

LEGISLATIVE REPORT

An electronic publication of the Nevada Taxpayers Association ♦ Serving the citizens of Nevada since 1922

ISSUE 19-11

Through March 29, 2019

April 2, 2019

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, 2019. (The Legislative default date is October 1).
- ♦ Some bills have a fiscal note, which is not indicated in the summary, as specific fiscal information is not currently provided.
- ♦ To review all bills introduced to date or the BDR list, click [here](#) or go to www.leg.state.nv.us and click on "Session Information – 80th (2019) Session."

TAXES: Business

AB 442 – Modified Business Tax Credits

Introduced by Committee on Taxation and referred to same. (BDR 32-1125)

Authorizes an employer to receive a modified business tax credit when paying for an employee's academic education or vocational training. A qualified employer maintains a place of business in Nevada, employs fewer than 30 full-time or full-time equivalent employees and did less than \$3.5 million in gross revenue over the prior 3 years. Other conditions regarding schools and amount of awards are specified.

Effective: Upon passage and approval for regulations and administrative tasks. January 1, 2020 for all other purposes.

NTA Comment: See AB 308, issue 19-10, page 64.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6855/Text>

AB 446 – Nevada New Markets Jobs Act

Introduced by Committee on Taxation and referred to same. (BDR 18-1100)

Authorizes a qualified community development entity to make a capital or equity investment in, or a loan to, a qualified active low-income community business jointly with other qualified community development entities. May use money attributable to investments made in entity for which the entity received tax credits. Authorizes a business receiving a tax abatement to be considered a qualified active low-income community business if the business provides written notice to the Office of Economic Development that it waives the abatement.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6859/Text>

AB 458 – Nevada Educational Choice Scholarship Program Tax Credits

Introduced by Committee on Education and referred to Committee on Taxation. (BDR 32-794)

Eliminates the annual 110 percent increase in the amount of tax credits authorized for business entities donating money to a scholarship organization that provides grants on behalf of students with a household income of not more than 300 percent of the federal poverty level. Provides that the amount of credits authorized for each fiscal year is \$6,655,000, plus any remaining amount of tax credits carried forward from the additional credit authorization made for FY 2017-18.

Effective: Upon passage and approval for regulations and administrative tasks. July 1, 2019 for all other purposes.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6878/Text>

SB 497 – Commerce Tax Filings

Introduced by Committee on Finance on behalf of the Governor's Office of Finance. Referred to Committee on Revenue and Economic Development. (BDR 32-1198)

Provides that a business entity with gross annual revenue under \$4,000,000 is not required to file a commerce tax return with the Department of Taxation.

Effective: Upon passage and approval.

NTA POSITION: SUPPORT. Currently taxpayers below the \$4 million threshold are required to file a Commerce Tax return even though such entities are not actually subject to the tax. This bill will relieve the administrative burden of both the Department of Taxation and the taxpayer by only requiring those business entities meeting the threshold to file a return.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6957/Text>

TAXES: Combination**AB 436 – Veterans Exemption for GST and Property Tax**

Introduced by Assemblymen Wheeler, Kramer, et al and referred to Committee on Taxation. (BDR 32-998)

Extends the exemption of certain property taxes and the governmental services tax to those who have served a minimum 90 days continuous days of active duty on or after January 1, 2001, or have served in the National Guard for 6 years or more; and have received an honorable discharge or certificate of satisfactory service or are still serving in the Armed Forces.

NTA Comment: See SB 386, issue 19-10, page 69.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6830/Text>

SB 448 – Affordable Housing Tax Credits

Introduced by Committee on Revenue and Economic Development on behalf of the Committee to Study Issues Regarding Affordable Housing. Referred to Committee on Revenue and Economic Development. (BDR 32-381)

Specifies the procedure to be followed and authorizes the Housing Division to issue transferable tax credits to a project sponsor of a low income housing project. The credits may be used against modified business tax, insurance premium tax, or gaming license fees or a combination. The tax credits issued to a project sponsor expire 4 years after the date on which the credits were issued. Credits are limited to \$10,000,000 per fiscal year. Annual reporting is due by October 1 to the Governor and LCB Director.

Fiscal Impact: The Department of Taxation has determined that the credits from the modified business tax and insurance premium tax will result in a reduction of revenue to the general fund of \$10 million dollars each year of the biennium and continuing.

Effective: July 1, 2019 for regulations and administrative tasks. January 1, 2020 for all other purposes. Expires by limitation on January 1, 2030.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6842/Text>

TAXES: Fuel and Vehicle**AB 468 – License Plate: 100th Anniversary of Women’s Suffrage – Requires 2/3 Majority**

Introduced by Committee on Growth and Infrastructure and referred to same. (BDR 43-1124)

DMV to design and issue special license plates commemorating the 100th anniversary of women’s suffrage in the United States. The fee for the Women’s Suffrage license plates is \$35 initially and \$10 for renewal. In addition, a person who requests an additional set of plates is to pay an additional issuance fee of \$25 and renewal fee of \$20. The fees collected are distributed quarterly to the Nevada Commission for Women for their use in carrying out their duties. DMV will accept website applications for the license plates beginning July 1, 2019; DMV shall not issue the license plate after December 31, 2020.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6895/Text>

AB 483 – Vehicles Miles Traveled (VMT)

Introduced by Committee on Growth and Infrastructure and referred to same. (BDR 43-871)

The Department of Motor Vehicles is directed to conduct a pilot program for the purpose of gathering data on the vehicle miles travelled for the various classes of motor vehicles from cars to trucks. The owner of the vehicle must submit the information on the odometer along with other information specified in the bill. The information is submitted at the time of application or renewal of registration. The department is to remit the data every 6 months on January 1 and July 1, beginning not later than December 31, 2020 to the Chairs of the Standing Committees on Growth and Infrastructure and the Director of the Legislative Counsel Bureau for transmission to the Legislative Commission.

Effective: October 1, 2019. Expires by limitation on December 31, 2026.

NTA Comment: See AB 401, issue 19-10, page 67.

