

LEGISLATIVE REPORT

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

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PAGE 59

This issue of Legislative Report contains a summary of amendments to bills previously reported which directly or indirectly will have an impact on our members or be of interest to our members. Only changes made by an amendment are noted. Reference (Issue, page) is provided to search back to the report on the original bill in previous reports.

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, 2017.
- To review all bills introduced to date or the BDR list, go to www.leg.state.nv.us and click on “Session Information – 2017”.

TAXES

BILL NEWLY INTRODUCED THIS WEEK

AB 492 Transferable Film Tax Credits

Assembly Committee on Ways and Means and referred to same (BDR 32-1166)

The bill provides for \$10 million each fiscal year, removing the provision that the Legislature sets the amount on a biennial basis. It also allows unused tax credits to be carried forward to the next or any other fiscal year.

NTA Comment: This bill is the first of those introduced by Leadership and made Exempt from deadlines at introduction.

<https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB492.pdf>

Business & Excise

AB 5, 1st Reprint – Energy Local Improvement Districts (Issue 2, page 12)

The amendment sets forth the criteria and restrictions for a local government to create a local improvement district that focuses on energy efficiency improvements.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB5_R1.pdf

AB 12, 1st Reprint – Insurance Adjuster Licensing (Issue 1, page 3) - Maintains 2/3 Requirement

Eliminates the reference to “independent” adjusters and creates two new types of adjusters: called “company adjuster” and “staff adjuster.” Delays the effective date of the bill to July 1, 2018 from January 1, 2018.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB12_R1.pdf

AB 150, 1st Reprint – Private Professional Guardians (Issue 1, page 4) Maintains 2/3 Requirement.

Guardianship accounts may be directed by the court.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB150_R1.pdf

AB 281, 1st Reprint — Commerce Tax Filing (Issue 4, page 25)

The amendment allows those businesses with receipts less than \$4 million annually to submit an affidavit under penalty of perjury to the Department of Taxation rather than an informational return.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB281_R1.pdf

SB 54, 1st Reprint — County Infrastructure Uses (Issue 1, page 3)

This amendment requires a review by counties which use the proceeds from the enumerated infrastructure taxes to be conducted at least once every four years.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB54_R1.pdf

Miscellaneous Taxes

AB 294, 1st Reprint — Room Taxes by Online Hosting Platforms (Issue 4, page 25)

The amendment requires an “accommodations facilitator” and requires that those entities collect and remit the room tax.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB294_R1.pdf

Property

SB 352, 1st Reprint — Disaster Assessment Reset (Issue 5, page 34)

The amendment allows the owner of a single-family residence replaced after a flood, fire, earthquake or other event for which the Governor has declared a state of emergency or declaration of disaster to apply to the county assessor for an exemption of a portion of the assessed value of the single-family residence. It also applies some limiting conditions.

www.leg.state.nv.us/Session/79th2017/Bills/SB/SB352_R1.pdf

SB 414, 1st Reprint — Personal Property Taxation (Issue 7, page 47)

The amendment clarifies what is exempt property for displays and exhibitions and exempting property for a tradeshow on the same basis as property for purposes of a convention.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB414_R1.pdf

Sales

AB 402, 1st Reprint — Feminine Hygiene Products Tax Exemption (Issue 5, page 34)

The amendment defines “feminine hygiene products” and adds a sponsor.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB402_R1.pdf

AB 439, 1st Reprint — Veterinarian Tax Status (Issue 7, page 47)

The amendment requires the consumables used in medical care and treatment of animals to be considered as consumed by the veterinarian and not billed to the consumer.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB439_R1.pdf

SB 419, 1st Reprint — Durable Medical Equipment (Issue 5, page 34)

The amendment removes the ballot language as it has already been submitted and approved by the voters.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB419_R1.pdf

Abatements & Credits

AB 137, 1st Reprint – Film and Insurance Premium Tax Credits (Issue 1, page 2)

Removes film tax credits from the bill. Prohibits an insurer from claiming the tax reductions for more than 10 calendar years, including years before July 1, 2017.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB137_R1.pdf

AB 143, 1st Reprint – Legislative Committee on Economic Development (Issue 2, page 8)

Inserts clarifying language, including specific references to local governments and local impacts.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB143_R1.pdf

AB 170, 1st Reprint – Economic Development Reporting (Issue 2, page 9)

Revises the reporting requirements for the Governor’s Office of Economic Development according to the size of the project and extends the duration of reporting requirements.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB170_R1.pdf

AB 266, 1st Reprint — Family Medical Leave Tax Credits (Issue 3, page 17)

The amendment removes the Commerce Tax as available to credit against by employers which offer a qualifying plan for family medical leave. Further defines what qualifying plans contain.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB266_R1.pdf

