



Sec. 2. NAC 50.035 is hereby amended to read as follows:

**Form of declaration regarding preparation of solution or gas used in calibrating breath-testing device. (NRS 50.315)** A declaration which is referred to in subsection 2 of NRS 50.315 must be in substantially the following form:

I, ....., hereby declare:

That I am a ..... (occupation) employed by ..... (employer);

That on ..... (date) I prepared *and/or verified* a ..... (chemical solution or gas) consisting of ..... (description and composition of solution or gas) as necessary for accurately calibrating the ..... (name of device).

I declare under penalty of perjury that the foregoing is true and correct.

Executed on .....  
(Date) (Declarant's Signature)

.....  
(Declarant's Title)

Effect on Small Business Statement

NRS 233B.0608 (Section 3)

The proposed change to the regulation effects only the two forensic laboratories in the State that are responsible for verifying calibration of evidentiary breath test devices, developing lesson plans for the operation of the devices, and providing the training necessary to become an operator.

The Forensic Analysts of Alcohol, who are responsible for the verification of calibration can also be required to appear in court to testify that the verification of calibration of the evidential breath test devices complies with both the statutes and regulations relating to evidentiary breath test devices.

These two labs are operated by government entities: Las Metropolitan Police Department and Washoe County Sheriff's Office and are charged with ensuring the calibration of these devices will result in both accurate and legally admissible evidence.

Because the effect of the regulation is limited to these two government entities, there is no affect on any small business.

The undersigned to the best of his or her knowledge or belief certifies that a concerted effort was made to determine the impact of the proposed regulation on small business and that information contained in the statement is accurate.

Title: \_\_\_\_\_

Name: \_\_\_\_\_

Signature: \_\_\_\_\_