

**STATE OF NEVADA  
EMPLOYMENT SECURITY DIVISION (ESD)**

*This meeting, conducted by the Administrator of the Employment Security Division (ESD), is a workshop to review, discuss and solicit comment on regulations pertaining to Chapter 612 of Nevada Administrative Code pursuant to Nevada Revised Statute NRS 233B.061.*

**SMALL BUSINESS WORKSHOP**

Friday, July 19<sup>th</sup>, 2019; 10:00 A.M.

<b>Place of Meeting:</b>	<b><u>Live Meeting:</u></b>	<b><u>Video Conference to:</u></b>
	Legislative Building	Grant Sawyer Building
	401 S. Carson Street, Room 3137	555 E. Washington Ave., Room 4412E
	Carson City, Nevada 89701	Las Vegas, Nevada 89101

**Department of Employment, Training and Rehabilitation (DETR) Staff: Present in Carson City**

Jeffrey Frischmann, ESD Deputy Administrator/DETR  
Alessandro Capello, Bureau of Research & Analysis, Economist III, DETR  
Troy Jordan, Senior Attorney, ESD/DETR  
Stewart Terry, Management Analyst II, ESD/DETR  
Mikki Reed, Management Analyst III, ESD/DETR  
Brian Deem, Management Analyst II, ESD/DETR  
Joyce Golden, Administrative Assistant III, ESD/DETR  
Josh Marhevka, Management Analyst IV, ESD/DETR  
Amy Yukish, Business Process Analyst III, ESD/DETR

**Department of Employment, Training and Rehabilitation (DETR) Staff Present in Las Vegas**

Art Martinez, Contributions, ESD/DETR

**Members of the Public, Media and Other Agencies: Present in Carson City**

Miranda Hoover, Reno & Sparks Chamber of Commerce  
Nikki Bailey, Crowley & Ferrato

**Members of the Public, Media and Other Agencies Present in Las Vegas**

None

JEFF FRISCHMANN: Good Morning, my name is Jeffrey Frischmann, I am the Employment Security Division Deputy Administrator for the Unemployment Insurance program. I will be speaking on behalf of Renee Olson, Administrator for the Employment Security Division. I will go ahead and start with Agenda Item 1, and call this meeting to order.

The purpose of this public small business workshop is to present and solicit public comment on proposed amendments of regulation pertaining to Chapter 612 of the Nevada Administrative Code pursuant to Nevada Revised Statute.

I'd like to introduce our Division Senior Attorney, Troy Jordan. We also have several other members of the Division staff - this is Troy sitting next to me - we also have several members of the Division staff available here in the north and in the south as well. Please ask for assistance if you need it. I would like to thank all of you for attending this Small Business Workshop.

Under Agenda Item 2, we will start with the opportunity for Public Comment. If you would like to provide public comment, please come forward. Please limit your comments to five minutes each and if you have any written testimony to present, you can provide that to staff. When speaking, please identify yourself by stating your name, who you represent and then proceed with your comments. Is there anybody that would like to provide public comment in Las Vegas? Seeing no one, is there anyone in

Carson City who would like to comment? We will go ahead and close the first opportunity for public comment.

We will move on to Agenda Item 3, Confirmation of Posting. Mr. Terry, for the record, was proper notice for this meeting given, and did you receive proper confirmation of posting in accordance with Nevada Revised Statute 241.020(3)?

STEWART TERRY: Stewart Terry for the record, Management Analyst for the Employment Security Division Management and Administration Support Services Unit. Yes, proper notice was provided for this meeting pursuant to Nevada's Open Meeting Law, NRS 241.020, and confirmation of posting was received.

JEFF FRISCHMANN: Thank you Mr. Terry. Under Agenda Item 4, Review of Written Comments, Mrs. Golden, have any written comments been received in regard to this small business workshop?

JOYCE GOLDEN: Joyce Golden for the record, assistant to the Administrator. No written comments were received for this meeting.

JEFF FRISCHMANN: Thank you Mrs. Golden. Moving on to Agenda Item 5, with the Administrator Review of Regulation. I will be providing this review on Mrs. Olsen's behalf. This Small Business Workshop is being held to review the proposed regulations to amend Chapter 612 of Nevada Administrative Code. Analysis of all these proposed regulations was completed by DETR's Research and Analysis Bureau, which determined that

there was no impact to small businesses from any of the proposed regulations.

Agenda item 5A, containing our first draft of proposed regulation, pertains to NAC 612:056, which is being amended to include Nevada Local Workforce Development Boards in the definition of "agencies" to codify their qualification to be provided relevant information pursuant to NAC 612.056. The NAC is additionally amended to change language from "Each employing unit and employer shall make any reports prescribed by the administrator on forms issued by..." to "Each employing unit and employer shall make any reports prescribed by the Administrator in the format specified by the Administrator...". This is a language clean-up to clarify that reports are required in the format specified by the Administrator to align with mandated electronic filing.

Agenda item 5B, our next draft of proposed regulation, pertains to NAC 612.685. NAC 612.685 provides for the reimbursement of administrative costs for nonprofit private entities for the purpose of administering loans pursuant to subsection 2 of NAC 612.683. There are currently very few non-profit lenders that are interested in applying to run the loan program due to the cost of administering the program exceeding the reimbursement rate. In an effort to offset this and expand the number of nonprofit private entities interested in participating in the program, the Employment Security Division is amending NAC 612.685 to increase the

maximum reimbursement rate for administrative costs incurred as a result of administering a loan under the program from 10% to 20%.

Agenda item 5C, containing the next draft of proposed regulation, pertains to NAC 612.030, which is being amended to change language from "Each employing unit and employer shall make any reports prescribed by the administrator on forms issued by..." to "Each employing unit and employer shall make any reports prescribed by the Administrator in the format specified by the Administrator...". This is a language clean-up regulation to clarify that reports are required in the format specified by the Administrator to align with mandated electronic filing.

Agenda item 5D, the next draft of proposed regulation, pertains to an area of NAC chapter 612 that has not yet been codified, which is the mandate of electronic filing of required contribution and wage reports by employers. With the passage of Senate Bill 302 in the last legislative session, the Employment Security Division is amending language in NAC chapter 612 to increase the length of a waiver issued by ESD permitting physical filing of forms from 12 months to 24 months.

Agenda item 5E contains our final draft of proposed regulation for this Small Business Workshop, adding a new section to NAC chapter 612: NAC 612.057, "Release of information to district court, district court jury commissioner, or the Administrative Office of the Courts." In the 2017 legislative session, Assembly Bill 207 was passed, mandating that the

Administrator of the Employment Security Division provide a list of persons who receive unemployment benefits to district courts, district court jury commissioners, and the Administrative Office of the Courts for use in jury selection. The purpose of this regulation is to codify the process in which this information is shared, and specify the fees that the Employment Security Division may charge to reimburse the division for reasonable costs incurred in providing the required information.

Moving on to Agenda Item 7, we have the final opportunity for public comment if anybody would like to come forward at this time. Is there anybody that would like to provide public comment in Las Vegas at this time? Seeing no one, is there anyone in Carson City who would like to comment? We will go ahead and close this opportunity for public comment.

Thank you, I hereby adjourn this meeting.