

# LEGISLATIVE REPORT

A publication of the Nevada Taxpayers Association serving the citizens of Nevada since 1922

Issue 6-15

THROUGH MARCH 6

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This issue of Legislative Report contains a summary of bills which directly or indirectly will have an impact on our members or be of interest to our members. It does not include industry specific bills.

Notes:

Page numbers continue in sequence from the last issue.

To access the full text of the bills reported in this issue, use the link which appears at the end of the bill summary.

Unless otherwise shown, the effective date of bills reported is July 1, 2015.

To review all bills introduced to date or the BDR list, go to [www.leg.state.nv.us](http://www.leg.state.nv.us) and click on "Session Information – 2015".

*It is interesting to note that of 1,255 BDRs this Session, only 507 have been introduced as bills or resolutions to date. As March 16 is the deadline for individual Legislator bill introductions and March 23 is the Committee bill introductions deadline, is there an avalanche coming?*

## TAXES

### **AB 203 – Exemptions to Rental Car Taxes**

Sponsor: Assemblyman Carrillo, By Request; Referred to Committee on Transportation. (BDR 43-572)

Expands the list of items excluded from imposition of the rental car tax to include airport convenience and concession fees. Changes the term passenger car to vehicle.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB203.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB203.pdf)

## FEES

### **AB 210 – Mandatory Family Court Mediation, Clark County – Requires 2/3s Majority**

Sponsor: Assemblyman Ohrenschild; referred to Committee on Judiciary. (BDR 1-818)

Expands Clark County's mandatory mediation program to include financial issues and property rights for family or district court cases. A sliding schedule of fees applies, based on ability to pay.

Effective: October 1, 2015

Fiscal Note: Contains an unfunded mandate not requested by affected local government.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB210.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB210.pdf)

### **AB 217 – Off-Highway Vehicles Registration Cancelled**

Sponsors: Assembly Members Titus, et al (9 co-sponsors), Joint Sponsors: Senators Gustavson and Goicoechea; referred to Committee on Transportation. (BDR 43-994)

Removes the requirements that off-highway vehicles be registered and pay a registration fee. Owners of large all-terrain vehicles who elect to register them will pay a late fee of \$25 if not renewed before annual expiration. Dealers of large all-terrain vehicles may obtain dealer tags for highway use. The Commission on Off-Highway Vehicles may solicit grants and donations.

Effective: Upon passage and approval.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB217.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB217.pdf)

### **AB 231 – Chiropractic Re-Licensing – Requires 2/3s Majority**

Sponsor: Assemblyman Oscarson; referred to Committee on Commerce and Labor. (BDR 54-701)

Requires a licensee whose license has lapsed to submit a set of fingerprints and pay the fee for the fingerprints in applying for reinstatement. Waives the licensing fee for a temporary license to provide free chiropractic services to a patient in Nevada. Requires practitioners and assistants to submit to physical or mental exams, at their expense, when competency is questioned.

Effective: Upon passage and approval for regulations and October 1, 2015 for all other purposes.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB231.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB231.pdf)

**FEES CONTINUED****SB 210 – Medical Facility Inspections and Fees**

Requested by Committee on Finance and referred to Committee on Health and Human Services. (BDR 40-1132)

Upon passing an unannounced periodic inspection by the Division of Public and Behavioral Health, a medical facility or facility for the dependent, is to next be inspected at an interval of 1.5 times the normal period, and charged 25% less for the license renewal fee. Similar provisions apply to certain doctor's office and out-patient surgery clinics.

[www.leg.state.nv.us/Session/78th2015/Bills/SB/SB210.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB210.pdf)

**BUSINESS ISSUES****AB 229 – Workers Comp Revisions**

Requested by Committee on Commerce and Labor and referred to same. (BDR 53-754)

This is a lengthy bill amending several provisions governing workers comp filing, coverage, appeals, claim payment recovery, and other matters.

Effective: Upon passage and approval for regulations and October 1, 2015 for all other purposes.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB229.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB229.pdf)

**AB 235 – Paid Sick Leave**

Sponsor: Assemblywoman Neal, et al (16 co-sponsors), Joint Sponsor: Senator Ford, et al (6 co-sponsors); referred to Committee on Commerce and Labor. (BDR 53-1059)

Requires sick leave to be accrued at a rate of not less than 1 hour per 40 hours worked and paid at the employee's current rate once employment has reached 168 hours. May be capped at 40 hours per year and carried over to subsequent years but is not required to be paid out at the end of employment.

Effective: Upon passage and approval for regulations and January 1, 2016 for all other purposes.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB235.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB235.pdf)

**SB 202 – Fracturing Prohibited**

Sponsors: Senators Segerblom and Parks, Joint Sponsor: Assemblywoman Swank; referred to Committee on Natural Resources. (BDR 46-438)

Prohibits hydraulic fracturing in Nevada and nullifies regulations on fracturing adopted to date as well as any permits issued. Makes provisions for phase out of wastewater storage and disposal under permits issued before the effective date of this bill.

