

PROPOSED REGULATION OF THE COMMITTEE ON TESTING FOR INTOXICATION

LCB File No. R141-10

NOTICE OF INTENT TO ACT UPON A REGULATION

Notice of Hearing for the Amendment of Regulations of the Committee on Testing for Intoxication.

The Committee on Testing for Intoxication will hold a public hearing at 10:00am on Tuesday, January 11th, 2011 at the Nevada State Library and Archives, 100 N. Stewart St., Carson City, Nevada (Board Room, Main Floor). The purpose of the hearing is to receive comments from all interested persons regarding the Amendment of regulations that pertain to chapter 50 and 484 of the Nevada Administrative Code.

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

1. NAC 50.010 and 50.015 are amended to specifically state a “court of record” in place of “District Court”. This amendment will match the language in Chapter 50 of NRS. (approved version attached)

NAC 484.596 amends the requirement for 24 semester hours of chemistry by adding the option of 18 semester hours of chemistry plus one year of full-time experience which has been approved by the Committee and is related to the forensic analysis of alcohol. (approved version attached)

2. The proposed regulation is a permanent regulation. The approved version of the text of the proposed regulation may be obtained by contacting John R. Johansen:

Department of Public Safety
Office of Traffic Safety
555 Wright Way
Carson City, NV, 89711

Phone 775 684-7477

Email jjohanse@dps.state.nv.us

3. The proposed regulation applies to the two (2) law enforcement crime laboratories within the state, as such, there is no impact on small business and does not restrict the operation, formation, or expansion of small business.
4. There is no economic effect on the regulated laboratories.
5. There is no cost to enforcing the regulation.

6. There is no known overlap to other federal, state or local regulations.
7. The proposed regulation is not required by federal law.
8. N/A
9. This proposed regulation does not create a new fee or change in anyway existing fees.

Persons wishing to comment upon the proposed action of the Committee on Testing for Intoxication may appear at the scheduled public hearing or may address their comments, data, views, or arguments, in written form, to:

Department of Public Safety
 Office of Traffic Safety
 John R. Johansen, Committee on Testing for Intoxication
 555 Wright Way
 Carson City, NV, 89711

Written submissions must be received by the Department of Public Safety, Office of Traffic Safety on or before January 10th, 2011. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Department of Public Safety, Office of Traffic Safety may proceed immediately to act upon any written submissions.

A copy of this notice and the regulations to be Amended will be on file at the State Library, 100 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 will be available at the Office of Traffic Safety, 107 Jacobson Way, Carson City, Nevada, 89711, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by member of the public during business hours. This notice and the text of the proposed regulations 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 2123B.0653, and on the Internet at <http://www.Leg.state.nv.us>. Copies of this notice and the proposed regulations will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

This notice of hearing has been posted at the following locations:

CARSON CITY LIBRARY 900 NORTH ROOP STREET CARSON CITY NEVADA 89702	CHURCHILL COUNTY LIBRARY 553 SOUTH MAIN STREET FALLON NEVADA 89406
CLARK COUNTY DISTRICT LIBRARY 833 LAS VEGAS BOULEVARD NORTH LAS VEGAS NEVADA 89101	DOUGLAS COUNTY LIBRARY 1625 LIBRARY LANE MINDEN NEVADA 89423

ELKO COUNTY LIBRARY 720 COURT STREET ELKO NEVADA 89801	ESMERALDA COUNTY LIBRARY CORNER OF CROOK AND 4 TH STREETS GOLDFIELD NEVADA 89013
HUMBOLDT COUNTY LIBRARY 85 EAST 5 TH STREET WINNEMUCCA NEVADA 89445	LANDER COUNTY LIBRARY 625 SOUTH BROAD STREET BATTLE MOUNTAIN NEVADA 89820
LINCOLN COUNTY LIBRARY 63 MAIN STREET PIOCHE NEVADA 89043	LYON COUNTY LIBRARY 20 NEVIN WAY YERINGTON NEVADA 89447
MINERAL COUNTY PUBLIC LIBRARY 110 1 ST STREET HAWTHORNE NEVADA 89415	PERSHING COUNTY LIBRARY 1125 CENTRAL AVENUE PO BOX 781 LOVELOCK NEVADA 89419
STOREY COUNTY PUBLIC LIBRARY 95 SOUTH R STREET VIRGINIA CITY NEVADA 89440	TONOPAH PUBLIC LIBRARY 167 CENTRAL STREET TONOPAH NEVADA 89049
WASHOE COUNTY LIBRARY 301 SOUTH CENTER STREET RENO NEVADA 89501	WHITE PINE COUNTY LIBRARY 950 CAMPTON STREET ELY NEVADA 89301
EUREKA BRANCH LIBRARY P O BOX 293 EUREKA NEVADA 89316-0293	NEVADA STATE LIBRARY AND ARCHIVES 100 NORTH STEWART STREET CARSON CITY NEVADA 89701-4285
LAS VEGAS METRO PD FORENSIC LAB 5605 WEST BADURA AVENUE SUITE 120B LAS VEGAS NEVADA 89118	WASHOE COUNTY S O FORENSIC SCIENCE DIV 911 PARR BLVD RENO NEVADA 89512