AB 370, 1st Reprint — Tax Credits for Historic Buildings (Issue 5, page 36)

This amendment adds a requirement that the property be eligible for the National Register of Historic Places and that the applicant for tax credits incurred at least \$20,000 of costs and expenses. It sets a limitation of not more than \$3 million per qualified rehabilitation and increases the expiration date of transferable tax credits to 5 years.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB370_R1.pdf

SB 442, 1st Reprint — Economic Development Incentives (Issue 7, page 47)

The amendment provides that economic development abatement may encompass various sites so long as the investment is at least \$1 billion. It also provides that an area within a larger county may be considered rural as long as it is at least 20 miles outside an area within the county designated as urban. The bill also includes a provision that allows recapture of incentives.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB442_R1.pdf

SB 455, 1st Reprint — Child Care Tax Credits (Issue 7, page 47)

The amendment places the program within the Division of Welfare and Supportive Services and allows an employer to assist with child care for qualifying employees. The tax credit can be up to \$5,000 per employee per year and unused credits carry forward for 5 years.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB455_R1.pdf

Administration**AB 8, 1st Reprint – Utility Charge Delinquencies (Issue 2, page 9)**

Defines “utility services” as sewerage, storm drainage or water service, or any combination of those services.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB8_R1.pdf

AB 62, 1st Reprint – Master Settlement Agreement (Issue 1, page 1) Maintains 2/3 Requirement

Adds roll-your-own and smokeless tobacco products. Requires cigarette vending machine operators to be licensed.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB62_R1.pdf

AB 422, 1st Reprint — Medical Marijuana Administration (Issue 7, page 47)

This amendment prohibits use of a vending machine to dispense marijuana by a medical marijuana establishment.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB422_R1.pdf

AB 486, 1st Reprint — Governmental Services Tax Distribution (Issue 7, page 48)

This amendment limits the general fund allocation of GST to fiscal years 17/18 and 18/19.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB486_R1.pdf

SB 281, 1st Reprint — Property Conveyance for Delinquent Taxes (Issue 4, page 26)

The amendment clarifies how the distribution of excess proceeds received from the sale of real property by a county treasurer for delinquent taxes is made to the various interested parties including HOAs and Condominium Hotel Associations.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB281_R1.pdf

Miscellaneous**AB 375, 1st Reprint — Flood Control Taxes (Issue 5, page 33)**

The amendment adds “any other tax authorized” to the list of enumerated taxes allowed to be considered. It also includes fees, levies or assessments.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB375_R1.pdf

SB 176, 1st Reprint — Body Cameras (Issue 2, page 8)

The amendment adds town marshals to the list of those peace officers required to be equipped with and use body cameras.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB176_R1.pdf

SB 448, 1st Reprint — Public Private Partnerships — Maintains 2/3 Requirement (Issue 7, page 48)

The amendment requires that money raised by these partnerships be used only in the county in which it was generated.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB448_R1.pdf

Vehicle and Fuel**SB 339, 1st Reprint — Vintage License Plates — Maintains 2/3 Requirement (Issue 5, page 36)**

This is an entire rewrite of this bill. The amendment removes all of the original bill language and inserts a change to issuing vintage license plates. The new date to qualify for vintage plates is 1961 (from 1942).

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB339_R1.pdf

FEES, FINES, PENALTIES**AB 32, 1st Reprint – Pest Control (Issue 1, page 4) Maintains 2/3 requirement**

Establishes a “certificate” rather than a license for governmental entities. Maintains the unfunded mandate.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB32_R1.pdf

AB 33, 1st Reprint – Mining Oversight Commission Abolishment (Issue 2, page 9)

Abolishes the Garlic and Onion Grower’s Advisory Board, the Alfalfa Seed Advisory Board and the Advisory Council for Organic Agricultural Products. Deletes action on the Mining Oversight Commission.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB33_R1.pdf

AB 50, 1st Reprint – Environmental Fees and Fines (Issue2, page 7)

Moves control of the account in which fees are deposited to the State Department of Natural Resources.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB50_R1.pdf

AB 52, 1st Reprint – Dissolved Mineral Resource Drilling Permits (Issue 1, page 4) Maintains 2/3 Requirement.

Replaces language of the original bill in order to establish, rather than revise, provisions governing these activities. Changes the effective date to January 1, 2018.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB52_R1.pdf

AB 60, 1st Reprint – Vehicle Transport License (Issue1, page 4) Maintains 2/3 Requirement

Technical corrections.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB60_R1.pdf

AB 61, 1st Reprint – Foreign Trust Companies (Issue 2, page 7) Maintains 2/3 Requirement

Changes the requirements regarding administration of the trust being done in a Nevada office.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB61_R1.pdf

AB 77, 1st Reprint – Teacher Licensing (Issue 1, page 4) Maintains 2/3 Requirement

Removes the proposed requirement that the Department maintain detailed records of each school district and charter school employee, among other changes

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB77_R1.pdf .