NTA POSITION: SUPPORT with amendment. The time frame needs to be shortened from 2026 to potentially January 2023. Additionally, there should be a parallel technical committee who can begin to evaluate the information and make recommendations for potential implementation. Technical committees have proven most valuable in working through issues for the purpose of creating bill draft necessary for implementation. Nevada as with all states is no longer able to keep up with the funding needed to support the necessary infrastructure building, repairs and maintenance due to the erosion of revenue from fuel taxes. The end result is that taxpayers spend money due to increasingly expensive vehicle repairs caused by more potholes, washboard roads, or simply by spending more time in their vehicle due to traffic congestion.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6933/Text>

AB 485 – Electric Foot Scooters – Requires 2/3 Majority

Introduced by Committee on Growth and Infrastructure and referred to same. (BDR 43-1107)

An extensive bill that defines an electric foot scooter, exempts it from the requirements for motor vehicle registration, and requires its rider to be at least 16 years old but exempts rider from the requirement for a driver's license. Authorizes local authorities to adopt ordinances to regulate scooter-share programs that include, but are not limited to, impose a fee on a scooter-share operator, designate locations where an operator may stage shared scooters, and enact moving or parking violations specific to shared scooters.

Effective: Upon passage and approval for regulations and administrative tasks. January 1, 2020 for all other purposes.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6935/Text>

SB 474 – Driver Licenses – Requires 2/3 Majority

Introduced by Committee on Growth and Infrastructure and referred to same. (BDR 43-1139)

Increases the number of hours of required supervised driving with a learner's permit to 75, 15 hours of which must be during darkness. Amends the age limit of persons who may be approved restricted license because of hardship to between 14 and 20 years of age. Charges the same fee as for an unrestricted license.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6907/Text>

TAXES: Marijuana**AB 466 – Financial Transactions – Requires 2/3 Majority**

Introduced by Committee on Growth and Infrastructure and referred to Committee on Taxation. (BDR 18-870)

Creates a pilot program in the State Treasurer's office to establish one or more closed-loop payment processing systems that enable marijuana establishments and consumers to engage in financial transactions in a safe and efficient manner. The system must include, but is not limited to, a business-to-business payment system, a method to verify the identity of a consumer, and a method allowing the State or a local government to collect taxes. State Treasurer may adopt regulations and establish fees to cover the costs of administering the pilot program. Requires the State Treasurer to submit a report concerning the pilot program to the Legislature before February 1, 2021, and every 6 months thereafter.

Effective: Upon passage and approval for regulations and administrative tasks. October 1, 2019 for all other purposes. Expires by limitation on June 30, 2023.

NTA Comment: See SB 437, this issue, page 91.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6890/Text>

TAXES: Property**SB 465 – Redevelopment Areas**

Introduced by Committee on Government Affairs and referred to same. (BDR 22-1159)

Allows redevelopment agencies to adopt a resolution that directs that the portion of the increment received from property taxes for school support and school debt to those purposes rather than to the agency.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6877/Text>

TAXES: Sales**AB 443 – More Cops Tax - Extension**

Introduced by Committee on Taxation and referred to same. (BDR S-1128)

The Clark County Sales and Use Tax Act of 2005 imposes a sales and use tax to employ and equip additional police officers for the Boulder City PD, Henderson PD, Las Vegas Metropolitan PD, Mesquite PD, and North Las Vegas PD, which was to expire October 1, 2025. This bill removes that expiration.

Effective: Upon passage and approval.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6856/Text>

AB 445 – Marketplace Facilitators – Requires 2/3 Majority

Introduced by Committee on Taxation and referred to same. (BDR 32-797)

An extensive bill requiring marketplace facilitators to collect and remit sales and use taxes if in a calendar year or in the immediately preceding calendar year they had gross receipts from retail sales made to customers in this state exceeding \$100,000 or made 200 or more separate retail sales transactions on its own or on behalf of a seller. With limitation the marketplace facilitator is not liable for the payment of sales and use tax if the failure to collect and remit the correct sales tax on sales made before January 1, 2022 was due to incorrect information provided by the seller. Thresholds and collection of sales and use tax applies to referrers who receive a fee in exchange for listing or advertising a product for a seller unless they comply with requirements, that include but are not limited to, posting a conspicuous notice on each platform of the referrer that Nevada requires purchaser to pay sales or use tax, that marketplace seller may or may not collect and remit sales and use tax, provide instructions for obtaining additional information, and referrer files a monthly electronic report to the Department of Taxation.

NTA Comment: In 2018 the Supreme Court of the United States (SCOTUS) ruled on a case involving South Dakota's application of its sales and use tax to internet retailers who sell products into South Dakota but do not have nexus within the state. South Dakota was challenging the decision from *Quill Corp vs North Dakota* which set the standard of property or employees for sales tax using the commerce clause to restrict state taxation of interstate commerce. The U.S. Constitution's Commerce Clause has been interpreted to forbid state taxation that excessively burdens or discriminates against interstate commerce. Known as the Wayfair decision, SCOTUS ruled in favor of the petitioner South Dakota in this case by a 5-4 vote. Nevada is part of the Streamlined Sales and Use Tax Agreement whereby member states have uniformly streamlined their sales tax codes. These states also have access to software for sellers under the agreement which automatically collects and remits sales taxes for every sale in a state.

NTA POSITION: SUPPORT. State and local tax revenue will increase, early estimates from the Department of Taxation expect to add an additional \$30 million to the State's general fund from the 2% portion of sales and use taxes. State and local governments will be able to collect sales tax dollars owed and needed to fund public services, including education, public safety and infrastructure improvements.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6858/Text>

AB 447 – Retail Sale of Digital Products – Requires 2/3 Majority

Introduced by Committee on Taxation and referred to same. (BDR 32-1101)

An extensive bill that includes, but is not limited to, requiring sellers of digital products with sales in this state exceeding \$100,000 or who made 200 or more separate sales transactions to impose an excise tax on the retail sale. Requires sellers to obtain a permit from the Department of Taxation and pay a \$5 fee. The tax to be collected by the seller is in the amount equal to the sales tax in the county in which the purchaser resides. Digital products include digital audio works, digital audio-visual works, digital books, and digital code. Tax applies whether the purchaser obtains permanent use, less than permanent use, requires continued payment, or is on a subscription basis. Partial list of exemptions include certain digital textbooks sold within NSHE, digital newspapers meeting certain specifications, products sold by or to a nonprofit organization, products loaned or donated to the State or any county, city, or district in the state.