Effective: Upon passage and approval.

[www.leg.state.nv.us/Session/78th2015/Bills/SB/SB202.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB202.pdf)

**SB 224 – Independent Contractor**

Request by Committee on Commerce, Labor and Energy and referred to same. (BDR 53-985)

Defines Independent Contractor and establishes the criteria to be used to make such a determination and addresses minimum wage requirements for independent contractors.

Effective: Upon passage and approval.

[www.leg.state.nv.us/Session/78th2015/Bills/SB/SB224.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB224.pdf)

**EDUCATION: K-12****SB 207 – School Bond Rollover**

Sponsors: Senators Roberson, et al (5 co-sponsors); Declared an Emergency Measure. (BDR 30-1256)

Authorized school districts to issued general obligation bonds for an additional 10 years without further voter approval, regardless of the approval timing in relation to the effective date of this bill, and if the existing requirements regarding available revenue. Allows use of the rollover funds for "pay as you go" funding.

**Note**: This bill was enrolled on March 4, 2015 and signed by the Governor that day. It is now effective.

[www.leg.state.nv.us/Session/78th2015/Bills/SB/SB207.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB207.pdf)

**EDUCATION: K-12 Continued****SB 211 – School Hours; Ethnic Studies**

Sponsors: Senator Segerblom, et al (2 co-sponsors), Joint Sponsor: Assemblywoman Joiner, et al (2 co-sponsors); referred to Committee on Education. (BDR 34-426)

Mandates school hours are not to begin before 7:00 a.m. for Elementary, 8:00 a.m. for Junior High, and 9:00 a.m. for High School. Requires passing a high school course in Ethnic Studies for graduation and requires schools to teach the course. No funding is provided for this change.

Effective: Upon passage and approval for regulations and July 1, 2015 and July 1, 2016.

Fiscal Note: Contains an unfunded mandate to the local governments.

[www.leg.state.nv.us/Session/78th2015/Bills/SB/SB211.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB211.pdf)

**AB 234 – Multicultural Requirement for Licensing**

Sponsor: Assemblyman Munford, et al (14 co-sponsors), Joint Sponsors: Senator Manendo, et al (6 co-sponsors); referred to Committee on Education. (BDR 34-102)

Requires a multicultural education program be taught to grades 2 through 12. Requires applicants for renewal of teaching license to show proof of completion of a course in multicultural education beginning January 1, 2017.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB234.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB234.pdf)

**EDUCATION: NSHE****AB 226 – Tuition Exemptions**

Sponsor: Assemblywoman Carlton, et al (18 co-sponsors); referred to Committee on Education. (BDR 34-1010)

Extends the waiver of tuition and fees for dependents of law officers killed on duty to dependents of public employees killed at work.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB226.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB226.pdf)

**SB 215 – Student Loan Program**

Sponsor: Senator Ford, et al (7 co-sponsors), Joint Sponsors: Assemblywoman Kirkpatrick, et al (16 co-sponsors); Referred to Committee on Education. (BDR 18-933)

Requires the Department of Business and Industry (B&I) to create a revenue bond-funded loan program to refinance student loans. B&I-prepared listings of entities offering student loans, preferentially ranked in order of interest rates and terms, is to be provided to every higher-education applicant, along with estimated costs of education and resulting indebtedness. Repeals the student loan program of the Department of Education.

Effective: Upon passage and approval for regulations and January 1, 2016 for all other purposes.

[www.leg.state.nv.us/Session/78th2015/Bills/SB/SB215.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB215.pdf)

**GOVERNMENT: STATE****AJR 5 – Line Item Veto**

Sponsors: Assembly Members Silberkraus, et al (5 co-sponsors); referred to Committee on Legislative Operations and Elections. (BDR C-924)

Proposes to amend the Constitution to give the Governor line-item veto power for bills containing appropriations or authorizations.

Note: If this resolution is adopted by the 2015 Legislature, it must be adopted again by the 2017 Legislature and then be submitted to the voters at the next general election for the Constitutional change to become effective.

[www.leg.state.nv.us/Session/78th2015/Bills/AJR/AJR5.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AJR/AJR5.pdf)

**AB 205 – Advisory Commission on Mentoring**

Sponsors: Assembly Members Thompson, et al (7 co-sponsors), Joint Sponsors: Senators Atkinson, et al (5 co-sponsors); referred to Committee on Education. (BDR 34-116)

Creates the 13-member appointed Commission to assist mentoring programs by raising money and developing awareness programs and guidelines. The Commission is to appoint a 5-member Advisory Council of representatives from organizations providing mentoring. Appointments are to be made by October 1, 2015 and the first meeting held by December 1, 2015.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB205.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB205.pdf)

**GOVERNMENT: STATE Continued****SB 213 – Federal Funds Report**

Requested by Committee on Finance and referred to Committee on Government Affairs. (BDR 31-838)

Requires the Budget Director to maintain a database of all applications and receipts of federal assistance to Executive Department agencies, including federal programs available but not used, and to submit an annual report on this to the Governor and Legislature. The Fiscal Analysis Division is to analyze and advise on whether using each of these programs is advisable and its report is to be included.

