

MEETING NOTICE AND AGENDA

Name of Organization: Legislative Commission (NRS 218E.150)

Date and Time of Meeting: Wednesday, December 28, 2022
1:30 p.m.

Place of Meeting: Grant Sawyer State Office Building, Room 4401
555 East Washington Avenue
Las Vegas, Nevada

Note: Some members of the Commission may be attending the meeting and other persons may observe the meeting and provide testimony through a simultaneous videoconference conducted at the following location:

Legislative Building, Room 4100
401 South Carson Street
Carson City, Nevada

We are pleased to make reasonable accommodations for members of the public with a disability. If accommodations for the meeting are necessary, please notify Jordan Haas, Commission Secretary, at (775) 684-6830 or jordan.haas@lcb.state.nv.us, as soon as possible.

Supporting materials for this meeting can be found at the Legislative Commission's website located at <https://www.leg.state.nv.us/App/InterimCommittee/REL/Interim2021/Committee/1896/Meetings>.

Materials will be uploaded as soon as feasibly possible after receipt. Copies of materials may be requested from Jordan Haas, Commission Secretary, by email (at jordan.haas@lcb.state.nv.us), phone (at (775) 684-6830) or mail (at 401 S. Carson Street, Carson City, NV 89701). If you wish to have written testimony or other documentation included as an exhibit in the minutes of the meeting with your comments, please provide a physical copy by mail or an electronic copy by email or fax (at (775) 684-6761) to the Commission Secretary.

AGENDA

Note: Items on this agenda may be taken in a different order than listed. Two or more agenda items may be combined for consideration. An item may be removed from this agenda or discussion relating to an item on this agenda may be delayed at any time.

I. Opening Remarks

II. Public Comment

Public testimony under this item may be presented in person or by phone or written comment. Because of time considerations, each person offering testimony during this period for public comment will be limited to not more than 2 minutes. A person may also have comments added to the minutes of the meeting by submitting them in writing either in addition to testifying or in lieu of testifying. Written comments may be submitted by email (at jordan.haas@lcb.state.nv.us) or facsimile (at (775) 684-6761) or mail (401 S. Carson Street, Carson City, NV 89701) before, during or after the meeting.

To dial in to provide testimony during this period of public comment in the meeting, any time after 1:00 p.m. on Wednesday, December 28, 2022:

Dial: (669) 900-6833

When prompted to provide your Meeting ID, please enter: 862 3542 7401
then press #

When prompted for a Participant ID, please enter #

To resolve any issues related to dialing in to provide public comment for this meeting, please call (775) 684-6990.

*For
Possible
Action*

III. Approval of the Minutes of the Meeting Held on September 27, 2022

IV. Nevada Department of Motor Vehicles Technology Fee Refund Project Status Report

Sean Sever, Deputy Administrator, Nevada Department of Motor Vehicles

*For
Possible
Action*

V. Administrative Regulations

A. Early Review of Administrative Regulations (NRS 233B.0681)

R164-22: Establishes provisions relating to temporary commercial advertising
Access text of regulation electronically at:

<https://www.leg.state.nv.us/Register/2022Register/R164-22RP1.pdf>

B. Request by the Executive Director of the State Board of Pharmacy to Continue a Regulation Not Adopted Within 2 Years After Submission to the Legislative Counsel (NRS 233B.040)

R164-20: Revises provisions relating to the practice of pharmacy
Access text of regulation electronically at:

<https://www.leg.state.nv.us/Register/2020Register/R164-20P.pdf>

- C. Review of Nevada Cannabis Compliance Board Regulation Submitted Pursuant to NRS 678A.460

Access Text Electronically at:

http://www.leg.state.nv.us/Register/IndexesRegsReviewed/LCMtg_List_2022_Dec28_CannabisBoardRegulation.pdf

- D. Review of Administrative Regulations (NRS 233B.067)

Asher A. Killian, Chief Deputy Legislative Counsel, Legal Division, Legislative Counsel Bureau

Please see attached list of regulations to be considered or access list electronically at: http://www.leg.state.nv.us/Register/IndexesRegsReviewed/LCMtg_List_2022_Dec28.pdf

(The text of the regulations included under this agenda item is hyperlinked to the electronic version of this agenda posted on the Nevada Legislature's website. Please contact the Legal Division of the Legislative Counsel Bureau at (775) 684-6830 for a hard copy of the text of the regulations.)

*For
Possible
Action*

- VI. Approval to Submit List of 3 Names to the Governor for Appointment to the Nevada Commission on Nuclear Projects (NRS 459.0091)

Brenda J. Erdoes, Director, Legislative Counsel Bureau

*For
Possible
Action*

- VII. Review of Recommendations of the Sunset Subcommittee of the Legislative Commission (NRS 232B.250)

Assemblywoman Sandra Jauregui, Chair

*For
Possible
Action*

- VIII. Presentation Relating to the Oral History Project (NRS 218A.350(7))

Nicolas C. Anthony, Director, Research Division, Legislative Counsel Bureau

*For
Possible
Action*

- IX. Approval of Proposed Amendment to Guidance on Lobbying

Brenda J. Erdoes, Director, Legislative Counsel Bureau

*For
Possible
Action*

- X. Approval of 120-Day Calendar for the 2023 Legislative Session

Brenda J. Erdoes, Director, Legislative Counsel Bureau

*For
Possible
Action*

- XI. Approval of Session Hires for the 2023 Legislative Session

Brenda J. Erdoes, Director, Legislative Counsel Bureau

*For
Possible
Action*

XII. Amendments to Rules and Policies of the Legislative Counsel Bureau

Brenda J. Erdoes, Director, Legislative Counsel Bureau
Heidi Remick, Chief Human Resources Counsel, Legislative Counsel Bureau
Neil Baker, Deputy Human Resources Counsel, Legislative Counsel Bureau