Effective: Upon passage and approval for regulations and administrative tasks. January 1, 2020 for all other purposes.

NTA POSITION: PENDING.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6860/Text>

SB 447 – Medical Equipment Exemption

Introduced by Committee on Revenue and Economic Development and referred to same. (BDR 32-1255)

Enabling legislation for the Initiative Petition approved by voters in 2016 and 2018 to exempt certain durable medical equipment, mobility enhancement equipment and oxygen delivery equipment from sales tax. The Initiative was approved in the general elections with no effective date. This sets the effective date as July 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6841/Text>

MISCELLANEOUS TAXES AND TAX ISSUES**AB 444 – Legislative Committee on Tax Expenditures and Incentives for Economic Development**

Introduced by the Committee on Taxation and referred to the Committee on Legislative Operations and Elections. (BDR 17-767)

Creates the Legislative Committee on Tax Expenditures and Incentives for Economic Development and provides for its membership, with a first preference to those serving on Legislative tax committees, and a second preference of those serving on Legislative committees relating to budgets and finances. The Legislative Commission shall review and approve the budget and work program for the Committee which shall meet not earlier than November 1 of each odd-numbered year and not later than August 31 of the following even-numbered year. Committee may evaluate and review any tax expenditure, including but not limited to, the purpose, intended beneficiaries, and its cost effective use. Committee will also meet at least once each biennium to review the tax expenditure report of the Executive Director of the Department of Taxation. Committee shall review reports submitted to the Legislature relating to tax expenditures and incentives for economic development at least once every 6 years. Committee may contract with private consultants and academic institutions, conduct investigations and hold hearings. Committee members are entitled to compensation, per diem allowance, and travel expenses payable from the Legislative Fund.

Effective: Upon passage and approval.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6857/Text>

SB 461 – Tahoe-Douglas Visitors Authority – Requires 2/3 Majority

Introduced by Committee on Government Affairs and referred to same. (BDR S-733)

Authorizes a \$5 per night tourism surcharge for the improvement and operation of recreational facilities of the Tahoe-Douglas Visitors Authority. Authorizes the Authority to issue revenue bonds for the acquisition of recreational facilities and payable from net revenues of the facilities.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6872/Text>

SB 471 – Impact Fees

Introduced by Committee on Commerce and Labor and referred to Committee on Government Affairs. (BDR 22-1144)

Includes school projects in the definition of capital improvement, making a school project subject to an impact fee. Prohibits a developer from dedicating real property in lieu of paying an impact fee to pay for a school project.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6893/Text>

FEES, FINES & PENALTIES

(See Issue 19-1, page 5, NTA's position on fees.)

AB 416 – Delinquent Court Fees

Introduced by Committee on Judiciary on behalf of the Committee to Study the Advisability and Feasibility of Treating Certain Traffic and Related Violations as Civil Infractions. Referred to Committee on Government Affairs. (BDR 14-429)

Court imposed fines, administrative assessments or fees on a defendant are deemed to be uncollectible if after 5 years it remains impossible or impracticable to collect the delinquent amount. Removes the reporting of delinquencies to credit reporting agencies.

Effective: October 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6794/Text>

AB 482 – Marriage Officiants – Requires 2/3 Majority

Introduced by Committee on Judiciary and referred to same. (BDR 11-1111)

Requires marriage officiants to complete a training course and pay a fee to the county clerk to obtain or renew a certificate of permission to perform marriages. Authorizes county clerk to charge an additional fee not to exceed \$5 for filings including but not limited to, recording a notary public bond, filing a declaration of candidacy for public office, certificates of fictitious name, and marriage certificates. Fees to be used to acquire technology or to improve technology in the county clerk's office.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6932/Text>

AB 493 – Behavioral Health Providers – Requires 2/3 Majority

Introduced by Assemblywoman Munk and referred to Committee on Commerce and Labor. (BDR 54-665)

An extensive bill that includes, but is not limited to, requiring the State Board of Health to adopt regulations prescribing the fee and certification requirements of a trainer or provider of psychosocial rehabilitation. Requires the Board for Alcohol, Drug and Gambling Counselors to establish requirements and fees for obtaining a certificate as a behavioral healthcare peer recovery support specialist. Certificates are valid for 2 years and may be renewed.

Effective: October 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6954/Text>

SB 437 – Marijuana Banks and Credit Unions – Requires 2/3 Majority

Introduced by Committee on Judiciary and referred to Committee on Commerce and Labor. (BDR 56-369)

Provides for the creation, operation, oversight and regulation of marijuana limited charter banks and credit unions with limited banking purposes. The application fee, to be set by the Commissioner of Finance, is to be up to \$10,000. A plan for insurance of accounts must be approved by the Commissioner. Special purpose checks may be used only for state taxes, rent, vendors, and other government entities.

Effective: Upon passage and approval for regulations. January 1, 2020 for all other purposes.

NTA Comment: See AB 466, this issue, page 88.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6820/Text>

SB 455 – Residential Care – Requires 2/3 Majority

Introduced by Committee on Health and Human Services and referred to same. (BDR 40-787)

The Aging and Disability Services Division of DHHS is to develop requirements for an endorsement of a home-based residential care license, including setting fees for investigating qualifications, conducting inspections and other actions. Fees are to be based on the costs to the Division.

Effective: Upon passage and approval for regulations. January 1, 2020 for all other purposes.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6851/Text>

SB 462 – Constables – Requires 2/3 Majority

Introduced by Committee on Government Affairs and referred to same. (BDR 20-754)

Increases the amount a constable is entitled to receive on execution or writ to 1 percent on amounts over \$3,500.