AB 83, 1st Reprint – Insurance Regulation (Issue 2, page 7) – Maintains 2/3 Requirement

Deletes the proposed language exempting the Commission from the Nevada Administrative Procedures Act. Makes a number of changes to regulatory language.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB83_R1.pdf

AB 120, 1st Reprint – School Construction (Issue 2, page 7)

Excludes certain low-income housing construction. Clarifies where proceeds may be used. Shortens the time periods for setting aside and using land for a school site.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB120_R1.pdf

AB 165, 1st Reprint – Health Service Executive Licensing (Issue 1, page 4) Maintains 2/3 Requirement.

Gives the Board authority to reinstate a license.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB165_R1.pdf

AB 169, 1st Reprint – County Recorder Fees (Issue 1, page 5) Maintains 2/3 Requirement

Amends the proposed fees for certain documents to \$10 for the first page and \$1 for each additional page and \$25 for recording certain other documents. Changes the effective date to the default October 1, 2017.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB169_R1.pdf

AB 179, 1st Reprint – Massage Therapy (Issue 2, page 8) Maintains 2/3 Requirement

Deletes language directing the Boards for Massage Therapy and for Cosmetology reduce duplication in the licensing procedure. Authorizes the Board to set different fees for different licenses.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB179_R1.pdf

AB 194, 1st Reprint – Behavioral Health Care Specialists (Issue 1, page 5) Maintains 2/3 Requirement.

Exempts those providing volunteer services for a non-profit organization. Sets an application fee of \$75 and a renewal fee of \$150.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB194_R1.pdf

AB 195, 1st Reprint – Cosmetology (Issue 1, page 5) Maintains 2/3 Requirement

Allows immediate temporary suspension of a license for certain infractions and prescribes a review and hearing process.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB195_R1.pdf

AB 279, 1st Reprint — Financial Institutions Regulatory Costs (Issue 4, page 26) Maintains 2/3 Requirement

The amendment removes the exemption from the Nevada Administrative Code for the Commissioner of Financial Institutions to determine the hourly rate for examinations, investigations or hearings. It also requires an annual review of the rates paid by banks and financial institutions and, by regulation, for the Commissioner to make adjustments as needed.

NTA Position Change: Support. The amendment removed an exemption to the Administrative Code making these findings public.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB279_R1.pdf

AB 324, 1st Reprint — Document Preparation Services (Issue 5, page 36) Maintains 2/3 requirement

This amendment adds certain paralegals to the list of those eligible to prepare documents for others. It also includes a bankruptcy petition preparer and an enrolled agent authorized to practice before the Internal Revenue Service. It adds attorneys authorized to practice law in any other state or the District of Columbia to those not regulated under the bill.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB324_R1.pdf

AB 346, 1st Reprint — Child Care Facilities — Maintains 2/3 Requirement (Issue 5, page 36)

The amendment requires the operator of a small child care facility to register with the Division of Welfare and Supportive Services and authorized the Division to collect the costs related to an investigation from the small child care facility.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB346_R1.pdf

AB 413, 1st Reprint — Electronic Documents — Maintains 2/3 Requirement (Issue 7, page 48)

This amendment provides the criteria for electronic storage of documents including wills. It provides a process for authenticating the document and rendering it into a paper copy.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB413_R1.pdf

AB 420, 1st Reprint — Inmate Electronic Communications — Maintains 2/3 Requirement (Issue 7, page 49)

The amendment removes the requirement that regulations adopted under the bill must be done in accordance with the Nevada Administrative Procedures Act.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB420_R1.pdf

AB 425, 1st Reprint — Addiction Counselors — Maintains 2/3 Requirement (Issue 7, page 49)

The amendment removes the requirement that an applicant for a certificate as an alcohol and drug abuse counselor must have completed 30 hours of training specific to alcohol and drug abuse.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB425_R1.pdf

SB 81, 1st Reprint — State Savings Banks — Maintains 2/3 Requirement (Issue 1, page 6)

Provides technical corrections to a bill that allows state savings and loans to convert to state savings banks. These include identifying the main office, the appropriate federal regulatory body and approval by the FDIC to insure deposit accounts.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB81_R1.pdf

SB 41, 1st Reprint — Business Entity Changes — Maintains 2/3 Requirement (Issue 1, page 5)

The amendment removes the requirement from the original bill that required an LLC or limited partnership to maintain its records within the state and instead requires the records to be made available to the Secretary of State for examination by the business's custodian of records.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB41_R1.pdf

SB 182, 1st Reprint — Eviction Fees & Constable Duties — Maintains 2/3 Requirement (Issue 1, page 6)

