

**LCB File No. R089-06**

**PROPOSED REGULATION OF THE STATE LIBRARY AND ARCHIVES  
ADMINISTRATOR OF THE DEPARTMENT OF CULTURAL AFFAIRS**

**NOTICE OF INTENT TO ACT UPON A REGULATION**

Notice of Hearing for the Amendment of and the Repeal of Regulations of the  
Department of Cultural Affairs  
Nevada State Library and Archives

The Department of Cultural Affairs will hold a public hearing at 9:00 a.m. on May 23, 2006, in Conference Room A of the Nevada State Library and Archives, 100 N. Stewart Street, Carson City, Nevada. The purpose of the hearing is to receive comments from all interested persons regarding the amendment and repeal of regulations that pertain to Chapter 380 of the Nevada Administrative Code for the Nevada State Library and Archives.

The following information is provided pursuant to the requirements of NRS 233B.0603:

- 1) The regulation providing for legal books and materials required in every county was last updated in 1997. The proposed amendments and items to be repealed will update the list of legal books and materials considered primary sources for Nevada citizens.
- 2) The regulation is proposed to be amended to say “sources made available *through print or electronic resource.*” This will allow law libraries or county libraries where no law library exists to provide the necessary sources by either print or electronic resources since many of the resources are available free of charge on the Internet.

The following items are proposed to be repealed (removed from the list):

- Nevada Digest
- Annotations to Nevada Revised Statutes

The following items are proposed to be amended (added to the list):

- Black’s Law Dictionary
- Official Handbook of Legal Forms
- Nevada Civil Practice Manual

- 3) The ability to have electronic resources rather than print resources will be more cost efficient overall. Nevada county libraries may incur the following initial costs for the three new items to be purchased. Costs for updating these materials may occur approximately every five years.
  - Black’s Law Dictionary \$64.50
  - Official Handbook of Legal Forms \$225.00
  - Nevada Civil Practice Manual \$160.00

- 4) There is no cost to the agency for enforcing the proposed regulations.
- 5) The proposed regulations do not duplicate or overlap any other state regulations or federal regulations.
- 6) The proposed regulations will not create a new fee or increase an existing fee.

Persons wishing to comment upon the proposed action of the Department of Cultural Affairs may appear at the scheduled public hearing or address their comments, data, views, or arguments in written form to the Department of Cultural Affairs, 716 N. Carson Street, Suite B, Carson City, NV 89701.

Written submissions must be received by the Department of Cultural Affairs on or before May 16, 2006. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Department may proceed immediately to act upon any written submissions.

A copy of this notice and the regulations to be amended and repealed will be on file at the State Library, 100 N. Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulations to be amended and repealed will be available at administrative offices of the Nevada State Library and Archives and at the main public library in all counties for inspection and copying by members of the public during business hours.

This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653 and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if deemed necessary. This does not apply to a public body subject to the Open Meeting Law.

Upon adoption of any regulation, the agency, if requested to do so by an interested person either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption or incorporate therein its reason for overruling the consideration urged against its adoption.

This notice has been posted at the following locations:

Department of Cultural Affairs, 716 N. Carson Street, Suite B, Carson City, NV  
Nevada State Library and Archives, 100 N. Stewart Street, Carson City, NV  
Amargosa Valley Library District, 829 East Farm Road, Amargosa Valley, NV  
Beatty Library District, 400 N 4th Street, Beatty, NV  
Boulder City Library District, 701 Adams Blvd., Boulder City, NV  
Carson City Library, 900 North Roop Street, Carson City, NV  
Churchill County Library, 553 South Maine Street, Fallon, NV  
Clark County Law Library, 309 South 3rd Street, Suite #400, Las Vegas, NV

