

VERBATIM TRANSCRIPTION

OF

the

NEVADA NATIONAL GUARD UNEMPLOYMENT COMPENSATION  
HEARING OF THE DEPARTMENT OF EMPLOYMENT,  
TRAINING AND REHABILITATION

held on

April 28, 2015

Prepared by

Transcription by Kelly Mason  
Aegis Rapidtext

**STATE OF NEVADA**  
**Nevada Employment Security Division**

**NEVADA NATIONAL GUARD UNEMPLOYMENT COMPENSATION HEARING  
OF THE DEPARTMENT OF EMPLOYMENT, TRAINING AND REHABILITATION**

Tuesday, April 28, 2015; 10:00 A.M.

**Place of Meeting:**

**Live Meeting:**

DETR – SAO Auditorium  
500 East Third Street  
Carson City, Nevada, 89713

**Video Conference To:**

DETR - Stan Jones Bldg, Conf. Rm. C  
2800 E. St. Louis Avenue  
Las Vegas, Nevada 89104

**Department of Employment, Training and Rehabilitation (DETR) Staff**

**Present in Carson City**

Renee Olson, Employment Security Division (ESD) Administrator  
Jeff Frischmann Acting Deputy Administrator, Unemployment Insurance (UI), ESD/DETR  
Neil Rombardo, ESD Senior Attorney  
Scott Kennedy, Chief of UISS  
David Schmidt, Bureau of Research & Analysis, DETR  
Christina Guzman, ESD/DETR  
Joyce Golden, Administrative Office, ESD/DETR  
Mikki Reed, ESD/DETR

**Department of Employment, Training and Rehabilitation (DETR) Staff**

**Present in Las Vegas**

Arturo Martinez, ESD/DETR

**Members of the Public, Media and Other Agencies**

**Present in Carson City**

None

**Members of the Public, Media and Other Agencies**

**Present in Las Vegas**

None

**DETR - Nevada Employment Security Division  
April 28, 2015 Meeting  
Verbatim Transcript**

*Note: If a portion of the recording could not be transcribed due to the quality of the recording or because the words could not be distinguished, this has been indicated as follows: "(Incomprehensible)".*

OLSON: We're going to go ahead and get started. Good morning. My name is Renee Olson. I serve as the administrator of the Employment Security Division. Under Agenda Item 1, I'd like to call this meeting to order and welcome anyone participating via video conference or in person to the meeting.

The purpose of this public hearing is to receive comment on and consider adoption of the proposed temporary regulation clarifying the definition of employment for former full-time active duty Nevada National Guard or Air National Guard members.

So we will open the meeting with our first opportunity for public comment. I don't see anyone in Las Vegas. Is there anyone in Las Vegas there for public comment?

MARTINEZ: Good morning. For the record, Art Martinez, Supervising Auditor in Las Vegas. No public comments at this time. (Incomprehensible).

OLSON: Thank you, Art. Thank you. And I don't have anyone here in the north at this time that looks like they want to provide public comment. So I'll move on to Confirmation of Posting. Ms. Golden, was proper notice of today's public hearing given as required by NRS 233B.060?

GOLDEN: Joyce Golden, Administrative Assistant to the Administrator. Everything was posted according to the regulations.

OLSON: Okay. And moving on, Agenda Item 4, Review of Written Comments. Ms. Golden, did the Division receive any written comments on the proposed temporary regulation?

GOLDEN: Joyce Golden again. No, we have not received anything as -- today.

OLSON: Okay, thank you. I'll move on to Agenda Item 5, for possible action, Item Number A, Review of the Regulation. This regulation provides the requirements under which full-time active duty members of the Nevada National Guard and Nevada Air National Guard are considered eligible to receive unemployment insurance benefits. Specifically, the regulation amends the definition of employment to include National Guard members with 90 days or more of continuous service. It further clarifies that these individuals may receive benefits under the following conditions: that they are paid under

Title 32, Federal Rules for the Military; follows in how they pay active duty military personnel; that they are released from military service under federal unemployment compensation for ex-service members' eligibility separation reasons, or is otherwise entitled to receive UI benefits per UI regulations.

The Division has concluded that there would be no adverse economic impact to small businesses due to the proposed regulation. A small business workshop was held on March 12, 2015 to receive comment from small businesses and hear public comment on the temporary regulation. Public comment was received at the workshop from a local business owner concerned over why it was a temporary regulation rather than a permanent change. It was explained that the temporary regulation was the first step in the process, but that the Division fully intended to make the change permanent in accordance with the proper steps in the process.

So here's our next opportunity, Item B, for public comment on the regulation. And I still don't see anyone in either location that is looking to provide public comment. Art, is that true for Las Vegas?

MARTINEZ: No public comment from Las Vegas right now.

OLSON: Thank you. With that, seeing no further comment, I hereby adopt the proposed amendments to the regulations governing the definition of employment for Nevada National Guard and Air National Guard ex-service members. And then with that, we offer one more opportunity for closing comment -- closing public comment. Excuse me. And, again, I don't see anyone coming forth or here available to make public comment.

And with that, I hereby declare this meeting adjourned.

**END OF RECORDING**