The amendment adds deputy constables, in addition to sheriffs and constables, to those ineligible to serve as bail agents.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB182_R1.pdf

SB 199, 1st Reprint — Craft Distilleries — Maintains 2/3 Requirement (Issue 3, page 18)

The amendment lowers the number of cases allowed to 75,000 cases (down from 100,000 cases) and requires that 85% of the agricultural raw materials in the distilled spirits are grown on land controlled by the owner of the distillery.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB199_R1.pdf

SB 210, 1st Reprint — Anesthesiologist Assistants — Maintains 2/3 Requirement (Issue 3, page 18)

This amendment applies the licensing of anesthesiology assistants only to the State Board of Medical Examiners and removes this authority from the Board of Osteopathic Physicians. Also prohibits an anesthesiologist assistant from prescribing opioid medications.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB210_R1.pdf

SB 215, 1st Reprint — Driver License/Identification Card Name Changes — Maintains 2/3 Requirement (Issue 3, page 18)

The amendment removes the time limitation of 30 days for a person to submit a name change. It added "full legal name" to the sections it amends.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB215_R1.pdf

SB 234, 1st Reprint — Unmanned Aerial Vehicles — Maintains 2/3 Requirement (Issue 3, page 19)

This amendment allows a peace officer to possess an unmanned aerial vehicle which has been abandoned or crashed when he believes it may have been used in the commission of a crime.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB234_R1.pdf

SB 428, 1st Reprint — Tule Springs/Las Vegas Raiders Special License Plates — Maintains 2/3 Requirement (Issue 7, page 49)

The amendment focuses the funds raised from the Tule Springs plates to the Ice Age Park Foundation to support the activities of Tule Springs State Park. It also provides for a special license plate in support of the Las Vegas Raiders. This plate is exempted from the usual bonding requirements as well as skipping the wait list for special plates and the minimum number of applications.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB428_R1.pdf

SB 433, 1st Reprint — Guardianships — Maintains 2/3 Requirement (Issue 7, page 49)

The amendment replaces the term “ward” with “protected person.” It also addresses the rights of the protected person to visit with family and gives the court direction in this activity. Provides an expedited hearing process if the protected person is in jeopardy as a result of this visitation. It also provides remedy if a guardian does not properly follow the court’s order.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB433_R1.pdf

SB 490, 1st Reprint — Real Property Foreclosure/Foreclosure Mediation - Maintains 2/3 Requirement (Issue 7, page 50)

This amendment revises the affidavit required at foreclosure of a residential real property (four or fewer units). The affidavit requires “direct, personal knowledge” or knowledge based on a personal review of business records. The other requirements are enumerated as well. The amendment also provides the means for a person to enroll in the Foreclosure Mediation program. A second amendment replaces the Housing Division with Home Means Nevada, Inc. as administrator of the Foreclosure Mediation program and provides that the Interim Finance Committee administers its funding.

The amendments leave in place language that makes the Foreclosure Medication program permanent.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB490_R1.pdf

SB 509, 1st Reprint — Healthcare Providers — Maintains 2/3 Requirement (Issue 7, page 50)

The amendment changes the approving vote from majority to a 2/3s vote for provider medical groups to agree to an assessment that would be used to augment payments for Medicaid.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB509_R1.pdf

SB 512, 1st Reprint — State Waters Use Fees — Maintains 2/3 Requirement (Issue 7, page 50)

The amendment clarifies that fees collected from use of navigable waters that are in excess of \$50,000 be accounted separately and used to protect and enhance the Tahoe basin.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB512_R1.pdf

BUSINESS**AB 113, 1st Reprint – Nursing Mothers (Issue 2, page 10)**

Removes the requirement that the local board of health establish a mediation program for complaints. Removes the unfunded mandate. Exempts licensed contractors with employees at job sites and small employers with fewer than 50 employees.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB113_R1.pdf

AB 175, 1st Reprint – Minimum Wage (Issue 2, page 10)

Removes language relating to minimum wage pay amounts and replaces with language detailing the level of health benefits required to pay the lower minimum wage amount to an employee.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB175_R1.pdf

AB 211, 2nd Reprint — Wage Claims (Issue 2, page 10)

The first amendment removes treble damages and increases the administrative penalty that the Labor Commissioner may impose. The second amendment adds a provision under which a person harmed by a violation of the law may be awarded compensation by the Labor Commissioner from the administrative penalty assessed against the offending employer.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB211_R2.pdf

AB 235, 1st Reprint — Commercial Real Estate Receivership Act (Issue 3, page 19)

The amendment requires the Nevada Supreme Court to adopt rules governing the ethics and independence of receiver and preventing self-dealing by a receiver.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB235_R1.pdf

AB 241, 1st Reprint — Baby Changing Facilities — Effective October 1, 2017 (Issue 3, page 19)