Douglas County Public Library, 165 Library Lane, Minden, NV  
Elko-Lander-Eureka Counties Library System, 720 Court Street, Elko, NV  
Esmeralda County Libraries, 1 Montezuma Street, Silverpeak, NV  
Henderson District Public Library, 280 South Green Valley Pkwy., Henderson, NV  
Humboldt County Library, 85 East 5th Street, Winnemucca, NV  
Las Vegas-Clark County Library, 833 Las Vegas Boulevard North, Las Vegas, NV  
Lincoln County Library, 63 Main Street, Pioche, NV  
Lyon County Library System, 20 Nevin Way, Yerington, NV  
Mineral County Library, 110 First Street, Hawthorne, NV  
Nevada Supreme Court Law Library, 201 S. Carson Street #100, Carson City, NV  
North Las Vegas Library District, 2300 Civic Center Drive, North Las Vegas, NV  
Pahrump Community Library District, 701 East Street, Pahrump, NV  
Pershing County Library, 1125 Central Avenue, Lovelock, NV  
Smoky Valley Library District, 73 Hadley Circle, Round Mountain, NV  
Storey County Library, 95 South R St, Virginia City, NV  
Tonopah Library District, 167 South Central Street, Tonopah, NV  
UNLV Law Library, 4505 Maryland Parkway, Las Vegas, NV  
Washoe County Law Library, 75 Court Street, Reno, NV  
Washoe County Library System, 301 S. Center Street, Reno, NV  
White Pine County Library, 950 Campton Street, Ely, NV  
White Pine County Courthouse, 801 Clark St, Ely, NV  
Storey County Courthouse, B Street, Virginia City, NV  
Pershing County Courthouse, 398 Main Street, Lovelock, NV  
Nye County Courthouse, 101 Radar Road, Tonopah, NV  
Mineral County Courthouse, 105 South A, Hawthorne, NV  
Lyon County Courthouse, 27 South Main Street, Yerington, NV  
Lincoln County Courthouse, 1 North Main, Pioche, NV  
Lander County Courthouse, 315 South Humboldt Street, Battle Mountain, NV  
Humboldt County Courthouse, 50 W 5th Street, Winnemucca, NV  
Eureka County Courthouse, Main Street, Eureka, NV  
Esmeralda County Courthouse, Corner of Crook and Euclid, Goldfield, NV  
Douglas County Courthouse, 1594 Esmeralda Street, Minden, NV  
Churchill County Courthouse, 155 N Taylor Street, Suite 110, Fallon, NV  
Carson City County Courthouse, 885 East Musser St, Carson City, NV

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### PROPOSED REGULATION OF THE STATE LIBRARY AND ARCHIVES ADMINISTRATOR OF THE DEPARTMENT OF CULTURAL AFFAIRS

NAC 380 is hereby amended to read as follows

380.010 Legal books and materials required in every county. The following legal books and materials are considered primary sources and are required by law to be available *through print or electronic resource* in every county to the inhabitants of that county:

1. Advance Sheets of Nevada Statutes.
2. Nevada Revised Statutes.
3. Nevada Administrative Code.
4. Nevada Attorney General's Opinions, beginning with the opinions given in 1980.
5. Nevada Reports, beginning with volume 87 or equivalent (i.e., Pacific Reporter).
- ~~6. Nevada Digest.~~
- ~~7. Annotations to Nevada Revised Statutes.~~
- ~~8.~~ 6. The bills, resolutions, daily histories, daily journals and index for the bills and resolutions of the most recent session of the Nevada legislature.
- ~~9.~~ 7. United States Statutes at Large beginning with Volume 94 or equivalent (i.e., United States Code and Congressional Administrative News).
- ~~10.~~ 8. Public Laws of the United States (slip laws from the current Session of Congress) or equivalent (i.e., United States Code and Congressional Administrative News).
- ~~11.~~ 9. United States Supreme Court Reports, beginning with volume 97 or equivalent (i.e., Lawyer's Edition or Supreme Court Reporter).
- ~~12.~~ 10. United States Code or equivalent (i.e., United States Code annotated or United States Code Service).
- ~~13.~~ 11. Code of Federal Regulations.
- ~~14.~~ 12. Federal Register.
- ~~15.~~ 13. The county code, if any, of the county in which the library is located and the municipal codes, if any, of the cities within that county.
14. *Black's Law Dictionary*
15. *Official Handbook of Legal Forms*
16. *Nevada Civil Practice Manual*