Effective: October 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6873/Text>

SB 463 – County Officers – Requires 2/3 Majority

Introduced by Committee on Government Affairs and referred to same. (BDR 20-1153)

County coroners must include a surcharge to support the coroner's office when providing certified copies of death certificates. This increases that surcharge fee from \$1 to \$4. Amends other authorities of a county coroner.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6875/Text>

SB 472 – Health Insurance Claims Database – Requires 2/3 Majority

Introduced by Committee on Commerce and Labor and referred to Committee on Health and Human Services. (BDR 40-1145)

Requires DHHS to establish and maintain an all-payer health insurance claims database including medical, dental and pharmacy claims information. The Department may grant access to the information in the database for research or other approved purposes for a fee. Fees are to be set based on costs.

Effective: Upon passage and approval for regulations and administrative tasks. January 1, 2020 for all other purposes.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6894/Text>

SB 482 –Health Insurance– Requires 2/3 Majority

Introduced by the Committee on Health and Human Services on behalf of the Legislative Committee on Health Care. Referred to Committee on Commerce and Labor. (BDR 57-531)

Health carriers licensed in Arizona, California, Idaho, Oregon and Utah may petition for reciprocal licenses from the Insurance Commissioner. The balance of this extensive bill addresses issues of health insurance, including establishing the Nevada Reinsurance Program to replace the now-defunct federal program and certain health benefit plans, among other matters.

Effective: Sections 56 and 57 on October 1, 2019. All other sections upon passage and approval.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6923/Text>

SB 492 – Barbering Instructors – Requires 2/3 Majority

Introduced by Committee on Commerce and Labor and referred to same. (BDR 54-1129)

Authorizes the State Barbers' Health and Sanitation Board to issue provisional instructor licenses based on certain qualifications and submission of a fee of not more than \$210. No instructor may train more than two provisional license holders at any one time.

Effective: Upon passage and approval.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6950/Text>

BUSINESS ISSUES

AB 413 – Local Government Actions

Introduced by Committee on Government Affairs and referred to same. (BDR 19-893)

If a governing body of a local government fails to consider the business impact statement before taking action to adopt a rule, the rule is void.

Effective: October 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6789/Text>

AB 417 – Expansion of Background Checks

Introduced by Committee on Judiciary and referred to same. (BDR 14-714)

Expands criminal background checks to a tenant and prospective tenant. Eligibility also expands to a person who enters into a contract with a person, business or organization for services provided by an independent contractor, subcontractor or third party.

Effective: October 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6795/Text>

AB 419 – Non-Compete Clauses

Introduced by Committee on Judiciary and referred to Committee on Commerce and Labor. (BDR 53-1095)

Revises the provisions by which a non-compete covenant may be deemed void and unenforceable.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6797/Text>

AB 432 – Worker Cooperative Corporations

Introduced by Assemblyman Frierson and referred to Committee on Commerce and Labor. (BDR 7-1026)

Authorizes a private corporation to elect to be governed as a worker cooperative corporation. Provides requirements for articles of incorporation and bylaws; expulsion, termination or suspension of members; establishes qualifications and duties of directors; and meeting notices and voting procedures. Allows for the issuance of membership shares and to declare dividends from net earnings. Authorizes worker cooperative to revoke its election as a worker cooperative. Prohibits worker cooperative from merging with another corporation unless the merger is with another worker cooperative corporation.

Effective: October 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6821/Text>

AB 452 – Lobbyists

Introduced by the Committee on Legislative Operations and Elections and referred to same. (BDR 17-1103)

Reduces from 2 days to 1 day the time period to file a registration statement with the Legislative Counsel Bureau once a person begins activity as a lobbyist. Requires supplemental registration statements to be filed within 24 hours after any change in the registrant's last registration statement during a regular or special session and within 14 days when the Legislature is not in session. Authorizes Legislative Commission to adopt regulations that provide for exemptions and exceptions and provides for the redress of grievances.

Effective: October 1, 2019

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6865/Text>

AB 456 – Minimum Wage

Introduced by Committee on Commerce and Labor and referred to same. (BDR 53-1104)

Requires an increase of 75 cents each year for 5 years until the minimum wage is \$12 per hour if the employer does not offer health insurance for the employee. Or \$11 per hour if the employer offers health insurance for the employee. If an employee claiming they were paid less than the minimum wage prevails in a civil action, they are entitled to all back pay, damages, reinstatement, and must be awarded reasonable attorney's fees and costs.

Effective: January 1, 2020.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6870/Text>

AB 492 – Occupational Disease: First Responder Posttraumatic Stress Disorder

Introduced by Assemblymen Benitez-Thompson and Roberts and referred to Committee on Commerce and Labor. (BDR 53-709)

Authorizes workers compensation for Posttraumatic Stress Disorder suffered by a first responder. Defines a First Responder and the traumatic events causing Posttraumatic Stress Disorder.

Effective: Upon passage and approval.

NTA Comment: Definition of a First Responder includes those employed in both the business sector and government sector. This bill contains an unfunded mandate not requested by the affected local government. It provides the statutory provision (NRS 354.599) that prohibits unfunded mandates to local government does not apply to this bill.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6945/Text>

SB 434 –Employer Testing for Marijuana

Introduced by Committee on Judiciary and referred to same. (BDR 14-271)

Prohibits an employer from denying employment based on a positive screening test result for marijuana. Also prohibits an employer to request an employee submit to a screening test unless there is probable cause to believe the employee is under the influence. Addresses court actions related to marijuana and establishes that a person with 5 nanograms per milliliter in the blood is under the influence.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6815/Text>

SB 478 – Peer-to-Peer Car Sharing Programs

Introduced by Committee on Commerce and Labor and referred to Committee on Growth and Infrastructure. (BDR 43-530)

Sets requirements for vehicles in a peer-to-peer car sharing program, including but not limited to insurance, vehicle safety recall responsibility and maintenance. Details the provisions to be included in a peer-to-peer car sharing program agreement and the records that must be maintained by the program.

