

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

LCB File No. R038-19

September 19, 2019

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

AUTHORITY: §1, NRS 612.220.

A REGULATION relating to unemployment; establishing procedures governing requests by district judges and jury commissioners for certain information for use in the selection of trial jurors; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law: (1) requires the Administrator of the Employment Security Division of the Department of Employment, Training and Rehabilitation to furnish certain information relating to persons who receive benefits in a county to a district judge or jury commissioner who requests a list of such persons for use in the selection of trial jurors; and (2) requires the requesting court or jury commissioner to reimburse the Division for the reasonable cost of providing the information. (NRS 612.265)

This regulation establishes requirements for making and complying with such a request and sets forth guidelines for the imposition of fees.

Section 1. Chapter 612 of NAC is hereby amended by adding thereto a new section to read as follows:

1. A district judge or jury commissioner may request a list of persons who receive benefits in a county pursuant to subsection 10 of NRS 612.265 not more than once per year and no earlier than February 1 of that year.

2. The Administrator may charge a reasonable fee to reimburse the Division for reasonable costs incurred in providing the list. The fee will be an amount equal to the fee imposed by the Department of Motor Vehicles for information provided pursuant to paragraph (b) of subsection 3 of NRS 6.045 or such other amount as circumstances require as determined by the Administrator, but in no event may the fee exceed the actual cost of providing the list.

3. Before taking steps to comply with a request for a list, the Administrator will inform the district judge or jury commissioner who requested the list of the fee to be imposed pursuant to subsection 2.

4. The Administrator will not provide the list until the fee imposed pursuant to subsection 2 is paid.

5. The Administrator may, in lieu of furnishing a list to the district judge or jury commissioner who requested the list, comply with the request by providing the list to the Administrative Office of the Courts for processing and dissemination to the district judge or jury commissioner who requested the list.

6. District judges, jury commissioners and the Administrative Office of the Courts are subject to and bound by the confidentiality requirements of NRS 612.265 and 20 C.F.R. Part 603 as they relate to information contained in lists provided by the Administrator pursuant to subsection 10 of NRS 612.265.