

**PROPOSED REGULATION OF THE  
NEVADA FUNERAL AND CEMETERY SERVICES BOARD**

**LCB FILE NO. R143-23I**

**The following document is the initial draft regulation proposed  
by the agency submitted on 12/20/2023**

PROPOSED REGULATION OF  
THE NEVADA FUNERAL AND CEMETERY SERVICES BOARD

LCB File No. XXXX-XX

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

AUTHORITY: NRS 642.063

A REGULATION relating to decedents; adding provisions for filing reports and paying required fees; repealing provisions of the code that are common practice or are otherwise provided in statute; and providing other matters properly related thereto.

**Section 1.** Chapter 642 is hereby amended by adding thereto new provisions as follows:

*NAC 642.xxx Report of Signed Agreements for Funeral Services and Regulatory Fee Due Date.*

- 1. Each funeral establishment and direct cremation facility must file on a form prescribed by the Board a report of the signed agreements to furnish funeral services.*
- 2. The report and the fee required by NRS 642.0696 must be submitted to the Board on or before the 15<sup>th</sup> of the month following the reporting month.*
- 3. The Board may request additional information, including but not limited to a list of signed agreements, copies of signed agreements, or other documentation necessary to verify information provided in the report.*

**NAC Sections Repealed**

~~[NAC 642.225—Oath or affirmation required for testimony. (NRS 642.060, 642.063)—All testimony considered by the Board at a hearing, except facts which have been noticed by the Board or entered into the record by stipulation of the parties, must be sworn testimony. Each witness shall declare, by oath or affirmation, that he or she will testify truthfully.]~~

~~[NAC 642.230—Preliminary procedure. (NRS 642.060, 642.063)—The member of the Board who is presiding at a hearing will call the hearing to order, take the appearances of the parties and act upon any pending motions or petitions. The parties may then make opening statements.]~~

~~— [NAC 642.235 Order of presentation: Generally. (NRS 642.060, 642.063)~~

~~— 1. Evidence at a hearing will ordinarily be received from the parties in the following order:~~

~~— (a) The Board or person who filed the charge or petition.~~

~~— (b) Members of the staff of the Board, if different from the petitioner.~~

~~— (c) The respondent.~~

~~— (d) Rebuttal by the person who filed the charge or petition.~~

~~— (e) If permitted by the Board, closing statements.~~

~~— 2. The Board may modify the order in which evidence is received.]~~

~~— [NAC 642.260 Rehearing. (NRS 642.060, 642.063)~~

~~— 1. Within 15 days after the Board renders a decision or order, the aggrieved party may apply for a rehearing by filing a written petition which sets forth the grounds for a rehearing. While the petition for a rehearing is pending, the aggrieved party shall comply with the decision or order of the Board, except upon order of the Board.~~

~~— 2. The Board will make a decision on a petition for a rehearing within 30 days after the effective date of the order or decision upon which the rehearing is requested. If the Board does not make a decision on the petition for a rehearing within 30 days, the petition shall be deemed denied.~~

~~— 3. The Board may order a rehearing on its own motion within 30 days after it renders a decision if it discovers that a mistake, fraud or misconception of fact existed when it rendered the original decision or order.~~

~~— 4. The Board will conduct a rehearing in accordance with the procedure for hearings.]~~