Effective: Upon passage and approval for regulations and administrative tasks. January 1, 2020 for all other purposes.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6915/Text>

SB 489 – State Business Licenses

Introduced by Senators Dondero Loop, Ohrenschall, et al and referred to Committee on Judiciary. (BDR 7-137)

Requires the Secretary of State to orchestrate that all state and local licensing and permitting done through the state business portal carry a uniform expiration date and that fee changes and prorations be coordinated.

Effective: Upon passage and approval for regulations and administrative tasks. January 1, 2020 for all other purposes.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6946/Text>

SB 494 – Small Business Bidding Preferences

Introduced by Senators D. Harris, Spearman and Cannizzaro and referred to Committee on Government Affairs. (BDR 27-585)

Creates a 5% preference for a bid submitted for a local government contract by a business which has been certified as an emerging small business by the Office of Economic Development. Does not apply to contracts using federal money.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6953/Text>

SB 495 – Office of Small Business Advocate

Introduced by Senator Cannizzaro. Joint Sponsor Assemblyman Frierson and referred to Committee on Government Affairs. (BDR 18-136)

Creates the Office of Small Business Advocate in the Lieutenant Governor's Office. The Lieutenant Governor may hire personnel as needed, within the limits of available money. The Office is to advocate for small business and facilitate an array of actions between a small business and local government and state agencies. For purposes of this legislation a small business is defined as a prospective, new or established business with not more than 100 employees that is or will be located in this State.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6955/Text>

EDUCATION: K-12

AB 459 – Department of Education Searchable Data Base

Introduced by Committee on Education and referred to same. (BDR 34-795)

Requires the Department of Education to establish a mechanism by which information can be searched regarding a combination of one or more groups of pupils which must include, but are not limited to, gender and race; and in categories including, but not limited to, average daily attendance, rate of chronic absenteeism, and pupil-teacher ratio.

Effective: October 1, 2019

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6880/Text>

AB 460 – Employee Performance Evaluation System

Introduced by Committee on Education and referred to same. (BDR 34-796)

Reduces from 40 percent to 10 percent the percentage of certain school district employee's statewide performance evaluation that is based on the growth of pupils in achieving learning goals.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6881/Text>

AB 462- Charter Schools

Introduced by Committee on Education and referred to same. (BDR S-1090)

An entity authorized to approve a school or an application for a new charter school is prohibited from accepting or approving an application for a new charter school before January 1, 2021.

Effective: Upon passage and approval.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6885/Text>

AB 475 – Educational Governing Body Training and Reporting Expansion

Introduced by Assemblymen Wheeler and Tolles and referred to Committee on Education. (BDR 34-999)

Requires the Department of Education to adopt, by regulation, standards for the initial training and continuing education of educational governing bodies. Initial training of a newly elected or appointed member of a school district board of trustees must be completed with 60 days after the election or appointment of the member. Requires each school district and charter school to post information on its website that includes but is not limited to, funding and expenditures, grade level and number of pupils attending the school, class size, and number of persons employed by the school. Requires that class-size ratios by grade level be incorporated in the formula for calculating school funding.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6904/Text>

AB 491 – Board of Trustees Expansion: Clark and Washoe Counties

Introduced by Committee on Education and referred to same. (BDR 34-793)

Adds two additional Board of Trustees of school districts in which more than 25,000 pupils are enrolled (Washoe and Clark County School Districts). Requires the Governor to appoint the two additional members from a list of three qualified nominees submitted by the Legislation Commission. Except for the initial terms, which are staggered, the terms of the appointed trustees are 4 years.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6944/Text>

SB 445 – Minimum Teacher Pay

Introduced by Senators Settlemeyer, Hammond, et al and referred to Committee on Education. (BDR 34-979)

Requires, to the extent money is available, that school boards pay a salary of not less than \$45,000 to full time teachers. Requires the State Board to award grants of \$5,000 each to teachers who relocate from another state, and those studying to be a teacher in Nevada. Education students must meet minimum grade standards and the grants are to be paid on a specified timeline.

Effective: Upon passage and approval for regulations and January 1, 2020 for all other purposes.

NTA Comment: This bill contains an unfunded mandate not requested by the affected local government. It provides the statutory provision (NRS 354.599) that prohibits unfunded mandates to local government does not apply to this bill.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6838/Text>

SB 467 – Zoom and Victory Schools

Introduced by Committee on Education and referred to same. (BDR S-820)

Extends the Zoom and Victory school programs for the 2019-2021 biennium.

Effective: Upon passage and approval.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6882/Text>

SB 465 – Redevelopment Areas

NTA Comment: See SB 465, this issue, page 88 for information.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6877/Text>

SB 469 – Clark County School District

Introduced by Committee on Education and referred to same. (BDR 34-818)

Authorizes a school associate superintendent to oversee more than 25 school precincts in a large school district. Provides that certain monies are restricted and each precinct is to be advised by January 15 of each year what the estimated funding to the precinct will be for the next school year and must be based on estimates by the district of how many pupils will attend the local precinct.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6886/Text>

EDUCATION: NSHE

AB 461 – Homeless Youth Assistance

Introduced by Committee on Education and referred to Committee on Government Affairs. (BDR 18-1089)

Creates the position of the Liaison for Post-Secondary Education for Homeless Pupils within the Department of Employment, Training, and Rehabilitation. The Liaison is an unclassified employee appointed by the Governor for a term of 4 years. The Liaison's duties shall include, but are not limited to; conducting an annual analysis of homeless and unaccompanied pupils to assess their needs; developing a database to track their rates of graduation and retention; developing a model for college and career readiness; collaborate with financial aid offices,; and coordinate with food and clothing banks. The Board of Regents may grant a waiver of registration fees and laboratory fees for homeless or unaccompanied pupils.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6883/Text>

AB 462 – Charter Schools

NTA Comment: See AB 462, this issue, page 94 for information.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6885/Text>

AB 463 – Nevada Promise Scholarship

Introduced by Committee on Education and referred to same. (BDR 34-1122)

Eliminates the age and timing requirements for eligible students to apply for the Nevada Promise Scholarship. A participating community college shall the money received from the State Treasurer to the fee charged to the scholarship recipient before applying any other money, including without limitation, any gift aid received by the student.

