

**Chapter 607 of NAC**

**ADOPTED TEMPORARY REGULATION  
OF THE LABOR COMMISSIONER**

**LCB File No. T006-13**

**(Filed with the Secretary of State on June 6, 2013)**

AUTHORITY: NRS 607.160

A REGULATION relating to the confidentiality of claims and complaints filed with the Nevada Labor Commissioner.

Section 1: NAC 607 is hereby amended by adding the following provision set forth in Section 2 of this regulation.

Sec. 2: *Until such time that a final administrative Order is issued by the Labor Commissioner, the claim or complaint for wages filed with the Nevada Office of the Labor Commissioner by or on behalf of any Nevada worker and any documents submitted in support of or in response to that claim or complaint may be disclosed only to:*

- 1. The Nevada Labor Commissioner.*
- 2. An authorized employee of the Nevada Office of the Labor Commissioner.*
- 3. The claimant, respondent or their authorized representative or counsel.*
- 4. A person or government entity that is authorized to obtain such documents pursuant to an order issued by a court of competent jurisdiction.*

**INFORMATIONAL STATEMENT**  
**ADOPTED TEMPORARY REGULATION OF THE NEVADA OFFICE OF THE**  
**LABOR COMMISSIONER - ADMINISTRATIVE CODE CHAPTER 607**  
**LCB File No. T006-13**  
**June 5, 2013**

Pursuant to NRS 233B,066, the Nevada Office of the Labor Commissioner provides the following information concerning newly adopted temporary regulation for NAC 607.

**1. A description of how public comment was solicited, a summary of public response, and an explanation of how other interested persons may obtain a copy of that summary.**

Copies of the proposed temporary regulation, notices of workshop and notices of intent to act upon the temporary regulation were sent by U.S. mail to persons who were known to have an interest in the rule-making process of the Office of the Labor Commission as well as any person who had specifically requested such notice. These documents were also made available at the website of the Office of the Labor Commissioner, [www.laborcommissioner.com](http://www.laborcommissioner.com). mailed to all county libraries in the State of Nevada and posted at the following locations:

Office of the Labor Commissioner  
555 W. Washington Avenue  
Suite 4100  
Las Vegas, NV

Grant Sawyer State Office Building (Lobby)  
555 E. Washington Avenue  
Las Vegas, NV

Carson City District Courthouse  
885 E. Musser Street  
Carson City, NV

Office of the Labor Commissioner  
675 Fairview Drive  
Suite 226  
Carson City, NV

Legislative Building  
401 S. Carson Street  
Carson City, NV

Prior to the April 30, 2013 public hearing in which the submitted amendments to NAC 607 were adopted, there was an April 11, 2013 workshop held in an effort to solicit public comment on these issues, In addition, interested parties have been encouraged to submit written public comment.

There were no written comments submitted.

**2. The Number of persons who:**

- a. Attended the April 30, 2013 Public Hearing: 0
- b. Testified during the April 30, 2013 Public Hearing: 0
- c. Attended the April 11, 2013 Workshop: 0
- d. Testified during the April 11, 2013 Workshop: 0

**3. Written comments received by the Nevada Office of the Labor Commission:**

There were no written comments submitted,

**4. Since there were no attendees at either the public hearing or the workshop and written submissions received by the Office of the Labor Commissioner, there are no names, addresses, telephone numbers or electronic mailing addresses to provide.**

**5. A description of how comment was solicited from the affected businesses, a summary of their response, and an explanation as to how other interested parties may obtain a copy of the summary.**

Comments were solicited from affected businesses in the same manner as they were solicited from the public. There were no written comments submitted.

**6. If the temporary regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the temporary regulation without change.**

The proposed temporary regulation was drafted, posted on the Office of the Labor Commissioner web site and made available for public review. There were no suggested modifications or changes.

**7. The estimated economic effect of the adopted temporary regulation on the businesses that it is to regulate and on the public.**

- a. Adverse Effects: None.
- b. Beneficial Effects: None.
- c. Immediate effects: None.
- d. Long Term effects: None.

**8. The Estimated cost to the agency for enforcement of the adopted temporary regulation.**

There will be no additional cost to the agency for enforcement of this temporary regulation.

**9. A description of any regulation of other state or governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

The proposed temporary regulation does not overlap or duplicate any regulation of another state or governmental agency, although several state agencies do have similar confidentiality provisions concerning filings with their agencies. In addition, the proposed temporary regulation does not overlap or duplicate any federal regulation.

**10. If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.**

The temporary regulation is not more stringent than similar federal regulations.

**11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**

The temporary regulation does not provide for a new or increased fee.

**12. Is the proposed regulation 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? What methods did the agency use in determining the impact of the regulation on a small business?**

To determine the impact on small business, the agency solicited testimony from business during the temporary rule-making process. That process included the April 11, 2013 workshop and the April 30, 2013 public hearing. There was no evidence or testimony provided that would show that the proposed regulation had any adverse impact on small businesses. Based upon the nature and scope of the proposed temporary regulation, there should be no economic impact on any small business.