[www.leg.state.nv.us/Session/78th2015/Bills/SB/SB213.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB213.pdf)

**SB 214 – Advisory Council on Federal Assistance**

Requested by Committee on Finance and referred to Committee on Government Affairs. (BDR 31-837)

Creates the broad-based 17-member Advisory Council on Federal Assistance which is to evaluate, monitor and advise state and local agencies on maximizing use of federal funds and develop guidelines for applications. It is to make regulatory and legislative recommendations to address barriers to successful applications for federal funds. Administrative support is provided by the Department of Administration. The first meeting must be held by December 31, 2015. Annual reports go to the Governor and Legislature.

[www.leg.state.nv.us/Session/78th2015/Bills/SB/SB214.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB214.pdf)

**SB 215 – Student Loan Program**

See "Education: NSHE" section, above.

**GOVERNMENT: LOCAL****AB 232 – Clark County Health Officer**

Sponsor: Assemblyman Thompson, et al (3 co-sponsors), Joint Sponsor: Senator Atkinson, et al (2 co-sponsors); referred to Committee on Health and Human Services. (BDR 40-694)

Requires the Clark County Board of Health to add a second Health Officer position and divide the duties and authority between them as administrative and public health. Changes prevailing votes of the Board to votes cast rather than number of members.

Effective: Upon passage and approval for regulations and January 1, 2016 for all other purposes.

Fiscal Note: Contains an unfunded mandate to the local governments.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB232.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB232.pdf)

**ELECTIONS****AB 209 – Election Audits; Recounts**

Sponsor: Assemblywoman Shelton; referred to Committee on Legislative Operations and Elections. (BDR 24-816)

Requires county and city clerks to create audit trails of elections, to have election results audited, the results to be published and stipulates election equipment security. Changes the recount trigger to 5 votes or 1 percent, whichever is less, rather than greater.

Effective: Upon passage and approval for regulations and October 1, 2015 for all other purposes.

Fiscal Note: Contains an unfunded mandate not requested by local governments.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB209.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB209.pdf)

**SB 203 – Central Polling Places; Same Day Voting**

Sponsors: Senators Spearman, et al (4 co-sponsors); referred to Committee on Legislative Operations and Elections. (BDR 24-573)

This is an extensive bill which addresses creation of central polling places in counties; creation of county-wide polling places where citizens may register and vote on the same day; mobile device access to the Secretary of State's election website; electronic delivery of sample ballots; electronic election board registers and voter signatures; pre-registration for voting for those 16 to 18 years of age; and other matters.

Effective: Upon passage and approval for regulations and January 1, 2016 and January 1, 2017 for specific provisions.

Fiscal Note: Contains unfunded mandate not requested by affected local governments.

**APPROPRIATIONS NOT INCLUDED IN EXECUTIVE BUDGET****SB 216 – Hospital Readmissions and Rates**

Sponsor: Senator Segerblom; referred to Committee on Health and Human Services. (BDR 40-427)

Appropriates \$400,000 from the General Fund to DHHS for a website which tracks zip codes and incidents of potentially preventable hospital readmissions. Requires hospitals to publicly post average charges to insured patients for services and goods and prohibits charging low-income, uninsured patients higher rates than those posted on the insured patients' list.

[www.leg.state.nv.us/Session/78th2015/Bills/SB/SB216.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB216.pdf)

**GENERAL INTEREST****AB 204 – Handicapped Parking Permit Photos**

Sponsor: Assemblyman Carrillo; referred to Committee on Transportation (BDR 43-571)

Requires handicap parking permits to include the driver license photo of the holder in a removable sleeve to aid enforcement.

Effective: Upon passage and approval for regulations and January 1, 2016 for all other purposes.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB204.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB204.pdf)

**SB 201 – E-Cigarette Non Smoking Areas**

Requested by Committee on Finance and referred to Committee on Judiciary. (BDR 15-144)

Extends the current ban on smoking tobacco products in certain areas to include electronic smoking devices and defines electronic smoking device.

Effective: October 1, 2015

[www.leg.state.nv.us/Session/78th2015/Bills/SB/SB201.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB201.pdf)

**STUDIES****AB 220 – Insurance Study**

Requested by Committee on Health and Human Services and referred to same. (BDR S-577)

The Commissioner of Insurance is to conduct a statewide study of health insurance availability and network plans to determine whether network plans offered in Nevada are adequate. The report is to be delivered to the Legislative Committee on Health Care by March 1, 2016. That committee is to make recommendations to the 2017 Legislature for legislation.

[www.leg.state.nv.us/Session/78th2015/Bills/AB/AB220.pdf](http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB220.pdf)

**Nevada Taxpayers Association**

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