NTA Comment: See SB 350, issue 19-10, page 77.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6887/Text>

SB 453 – Gov. Guinn Millennium Scholarship Program

Introduced by Committee on Education on behalf of the Committee to Conduct a Study Concerning the Cost and Affordability of Higher Education. Referred to Committee on Education. (BDR 34-383)

Raises the required grade point average to 2.75 on a 4.0 scale for all semesters of scholarship enrollment. Allows a one semester slip below 2.75 but any two semesters of slippage disqualifies the student entirely.

Effective: Upon passage and approval for regulations and administrative tasks. July 1, 2020 for all other purposes.

NTA Comment: See also SB 414, issue 19-10, page 78.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6913/Text>

GOVERNMENT: State and Local**AB 492 – Occupational Disease: First Responder Posttraumatic Stress Disorder**

NTA Comment: See AB 492, this issue, page 93. This bill contains an unfunded mandate not requested by the affected local government. It provides the statutory provision (NRS 354.599) that prohibits unfunded mandates to local government does not apply to this bill.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6945/Text>

GOVERNMENT: State**AB 415 – Adjustment of PERS Contribution Rate**

Introduced by Committee on Ways and Means and referred to same. (BDR 23-1110)

Makes PERS contribution adjustment on July 1, 2025. Decreases the frequency of the required determination from every 2 years to every 6 years.

Effective: October 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6793/Text>

AB 441 – Joint Legislative Committee on Federalism

Introduced by Assemblymen Wheeler, Ellison, et al and referred to Committee on Legislative Operations and Elections. (BDR 17-993)

Creates Joint Legislative Committee on Federalism to study and review if a federal law is consistent with the Constitution of the United States or violates the principles of federalism. Provides for actions that may be taken by Committee and specifies reports and distribution.

Effective: October 1, 2019

NTA Comment: See AB 99, issue 19-3, page 19.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6840/Text>

AB 476 – Advisory Committee on Housing

Introduced by Assemblymen Benitez-Thompson, Kramer, et al and referred to Committee on Growth and Infrastructure. (BDR 25-1119)

Within the Housing Division re-establishes the Advisory Committee on Housing and authorizes it to provide recommendations to the Special Committee on Private Activity Bonds created by the bill. Prescribes for the membership, duties, and meeting schedules of both committees. The Advisory Committee will provide advice to the Director, Administrator, and Special Committee on matters including but not limited to, the investment of money or issuance of obligations by the Division, priorities for the allocation of private activity bond authority to finance affordable housing projects, and the administration of the Account for Low-Income Housing.

NTA Comment: See AB 174, issue 19-6, page 42.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6905/Text>

AB 486 – Division of Outdoor Recreation

Introduced by Committee on Ways and Means and referred to Committee on Government Affairs. (BDR 18-840)

Creates the Division of Outdoor Recreation within the State Department of Conservation and Natural Resources. Provides for the creation and duties of two unclassified Administrator positions to serve as executive heads of the Division, one located in Las Vegas and the other in Carson City. Moves the application process for receiving federal aid for outdoor recreation programs from the Division of State Parks to the Division of Outdoor Recreation. Requires Administrators to employ at least two classified staff whose salaries must be paid from Federal grant money. Administrators may charge and collect an annual fee from each grant recipient for administering the Land and Water Conservation fund federal grants for outdoor recreational projects; fees must not exceed the annual salary of a half-time position to administer the federal grants. Creates the Advisory Board on Outdoor Recreation and provides for the composition of and the compensation for members of the Board.

NTA Comment: As of this writing the fee which is contained in Section 31 does not show a 2/3 vote is required.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6937/Text>

SB 459 – Collective Bargaining for State Employees

Introduced by Committee on Government Affairs and referred to same. (BDR 23-536)

This is extensive legislation that authorizes collective bargaining for state employees. Some of the provisions are as follow. The name of the Local Government Employee Management Relations Board (EMRB) is changed to remove the word “Local”. It provides for the establishment of bargaining units, the procedures for certification of the bargaining unit and elections if required. Additionally, procedures are specified for mediation, fact-finding and arbitration. Allows for the immediate implementation of a bargaining agreement, if legislative approval is not required. A \$10 annual fee is to be paid by an agency department, board or commission for each employee to cover the expenses of the EMRB. **(Please note this is not an error. This is the way it has always been referred to.)**

Effective: Upon passage and approval.

NTA Comment: See SB 135, issue 19-4, page 27.

NTA POSITION: PENDING.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6869/Text>

SB 488 – Emerging Technologies Task Force

Introduced by Committee on Commerce and Labor and referred to Committee on Government Affairs. (BDR 18-783)

Creates the Emerging Technologies Task Force in the Dept. of Business and Industry to create strategies for attracting companies involved in emerging technologies to Nevada.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6929/Text>

GOVERNMENT: Local**AB 413 – Local Government Actions**

NTA Comment: See AB 413, this issue, page 92 for information.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6789/Text>

AB 448 – Appointment of Vacant Legislator Seats

Introduced by Committee on Legislative Operations and Elections and referred to same. (BDR 17-950)

Requires that the person appointed to fill a legislative vacancy must have actually resided in the district for a minimum 30 days immediately preceding the date established by the county commissioners for the close of filing of applications to fill the vacancy.

