

**PROPOSED REGULATION OF THE
ADMINISTRATOR OF THE EMPLOYMENT SECURITY DIVISION
OF THE DEPARTMENT OF EMPLOYMENT, TRAINING AND
REHABILITATION**

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ESD Agency Draft of Proposed Regulation

EXPLANATION - Matter in *italics* is new; matter in brackets [omitted material] is material to be omitted.

AUTHORITY: §§ NRS 612.094, NRS 612.170

NAC 612.094 Eligibility of certain persons without registering for work. (NRS 612.220, 612.375) An unemployed person may receive benefits without complying with the requirement of NRS 612.375 to register for work if the person is:

1. Partially unemployed as defined by NAC 612.090; or
2. Temporarily laid off from his or her regular employment but is guaranteed reemployment, or has secured full-time employment that will begin, within:
 - (a) Four weeks; or
 - (b) A longer period if the Administrator extends the 4-week period upon a showing of good cause.

(Added to NAC by Employm't Security Div. by R094-00, eff. 10-18-2000; A by R199-05, 2-23-2006)

NAC 612.095 Eligibility of certain persons with registering for work. (NRS 612.375, 612.390).

1. *An unemployed person who has made a claim for unemployment insurance benefits is expected to register and apply for suitable work; failure to comply must result in disqualification for benefits for the week in which failure occurred.*
2. *Suitable work is deemed by the degree of risk involved to a person's health, safety, ability, skills, and customary occupation.*
3. *Registering and applying for suitable work and maintaining an acceptable work search record through but not limited by the following:*
 - a. *Registration with the State's labor exchange system; create a personal user profile on a professional networking site;*
 - b. *Usage of the State's online matching system, labor exchange management information system;*
 - c. *Using American Job Centers or affiliate sites for reemployment services;*
 - d. *Completing job applications for open positions with business or employers as directed by workforce or UI staff;*

- e. *Participate in employment or training services through partner programs in the American Job Centers or affiliate sites;*
- f. *Participate in workforce networking events;*
- g. *Attending in-person or virtual interviews with businesses or employers;*
- h. *Other additional work search activities as defined by the State Workforce Agency.*

NAC 612.170 Registration and application for work. (NRS 612.220, 612.375, 612.455)

1. A person shall be deemed registered for work at the Division *via online or in person at the State's labor exchange system:*

(a) At the time an application for work is completed or renewed and for as long thereafter as the Division is advised of the claimant's availability for work; or

(b) For any period in which he or she is unable to work due to illness or disability but is entitled to unemployment benefits in accordance with the provisions of NRS 612.375. The person's application will be retained in the active applicants' file of the Division, and the claimant must be offered employment which would have been offered had he or she not become sick or disabled.

2. An application for work is effective:

(a) On the date the application is completed; or

(b) On the effective date of an initial claim for unemployment compensation if the filing is in accordance with NAC 612.110.

3. A claimant's application for work remains active as long as he or she remains in active claim status.

[Employment Security Dep't, No. 21 § 4, eff. 4-1-57; A 4-15-72; § 5, eff. 4-1-57]

NAC 612.170A Failure to register and apply for suitable work (NRS 612.735, 612.390)

1. *An unemployed person who has made a claim for unemployment insurance benefits is expected to register and apply for suitable work; failure to comply must result in disqualification for benefits for the week in which failure occurred.*

2. *Suitable work is deemed by the degree of risk involved to a person's health, safety, ability, skills, and customary occupation.*

3. *Registering and applying for suitable work and maintaining an acceptable work search record through but not limited by the following:*

a. *Registration with the State's labor exchange system; create a personal user profile on a professional networking site;*

b. *Usage of the State's online matching system, labor exchange management information system;*

c. *Using American Job Centers or affiliate sites for reemployment services;*

d. *Completing job applications for open positions with business or employers as directed by workforce or UI staff;*

e. *Participate in employment or training services through partner programs in the American Job Centers or affiliate sites;*

f. *Participate in workforce networking events;*

g. *Attending in-person or virtual interviews with businesses or employers;*

h. *Other additional work search activities as defined by the State Workforce Agency.*