

DISTRICT COURT

FILED

CLARK COUNTY, NEVADA Oct 28 11 19 AM '10

In the Matter of Redaction of)
Certain Filings by the State of)
Nevada Department of Employment)
Training & Rehabilitation,)
Employment Security Division)
_____)

ADMINISTRATIVE ORDER
NO.10-11

WHEREAS pursuant to NRS 612.365 (3) and 612.630, the State Of Nevada, Department Of Employment, Training & Rehabilitation, Employment Security Division, files Certificates of Judgment and includes personal identifying information within its Certificates of Judgment.

WHEREAS pursuant to the Rules Governing Sealing and Redacting Court Records, the filing be redacted in accordance with Rule 3(8). The portion regarding redactions provides:

Procedures for redacted court records. When a court record is redacted in accordance with a court order, the clerk shall replace the original court record in the public court file with the redacted copy. The person who filed the motion shall provide the redacted copy. The original unredacted court record shall be sealed following the procedures set forth in subsection 7 of this rule.

WHEREAS NRS 239B.030 states in pertinent part:

1. Except as otherwise provided in subsections 2 and 6, a person shall not include and a governmental agency shall not require a person to include any personal information about a person on any document that is recorded, filed or otherwise submitted to a governmental agency on or after January 1, 2007.

2. If personal information about a person is required to be included in a document that is recorded, filed or otherwise submitted to a governmental agency on or after January 1, 2007, pursuant to a specific state or federal law, for the administration of a public program or for an application for a federal or state grant, a governmental agency shall ensure that the personal information is maintained in a confidential manner and may only disclose the personal information as required:

- (a) To carry out a specific state or federal law; or
- (b) For the administration of a public program or an application for a federal or state grant.


Any action taken by a governmental agency pursuant to this subsection must not be construed as affecting the legality of the document.

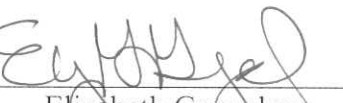
NOW, THEREFORE, in an effort to comply with the needs of the State of Nevada and the members of the public and to comply with applicable statutes and regulations,

IT IS HEREBY ORDERED that, in all future filings for the overpayment of benefits, the State Of Nevada, Department Of Employment, Training & Rehabilitation, Employment Security Division file Certificates of Judgment and Judgments for overpayment of benefits containing all state and federally required information under seal and file a redacted judgment which redacts personal identifying information, including, but not limited to social security numbers, tax identification numbers, and dates of birth that will be publicly available.

IT IS FURTHER ORDERED that, notwithstanding the provisions of the Rules Governing Sealing and Redacting Court Records the Clerk of the Court shall supply file stamped and/or certified copies of the sealed documents to employees and/or agents of the Administrator of the Employment Security Division of the Nevada Department of Employment, Training and Rehabilitation as requested without further order of the Court.

Entered this 28th day of October, 2010.

By: 
T. Arthur Ritchie, Jr.
Chief District Judge

By: 
Elizabeth Gonzalez
Presiding Judge, Civil Division