Effective: Upon passage and approval.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6861/Text>

SB 460 – Public Administrators

Introduced by Committee on Government Affairs and referred to same. (BDR 20-540)

Abolishes the position of public administrator in all counties except Clark and Washoe and directs the county commissions to contract with a person to perform these duties.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6871/Text>

SB 464 – City of North Las Vegas Charter

Introduced by Committee on Government Affairs and referred to same. (BDR S-1154)

Makes changes to the city charter, including, but not limited to, giving the mayor administrative duties such as signing contracts, resolutions and ordinances approved by the city council. Maintains that the City Attorney may be removed by majority vote of the city council and changes the procedure for removal of the City Manager, among other matters.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6876/Text>

SB 465 – Redevelopment Areas

NTA Comment: See SB 465, this issue, page 88 for information.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6877/Text>

STATE BUDGET: Appropriations NOT in Executive Budget**AB 414 – Senior Citizen Caretakers**

Introduced by Committee on Ways and Means on behalf of the Committee to Study the Needs Related to the Behavioral and Cognitive Care of Older Persons. Referred to Committee on Ways and Means. (BDR S-101)

Appropriates from the General Fund to the Aging and Disability Services Division \$149,000 in each of FY 2019-20 and FY 2020-21 for the purpose of awarding \$1,200 grants for programs that provide respite care to senior citizens and certain other persons with independent living. Appropriates from the General Fund to the Aging and Disability Services Division \$296,803 in each of FY 2019-20 and FY 2020-21 for the purpose of reducing the waiting list to receive above grants. The Division may not use more than \$72,403 for each fiscal year to pay operating costs to reduce the waiting list. Any remaining balance on September 18, 2020, and September 17, 2021, respectively, reverts to the General Fund.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6792/Text>

AB 487 – Adopt a Vet Dental Program

Introduced by Committee on Ways and Means on behalf of the Legislative Committee on Senior Citizens, Veterans and Adults with Special Needs. Referred to Committee on Ways and Means. (BDR S-1247)

Makes an appropriation from the General Fund to the Department of Veterans Services of \$250,000 in each FY 2019-20 and FY 2020-21 to provide financial assistance and support for the Adopt a Vet Dental Program. Any remaining balance on September 18, 2020, and September 17, 2021, respectively, reverts to the General Fund.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6939/Text>

AB 489 – Federal Grant Matching Fund

Introduced by Committee on Government Affairs and referred to same. (BDR S-1109)

Makes an appropriation of \$5,000,000 from the General Fund to the Federal Grant Matching Fund for the purpose of administering a pilot program that provides grants to state agencies, local governments and nonprofit organizations to satisfy federal grant matching requirements. Any remaining balance on September 17, 2021 reverts to the General Fund.

Effective: July 1, 2019. Sections 1 and 5 expire by limitation on June 30, 2021.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6942/Text>

SB440 – Home Fire Safety

Introduced by Senators Washington and Ratti and referred to Committee on Finance. (BDR S-1134)

Makes an appropriation of \$300,000 from the General Fund to the American Red Cross of Nevada for home fire related services to homeowners such as smoke alarm installation, evacuation plans and preparedness training. A report to the Interim Finance Committee is due by September 17, 2021 and any unused funds revert to the General Fund on that date.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6825/Text>

SB 443 – Meal Programs

Introduced by Committee on Finance and referred to same. (BDR S-728)

Makes an appropriation from the General Fund to the Aging and Disability Services of DHHS of \$1,500,000 to establish rates of reimbursement of \$3.20 for congregate and home-delivered meals to persons over 60 years of age. Any remaining balance on September 17, 2021 reverts to the General Fund.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6833/Text>

SB 444 – Prekindergarten Education

Introduced by Committee on Finance and referred to same. (BDR S-729)

Makes an appropriation from the General Fund to the Department of Education for \$12,000,000 in FY19-20 and \$12,000,000 in FY20-21 for costs of enrolling 1,500 pupils in prekindergarten education programs. Any remaining balance on September 17, 2021 reverts to the General Fund.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6834/Text>

SB 458 – School Gardens

Introduced by Committee on Finance and referred to same. (BDR S-580)

Makes an appropriation from the General Fund to the Department of Agriculture of \$410,000 in FY2019-20 and \$205,000 in FY2020-21 for allocation to Title I schools to develop school garden programs. Each school may receive up to \$10,000 the first year and up to \$5,000 the second year. Any remaining balance on September 18, 2020, and September 17, 2021, respectively, reverts to the General Fund.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6854/Text>

SB 466 – Reno Sparks Livestock Events Center

Introduced by Committee on Government Affairs and referred to same. (BDRS-1155)

Makes an appropriation of \$1,500,000 from the General Fund to the State Public Works Board for advance planning and schematics for rehabilitation, repair, renovation and improvement of the Reno-Sparks Livestock Events Center. Any remaining balance on September 17, 2021 reverts to the General Fund.

NTA Comment: See also AB 368, issue 19-10, page 69.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6879/Text>

ELECTIONS**AB 450 – Census Count Expanded**

Introduced by Committee on Legislative Operations and Elections and referred to same. (BDR 17-1105)

Upon completion of the national decennial census, the State Demographer shall revise the population counts with information compiled by the Director of the Department of Corrections to count every inmate who was a Nevada resident prior to incarceration using the inmate's last known residential address. The expanded population counts are to be used for reapportionment of legislative districts, congressional districts, and the Board of Regents.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6863/Text>

AJR 9 – Appointment and Retention of Judiciary

Introduced by Committee on Legislative Operations and Elections and referred to Committee on Judiciary. (BDR C-949)

Extensive resolution that proposes to repeal Section 3 of Article 6 of the Nevada Constitution requiring the election of Supreme Court Justices. Amends the Nevada Constitution to include, but is not limited to, creating the permanent Commission on Judicial Performance to periodically review the performance of Supreme Court Justices, Court of Appeals or District Court for retention and authorizes the Governor to select an appointment for a vacant judiciary seat from a list of three nominees recommended by the Commission on Judicial Selections. Commencing with a term of office that expires on or after December 31, 2025, each Supreme Court Justice, Court of Appeals Judge, and District Court Judge shall declare their intent to continue service and be reviewed by the Commission of Judicial Performance for retention. Establishes term limits of four 6-year terms in the same judicial office; provides clarification for service in the same judicial office for retained and appointed judiciary.

