relating thereto <b>CONTACT: Rebecca Vernon-Ritter 775.684.4108</b>