

LCB File No. R059-09

**PROPOSED REGULATION OF THE
PERSONNEL COMMISSION**

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

Section 1. NAC 284.120 is hereby amended to read as follows:

Explanation of Proposed Change: This amendment, proposed by Department of Personnel, adopts the ADA Amendments Act of 2008 to the list of federal law, regulations and manual adopted by reference and referred to regarding persons with disabilities. Effective January 1, 2009, the ADA Amendments Act of 2008 amended the Americans with Disabilities Act of 1990. This amendment will bring the Nevada Administrative Code into compliance with federal law.

NAC 284.120 Adoption by reference of federal law, regulations and manual regarding persons with disabilities. (NRS 284.065)

1. For the purposes of determining the meaning of “essential functions of a position,” “person with a disability,” “qualified person with a disability” and “reasonable accommodation,” the Department of Personnel hereby adopts by reference and will refer to:

(a) The Americans with Disabilities Act of 1990 (Public Law 101-336).

(b) ~~⊞The provisions of 29 C.F.R. Part 1630.⊞~~ *The ADA Amendments Act of 2008 (Public Law 110-325).*

(c) ~~⊞The Technical Assistance Manual for the Americans with Disabilities Act.⊞~~ *The provisions of 29 C.F.R. Part 1630.*

(d) *The Technical Assistance Manual for the Americans with Disabilities Act.*

2. A copy of the materials adopted by reference pursuant to this section may be obtained at no charge from the United States Equal Employment Opportunity Commission Publications Information Center, P.O. Box 12549, Cincinnati, Ohio 45212-0549, telephone (800) 669-3362 or TDD (800) 800-3302.