NTA Comment: This resolution must pass both the 2019 and 2021 legislative sessions, in identical language, and then be approved by the voters on the 2022 general election ballot.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6940/Text>

SB 450 – Recall Elections – Requires 2/3 Majority

Introduced by Committee on Legislative Operations and Elections and referred to same. (BDR 24-71)

Requires county clerks to verify every signature on a recall petition rather than a random sampling. Requires the person submitting the petition to pay the county and Secretary of State's office expenses to verify petition signatures. The amount of estimated costs must be deposited in advance. Sets a contribution limit of \$5,000 for a special election to recall a public officer.

Effective: Upon passage and approval for regulations and administrative tasks. January 1, 2020 for all other purposes.

NTA Comment: This bill contains an unfunded mandate not requested by the affected local government. It provides the statutory provision (NRS 354.599) that prohibits unfunded mandates to local government does not apply to this bill.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6845/Text>

SB 452 -Absentee Ballots

Introduced by Committee on Legislative Operations and Elections and referred to same. (BDR 24-1141)

A person who intends to distribute to more than 500 voters a form to request an absentee ballot must notify the county clerk in any included county of the approximate number of forms to be distributed and the timing of the distribution. Such forms must be mailed to voters at least 35 days before an election.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6847/Text>

LEGISLATURE**AB 441 – Joint Legislative Committee on Federalism**

NTA Comment: See AB 441, this issue, page 96 for information.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6840/Text>

AB 448 – Appointment of Vacant Legislator Seats

NTA Comment: See AB 448, this issue, page 98 for information.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6861/Text>

COURTS**AJR 9 – Appointment and Retention of Judiciary**

NTA Comment: See AJR 9, this issue, page 100 for information.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6940/Text>

SB 480 – Justices of the Peace

Introduced by Senators Goicoechea and Settelmeyer. Joint Sponsor Assemblyman Ellison and referred to Committee on Judiciary. (BDR 1-978)

Requires a county commission to consult with the existing justices of the peace to determine if the caseload warrants additional justices of the peace and if funds are available.

Effective: October 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6917/Text>

GENERAL INTEREST**AB 421 – Construction Defects**

Introduced by Committee on Judiciary and referred to same. (BDR 3-841)

Extensive bill that includes, but is not limited to revisions regarding, the definition of a construction defect, the information to be included in notice, the requirement of a claimant to be present during inspection, claimant pursuing claim under a homeowner's warranty, tolling of statutes of limitation and repose, recovery of damages, the increase of time for an action of recovery to commence, and the requirements of an unit-owner association to pursue action,

Effective: October 1, 2019.

NTA Comment: See AB 440, this issue, below.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6799/Text>

AB 440 – Home Warranties

Introduced by Committee on Judiciary and referred to same. (BDR 3-1108)

Requires a contractor who builds a new residence to provide the purchaser with a new home warranty. Warranty must be valid for at least one year and must include coverage for, but is not limited to, defective systems and structural defects.

Effective: October 1, 2019.

NTA Comment: See AB 421, this issue, above.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6837/Text>

AB 481 – Homestead Exemption – Requires 2/3 Majority

Introduced by Committee on Judiciary and referred to same. (BDR 2-1106)

Increases the amount of equity protected in a homestead property from \$550,000 to \$605,000.

Effective: October 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6931/Text>

STUDIES**AB 428 – State and Local Government Contract Disparity and Discrimination**

Introduced by the Committee on Government Affairs and referred to same. (BDR S-892)

Requires the Department of Business and Industry to conduct a study relating to disparities and unlawful discrimination on the basis of race or gender in the awarding of purchasing and public works contracts by the State or a Local Government.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6809/Text>

AB 449 – Juvenile Detention

Introduced by Committee on Legislative Operations and Elections on behalf of the Legislative Committee on Child Welfare and Juvenile Justice. Referred to Committee on Legislative Operations and Elections. (BDR S-450)

Directs the Legislative Committee on Child Welfare and Juvenile Justice to conduct an interim study regarding juvenile detention. Study must include consideration of a regional approach to housing juvenile offenders; current capacity of institutions and facilities; current level of family and community engagement to juveniles in the juvenile justice system; and programming relating to education, health, and wellness of juvenile offenders.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6862/Text>

ACR 7 – Driving Under the Influence of Marijuana

Introduced by Committee on Judiciary and referred to Committee on Legislative Operations and Elections. (BDR R-758)

Directs the Legislative Commission to appoint a committee to conduct an interim study of issues relating to driving under the influence of marijuana.

Effective: Upon passage and approval.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6803/Text>

ACR 8 – Compensation of On-Call State Employees

Introduced by Assemblywoman Benitez-Thompson and referred to Committee on Legislative Operations and Elections. (BDR R-1120)

Directs the Legislative Commission to appoint a committee to conduct an interim study concerning the compensation of on-call employees in the State of Nevada.

Effective: Upon passage and approval.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6826/Text>

SCR 6 – Interim Study of Licensing Boards

Introduced by Committee on Legislative Operations and Elections on behalf of the Sunset Subcommittee of the Legislative Commission. Referred to Committee on Legislative Operations and Elections. (BDR R-520)

Directs the Legislative Commission to conduct an interim study on the practices and procedures of professional and occupational licensing boards and submit a report to the 2021 Legislature.

Effective: October 1, 2019.

<https://www.leg.state.nv.us/App/NELIS/REL/80th2019/Bill/6849/Text>

LEGISLATIVE REPORT

Is an electronic publication of the
NEVADA TAXPAYERS ASSOCIATION

Unless otherwise noted, this issue of *LEGISLATIVE REPORT* may be
reprinted in any format and in whole or part with attribution.

Contact Us: www.nevadataxpayers.org ❖ info@nevadataxpayers.org

CARSON CITY OFFICE
116 East 7th Street, Suite 202
Carson City, Nevada 89701
(775) 882-2697

LAS VEGAS OFFICE
2303 East Sahara Avenue, Suite 102
Las Vegas, NV 89104
(702) 457-8442