The amendment requires one or more baby changing tables available to both men and women in buildings used by the public including any school building in a school district for which a building code is adopted. The amendment provides an exception for buildings that are not lawfully accessible to person under 18 years of age.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB241_R1.pdf

AB 276 Employment Discrimination (Issue 4, page 27)

The amendment limits the applicability of the bill to employers with 15 or more employees for each working day of 20 or more calendar weeks. It also adds “voluntarily” to the discussion of wages.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB276_R1.pdf

AB 282, 1st Reprint — Service Member Contracts (Issue 4, page 27)

The amendment adds spouses of service members to the protections offered within the bill for deploying service members.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB282_R1.pdf

AB 361, 1st Reprint — Deceptive Business Practices/Gift Cards (Issue 5, page 37)

Disallows issuing, free of charge, a gift card or gift certificate if the offer expires less than 90 days after the offer is made. The certificate or card must include in at least 12-point bold font on the front of any accompanying materials the expiration date.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB361_R1.pdf

SB 196, 1st Reprint — Paid Sick Leave (Issue 3, page 19)

This amendment requires employers with more than 50 employees to provide accrual of sick days and allow an employer to require reasonable certification of the need for leave lasting 3 or more consecutive days. Exempts employees who work on an occasional or irregular basis or work at a construction project as well as executive, administrative and professional employees.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB196_R1.pdf

SB 397, 1st Reprint — Employment Discrimination (Issue 5, page 38)

The amendment requires that any penalties collected by the Nevada Equal Rights Commission as a result of the discrimination identified in the bill be deposited in the State General Fund.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB397_R1.pdf

EDUCATION

K-12

AB 78, 1st Reprint – Charter Schools (Issue 2, page 10)

The amendment requires a charter school sponsor to evaluate needs in certain geographic areas.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB78_R1.pdf

AB 186, 1st Reprint – Pre-K and Kindergarten in All Schools (Issue 2, page 11)

Removes existing exceptions for providing kindergarten in all elementary schools. Lowers the required enrollment age to 6 years. Requires Department of Education to establish a Prekindergarten Improvement and Expansion Program and makes an appropriation of \$1,542,000 for Fiscal 2017-18 and \$7,771,000 for Fiscal 2018-19 for the program.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB186_R1.pdf

AB 188, 1st Reprint – Silver State Opportunity Grant (Issue 1, page 11)

Changes the proposed minimum credit hours to 12 and provides exceptions. Money paid to a community or state college for these grants does not revert but is to be used for eligible students in a future semester.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB188_R1.pdf

AB 312, 1st Reprint — Pupil-Teacher Ratios (Big Change) (Issue 4, page 28)

The amendment removes all of the language that would have rated teachers as excellent based on certain factors and replaces it with language that requires the State Board of Education to prepare non-binding pupil-teacher ratios for grades K-12. It leaves in place the existing law allowing smaller districts to use alternative ratios.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB312_R1.pdf

AB 320, 1st Reprint — Teacher Evaluations (Issue 4, page 28)

This amendment replaces “minimally effective” with “developing” and “peer evaluation” to “peer observation.” It also adds a member to the Teachers and Leaders Council who must be a school counselor, psychologist, speech language pathologist, audiologist or social worker.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB320_R1.pdf

AB 351, 1st Reprint — Teacher Shortage Grants (Issue 5, page 38)

This amendment requires the State Department of Education to designate areas of critical need instructional areas in the state. It also adds special education teachers, English as a second language instructors or other teachers within critical need areas with 2 or more years of teaching in these areas to the list of those eligible for grants to repay student loans.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB351_R1.pdf

AB 409, 1st Reprint — Read by Three Program (Issue 7, page 51)

The amendment requires the consent of the parents of a student who does not meet the reading requirements, as determined by a criterion referenced exam, to retain the child in third grade.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB409_R1.pdf

AB 434, 1st Reprint — New Teacher Incentives (Issue 7, page 51)

The amendment adds a requirement that new teachers, to receive incentives, must teach in Title I schools or schools that are designated as underperforming schools pursuant to the statewide system of accountability for public schools.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB434_R1.pdf

AB 447, 1st Reprint — Victory Schools (Issue 7, page 51)

This amendment requires the State Board of Education to consult with the Board of Trustees of a school district when designating Victory schools.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB447_R1.pdf

SB 200, 1st Reprint — Computer/Technology Instructions (Issue 3, page 20)

The amendment requires school districts to provide professional development concerning computer science and computer education and technology to their teachers. It also requires the Department of Education to review all courses in computer science, computer education and technology and make a recommendation to the State Board of Education about approving these courses. It also appropriates funds to the Clark and Washoe School Districts and creates a noncompetitive grant program for the remaining county districts.

