

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

LCB File No. R042-19

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 insurance; revising provisions governing the release by the Administrator of the Employment Security Division of the Department of Employment, Training and Rehabilitation of certain information obtained from an employing unit or person; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the release to certain persons of information obtained from an employing unit or person by the Employment Security Division of the Department of Employment, Training and Rehabilitation. (NRS 612.265)

This regulation: (1) revises requirements for a request for certain information; and (2) provides that the Administrator of the Division may release that information to a local workforce development board which is established pursuant to the federal Workforce Innovation and Opportunity Act, Pub. L. 113-128, as amended. (Pub. L. 113-128, §107, 128 Stat. 1425) This regulation also provides that the Administrator may charge a reasonable fee, not to exceed actual costs, to cover administrative costs incurred in providing certain information to certain persons pursuant to NRS 612.265.

Section 1. NAC 612.056 is hereby amended to read as follows:

612.056 1. The Administrator will provide information pursuant to subsection ~~3~~ 4 of NRS 612.265 if:

(a) An appropriate agency submits a request ~~on a form prescribed~~ *in the format specified* by the Administrator; and

(b) The Administrator approves the release of the requested information.

2. The Administrator may charge a reasonable fee to cover any administrative costs incurred in providing information pursuant to subsection ~~{3}~~ 4, 5, ~~{6}~~ 6, **8, 9 or 10** of NRS 612.265. The fee will not exceed the actual cost of providing the information, as determined from the records of the Division.

3. As used in this section, the Administrator will interpret the term “agency” to include a local workforce development board which is established pursuant to 29 U.S.C. § 3122.