

**PROPOSED REGULATION OF THE
DIRECTOR OF THE OFFICE OF ENERGY**

LCB File No. R051-15

Draft Regulation for GOE DEAL Program

Section 1. *Chapter 701A of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 13, inclusive, of this regulation.*

Sec. 2. *"Account" has the meaning ascribed in NRS 701A.450.*

Sec. 3. *"Agreement" means an agreement executed by a participant prior to the making of a distribution of money from the Account.*

Sec. 4. *"Department of Administration" has the meaning ascribed in NRS. 232.212.*

Sec. 5. *"Director" means the Director of the Office of Energy appointed pursuant to NRS 701.150.*

Sec. 6. *"Measures" means energy efficiency upgrades selected from a pre-determined list approved by the Director.*

Sec. 7. *"Participant" means an officer or employee of the State.*

Sec. 8 *"Payment" means the monthly amount due to repay the loan or other distribution from the Account.*

Sec. 9 *"Separation from Service" means service that is no longer considered continuous as defined in NRS 284.0742.*

Sec. 10 *"Unpaid Status" means not considered in paid status as defined in NRS 284.0742.*

Sec. 11. *1. Upon entering into an agreement for a loan or other distribution of money from the account, the repayment is to be made through a payroll deduction from the participant*

paycheck. The agreement between the participant and the Director may at a minimum include provisions for the following:

- (a) The loan amount or other distribution;*
- (b) The payment amount to be deducted from the participant paycheck;*
- (c) The applicable measures; and*
- (d) Applicable waivers and consents established by the Director.*

Sec. 12. *1. Upon execution of the agreement, the Director will make available applicable information to the Department of Administration to facilitate the deduction. Applicable information may include:*

- (a) Participant name;*
- (b) Participant employee number;*
- (c) Authorized deduction amount;*
- (d) Authorized deduction frequency; and*
- (e) Authorized total loan or total distribution amount.*

2. The Department of Administration shall deduct the applicable amount in accordance with the agreement or other documentation provided by the Director. The deduction is to continue until the balance of the loan or other distribution is paid off, except in accordance with the provisions of Section 14.

3 . A participant may pay off the loan or distribution of funds early without penalty. One additional payment may be made in the event the participant pays the loan or other distribution of funds off in its entirety.

Sec. 14. *1. The Director may suspend required payment during a period in which a participant is in unpaid status. If the Director does not suspend payment during a period in*

which a participant is in unpaid status, the Director may bill the participant for the payment due. Payment for the current month shall be due on the 20th of each month. A participant has a 15-day grace period in which to make the payment. A past due notice may be mailed by the Director to a participant if the participant does not make his or her payment when due. If payment is not received, the loan or other disbursement may be subject to collection proceedings in accordance with the provisions of NRS 353C.

Sec. 15. 1. *Upon a participant's separation from service that is not considered temporary under the provisions of Section 14, the entire balance of the loan or other distribution will be due in its entirety and, will be:*

(a) Withheld from the participant final paycheck or leave payout; or

(b) Required by check within 60 days of the last date of employment.

Failure to pay off the balance of the loan or other distribution by the specified date will result in collection proceedings in accordance with the provisions of NRS 353C.