www.leg.state.nv.us/Session/79th2017/Bills/SB/SB200_R1.pdf

SB 212, 1st Reprint — Safe to Tell (Issue 3, page 20)

The amendment provides immunity from civil liability for members of the team at each school. The amendment also authorizes a provider of mental health to provide services to a school after a crisis.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB212_R1.pdf

SB 249, 1st Reprint — Financial Literacy in High Schools (Issue 3, page 20)

The amendment allows school districts to combine ½ credit of economics and ½ credit of American government to offer a combined course. These changes are effective July 1, 2022. It also requires professional development and makes an appropriation of \$1 million in each year of the biennium for Clark County, \$300,000 for Washoe County, and \$200,000 to the State Department of Education to be appropriated to the other school districts.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB249_R1.pdf

SB 301, 1st Reprint — State Board of Education (Issue 4, page 28)

Removes the proposed changes in membership of the State Board of Education. It still abolishes the State Board for Career and Technical Education and transfers those duties to the State Board and the Superintendent of Public Instruction.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB301_R1.pdf

SB 322, 1st Reprint — Civics Requirement for High School Graduation (Issue 5, page 38)

The amendment makes the civics exam applicable, but without a graduation requirement, effective July 1, 2018 and makes it a graduation requirement effective July 1, 2019.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB322_R1.pdf

SB 369, 1st Reprint — Teacher Development (Issue 5, page 38)

The amendment provides that the Clark County School District may establish a program that provides training in collaboration. The program must include an evaluation process. It also provides that parents and licensed employees may petition for a review of the effectiveness of a school including encouragement of parental involvement, school culture, and pupil outcomes. It exempts turnaround schools until after their first school year operating under that designation.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB369_R1.pdf

NSHE**AB 202, 1st Reprint – Silver State Opportunity Grant (Issue 2, page 12)**

Replaces the original bill with language directing the Legislative Commission conduct an interim study on the cost and affordability of higher education in the State.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB202_R1.pdf

GOVERNMENT**State****AB 111, 1st Reprint – Low Income Internet Access (Issue 2, page 13)**

Clarifies the level of assistance to be available to a qualified household.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB111_R1.pdf

AB 231, 1st Reprint — Economic Development (Issue 3, page 21)

The amendment removes nearly the entire bill, leaving the date by which the Office of Economic Development must annually report and changes it to December 1 each year.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB231_R1.pdf

AB 399, 1st Reprint — Nevada Infrastructure Bank (Issue 6, page 40)

The amendment moves the Infrastructure Bank to the Department of Transportation and adds repair, maintenance, decommissioning to its list of duties.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB399_R1.pdf

AB 403, 1st Reprint — Governmental Oversight (Issue 6, page 40)

The amendment removes the proposed Oversight Committee but leaves in place the authority of the Legislative Commission over regulations.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB403_R1.pdf

AB 404, 1st Reprint — Office of the Inspector General (Issue 6, page 41)

The amendment reduces the felony charge to Class E for retaliating against a whistle blower.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB404_R1.pdf

AB 408, 1st Reprint — Medicaid and Health Insurance — Effective on January 1, 2018 (Issue 6, page 41)

This amendment removes the Silver State Health Insurance Exchange and aligns the provisions of health insurance in Nevada with the Patient Protection and Affordable Care Act, Public Law 111-148 which requires coverage for those with pre-existing conditions, coverage for children under their parents' plans until age 26 and the other enumerated benefits under the ACA.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB408_R1.pdf

AJR 5, 1st Reprint — Board of Regents Constitutional Amendment (Issue 2, page 15)

The amendment proposes to remove the constitutional provisions governing the Board of Regents and that the legislature, by statute, provide governance, control and management of the State University System.

https://www.leg.state.nv.us/Session/79th2017/Bills/AJR/AJR5_R1.pdf

SB 187, 1st Reprint — Museum Expansion and Creation (Issue 2, page 15)

The amendment removes the inclusion of a ballot question seeking voter approval for general obligations bonds and instead appropriates \$10 million to the Interim Finance Committee which expenditure is contingent upon matching funds. These funds would expand the Nevada Museum of Art in Reno and establish a fine arts museum in Las Vegas.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB187_R1.pdf

SB 323, 1st Reprint — Supplemental Nutrition Assistance Program (SNAP) (Issue 6, page 41)

The amendment provides that a workfare program be voluntary. Allows prioritization of certain persons for SNAP benefits.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB323_R1.pdf

SB 407, 1st Reprint — Nevada Clean Energy Fund (Issue 5, page 37)

The amendment creates the Nevada Clean Energy Fund and provides funding to increase the amount of financing available for qualified clean energy projects.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB407_R1.pdf

SB 517, 1st Reprint — Transportation Infrastructure Bank — Maintains 2/3 Requirement (Issue 7, page 53)

The amendment adds utility infrastructure to allowable uses and changes the insurance provisions within the bill to allow the Bank to provide or arrange or enter into an agreement for insurance or reinsurance.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB517_R1.pdf

Local

AB 70, 1st Reprint – Redevelopment (Issue 2, page 12)

Limits the amount of revenue to be put aside to 18 percent and revises the description of educational facilities and activities eligible for use of these funds.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB70_R1.pdf

AB 80, 1st Reprint – Redevelopment District Lifespans (Issue 2, page 12)

Clarifies that adoption of an extension for a redevelopment plan has no effect on the allocation of revenues among taxing authorities within such a redevelopment area. Also removes the set aside for public education.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB80_R1.pdf

AB 134, 1st Reprint – Special District Reporting (Issue 2, page 12)

Increases the reporting threshold to \$300,000.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB134_R1.pdf

AB 246, 1st Reprint — Improvement District Interlocal Agreements (Issue 3, page 21)

This amendment removes the limitation for a street project and opens these interlocal agreements to other types of project between municipalities including the issuing of bonds and contracts.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB246_R1.pdf

AB 277, 1st Reprint — Land Use Planning (Issue 4, page 29)

The amendment sets forth uniform statewide standards for land use planning within or surrounding national conservation areas. It also repeals some existing land use planning requirements for these areas. The bill contains mandatory criteria for evaluation of these lands during the planning process.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB277_R1.pdf

AB 297, 2nd Reprint — Online Buyer/Seller Meeting Place (effective October 1, 2017) (Issue 4, page 29)

The first amendment (A:166) removed fire stations from enumerated meeting places and added sheriff's offices. It also provides immunity from liability to the local governmental entities. The second amendment (A:561) moved the effective date to October 1, 2017.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB297_R2.pdf

AB 310, 1st Reprint — Public Administrators (effective July 1, 2018) (Issue 4, page 29)

The amendment removes the \$12,000 or more compensation from the bill.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB310_R1.pdf

AB 379, 1st Reprint — Recreational Facility GIDs (Issue 6, page 42)

This amendment authorizes certain local governments to create a parks, trails and open space district and defines the duties and responsibilities of the district.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB379_R1.pdf

SB 236, 1st Reprint — Public Marijuana Consumption (Issue 3, page 22)

The amendment strikes the limitation on county commissions to limit the number of licenses or permits. It also prohibits consumption of marijuana on the property of a public airport, within 1,000 feet of a public or private school or within 300 feet of a community facility. It also includes new definitions of "special event at which the use of marijuana is allowed" and "unreasonably impracticable."

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB236_R1.pdf

SB 245, 1st Reprint — County Treasurers (Issue 3, page 22)

The amendment removes the entire proposed fund for technology upgrades and leaves only the use of facsimile signatures.

NTA Position Change: Neutral.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB245_R1.pdf

SB 305, 1st Reprint — Court Appointed Child Advocates — Maintains 2/3 Requirement (Issue 4, page 30)

Increases the allowable fee, appropriated to attorneys representing children, for document recording from \$3 to \$6.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB305_R1.pdf

SB 356, 1st Reprint — Collective Bargaining (Issue 6, page 42)

The amendment provides that if a local government has given paid leave for union work as of June 1, 2015, it is deemed to have given it in the past, present and future. The bill also repeals at will employment for school principals.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB356_R1.pdf

SB 462, 1st Reprint — General Improvement District Review (Issue 7, page 54)

This amendment adds additional members to the GID review panel and enumerates their qualifications. It also limits the number of GIDs that may be reviewed each year to six.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB462_R1.pdf

SB 469, 1st Reprint — Local Collective Bargaining (Issue 7, page 54)

Removes the amended mandatory subjects of collective bargaining and modifies the percentage of ending fund balance not subject to collective bargaining to 16.67%. It also disallows consideration of this amount by an arbitrator or fact finder.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB469_R1.pdf

SB 471, 1st Reprint — Tahoe Sewer District (Issue 7, page 49)

Requires the submission of the question to voters for districts that have more than \$1 million of annual revenue.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB471_R1.pdf

State/Local

AB 406, 1st Reprint — Prevailing Wage in Public Works Construction (Issue 6, page 42)

The amendment changes the minimum threshold for prevailing wage requirements to \$100,000 (up from the originally proposed \$25,000). It also changes the survey process by the State Labor Commissioner in determining prevailing wages.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB406_R1.pdf

SB 317, 1st Reprint — Bidder's Preference (Issue 6, page 42)

The amendment adds 5% to the actual score of a bidder eligible for a bidder's preference and also provides a 5% reduction to the actual cost of the bid for that bidder.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB317_R1.pdf

SB 377, 1st Reprint — Public Defenders (Issue 6, page 43)

The amendment allows counties to withdraw their indigent defense from the Nevada Indigent Legal Services Commission for reasons including the costs charged by the Commission to the county, or if the services provided are deemed inadequate. The amendment also allows the Commission to retain outside expertise to review the defense services of the Commission and to make recommendations to improve them.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB377_R1.pdf

STATE BUDGET

In Executive Budget

AB 471, 1st Reprint — Governor's Cyber Defense Office (Issue 7, page 55)

The amendment requires an update of the security plan for cyber defense every 2 years, rather than 5 years. It also adds local government records as the result of an investigation that detects a suspected or confirmed threat are not public records.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB471_R1.pdf

Not Included in Executive Budget**SB 167, 1st Reprint — School Gardens (Issue 2, page 15)**

This amendment moves administration of these school gardens to the Department of Agriculture. The appropriation remains but is directed to Dept. of Ag. It also adds sponsor names.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB167_R1.pdf

SB 257, 1st Reprint — Rights of Children in Foster Care (Issue 4, page 30)

This amendment reduces from \$53 million to \$28,250,000 the appropriation to replace the computer system for youth case management. The amendment also increases the appropriation from \$200,000 to \$500,000 for increased access by foster care youth to extracurricular activities to create some normalcy for them.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB257_R1.pdf

SB 306, 1st Reprint — Prisoner Communications (Issue 4, page 31)

The amendment makes this a two year pilot program (rather than four years).

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB306_R1.pdf

ELECTIONS**AB 21, 1st Reprint – Candidate Residency Requirements (Issue 2, page 14)**

Excludes attorney fees of the Attorney General and city and district attorneys from those that may be recovered from a candidate. Further clarifies proof of residency and excludes candidates for federal office.

www.leg.state.nv.us/Session/79th2017/Bills/AB/AB21_R1.pdf

AB 272, 1st Reprint — Elections (Issue 3, page 23)

The amendment removes the specific languages Mandarin and Cantonese and replaces these with an authorization to provide election materials in languages that the county clerk determines are needed. It also extends the early voting period through the Sunday before the election.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB272_R1.pdf

SB 492, 1st Reprint — County Wide Voting (Issue 7, page 55)

The amendment applies the change to county wide voting to all of the counties, formerly applied to Washoe and Clark. Each clerk must provide at least one place where a person registered to vote in the county may do so on election day regardless the precinct of registry and provides the mechanism for casting a ballot at that place including verifying registration. The amendment also provides that elderly voters in a residential development specifically for them and with the consent of the owner may also have a branch polling place at their residential setting.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB492_R1.pdf

GENERAL INTEREST**AB 317, 1st Reprint — Fictitious Firm Names (Issue 4, page 32)**

Adds a prohibition to using a fictitious firm name that causes another person to reasonably believe that the name is associated with a government, governmental agency, political subdivision, federally recognized Indian tribe or nation or any other governmental entity found within this State, another state or the United States.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB317_R1.pdf

SB 235, 1st Reprint — Ticket Resellers and Brokers (Issue 3, page 24)

The amendment requires the Attorney General's Office of Consumer Protection to establish a toll-free number to receive complaints relating to suspected violations of this bill. It also provides enhanced penalties to violations for tickets to an entertainment facility which is operated by either a governmental entity or a public-private partnership.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB235_R1.pdf

SB 308, 1st Reprint — Auto Insurance Minimum Coverage Increases (Issue 4, page 32)

The amendment removes the prohibition from setting limits on uninsured and underinsured coverage from an exclusion when the injured party is injured while in the course of his employment.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB308_R1.pdf

STUDIES**AB 364, 1st Reprint — Traffic and Safety Study (Issue 6, page 45)**

The amendment adds the Regional Transportation Commission of Southern Nevada to the enumerated entities to conduct a study concerning traffic and safety in the urban eastern part of Clark County.

https://www.leg.state.nv.us/Session/79th2017/Bills/AB/AB364_R1.pdf

ACR 9, 1st Reprint — Traffic Violations Interim Study (Issue 7, page 57)

The amendment changes the proposed committee membership to include rural representation.

https://www.leg.state.nv.us/Session/79th2017/Bills/ACR/ACR9_R1.pdf

SB 497, 1st Reprint — School Leader Management Task Force (Issue 7, page 57)

The amendment creates a task force to conduct an interim study of the statewide performance system as it applies to administrators, school leader preparation, qualifications of licensure for administrators, professional development for administrators, recruitment of administrators and compensation for administrators.

https://www.leg.state.nv.us/Session/79th2017/Bills/SB/SB497_R1.pdf

SCR 1, 1st Reprint — Affordable Housing Interim Study (Issue 2, page 16)

This amendment adds “suburban” to the locations including rural and urban to be studied.

https://www.leg.state.nv.us/Session/79th2017/Bills/SCR/SCR1_R1.pdf