XIII. Litigation
Report Regarding Litigation

Kevin C. Powers, General Counsel, Legislative Counsel Bureau

XIV. Presentation of the Legislative Counsel Bureau's Audited Annual Financial Report for Fiscal Year 2022

Daniel Rushin, Chief Financial Officer, Legislative Counsel Bureau

*For
Possible
Action*

XV. Approval to Transmit Budget for the Legislative Counsel Bureau and Interim Nevada Legislature to Office of Finance

Brenda J. Erdoes, Director, Legislative Counsel Bureau
Dan Rushin, Chief Financial Officer, Legislative Counsel Bureau

XVI. Public Comment

Public testimony under this item may be presented in person or by phone or written comment. Because of time considerations, each person offering testimony during this period for public comment will be limited to not more than 2 minutes. A person may also have comments added to the minutes of the meeting by submitting them in writing either in addition to testifying or in lieu of testifying. Written comments may be submitted by email (at jordan.haas@lcb.state.nv.us) or facsimile (at (775) 684-6761) or mail (401 S. Carson Street, Carson City, NV 89701) before, during or after the meeting.

To dial in to provide testimony during this period of public comment in the meeting, *any time after the Chair announces this second period of public comment* on Wednesday, December 28, 2022:

Dial: (669) 900-6833

When prompted to provide your Meeting ID, please enter 862 3542 7401 then press #

When prompted for a Participant ID, please enter: #

To resolve any issues related to dialing in to provide public comment for this meeting, please call (775) 684-6990

XVII. Adjournment

Note: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Legal Division of the Legislative Counsel Bureau, in writing, at the Legislative Building, 401 South Carson Street, Carson City, Nevada 89701-4747, or call the Legal Division Office at (775) 684-6830 as soon as possible.

Notice of this meeting was posted in the Legislative Building, 401 South Carson Street, Carson City, NV 89701.

Notice of this meeting was posted on the internet through the Nevada Legislature's website at www.leg.state.nv.us.

Supporting public material provided to the Commission for this meeting may be requested from Jordan Haas, Commission Secretary, by email (at jordan.haas@lcb.state.nv.us), phone (at (775) 684-6830) or mail (at 401 S. Carson Street, Carson City, NV 89701). Any such material will be made available at the Legislative Commission's website located at <https://www.leg.state.nv.us/App/InterimCommittee/REL/Interim2021/Committee/1896/Meetings>.

**STATE AGENCY REGULATIONS TO BE REVIEWED
BY THE LEGISLATIVE COMMISSION**

DECEMBER 28, 2022

REGULATIONS SUBMITTED PURSUANT TO NRS 233B.067:		
LCB NO.	NAC	AGENCY/ SUBJECT
2020 REGULATIONS		
R024-20	62H	DIVISION OF CHILD AND FAMILY SERVICES OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES A REGULATION establishing provisions governing systems for collecting and analyzing information concerning juvenile justice CONTACT Elvira Saldana (775) 684-4217 Elvira.Saldana@dcsf.nv.gov
R164-20	639	STATE BOARD OF PHARMACY A REGULATION revising provisions relating to the practice of pharmacy CONTACT Shirley Hunting (775) 850-1440 shunting@pharmacy.nv.gov
2021 REGULATIONS		
R026-21	581	STATE SEALER OF MEASUREMENT STANDARDS A REGULATION implementing provisions of SB 404 pertaining to cannabis weighing and measuring equipment CONTACT William Striejewski (775) 353-3792 wstrijewski@agri.nv.gov
R038-21	590	STATE BOARD OF AGRICULTURE A REGULATION implementing provisions of AB 411 relating to motor vehicle fuel CONTACT William Striejewski (775) 353-3792 wstrijewski@agri.nv.gov
R048-21	586	DIRECTOR OF THE STATE DEPARTMENT OF AGRICULTURE A REGULATION revising provisions related to licensing of pesticide applicators CONTACT Meghan Brown (775) 778-0274 m.brown@agri.nv.gov

R056-21	368A	NEVADA TAX COMMISSION A REGULATION implementing provisions of SB 367 (2021) relating to live entertainment tax CONTACT Sarah Glazner (775) 684-2074 sglazner@tax.state.nv.us
R068-21	369	NEVADA TAX COMMISSION A REGULATION implementing provisions relating to liquor delivery CONTACT Sarah Glazner (775) 684-2074 sglazner@tax.state.nv.us
R075-21	445B/485	DEPARTMENT OF MOTOR VEHICLES A REGULATION implementing various provisions relating to AB 349 (2021) concerning classic or antique car CONTACT Martin Hefner (775) 684-4773 mhefner@dmv.nv.gov
R077-21	555/561	DIRECTOR OF THE STATE DEPARTMENT OF AGRICULTURE A REGULATION revising various provisions CONTACT Meghan Brown (775) 778-0274 m.brown@agri.nv.gov
R124-21	640	NEVADA PHYSICAL THERAPY BOARD A REGULATION revising provisions governing physical therapists CONTACT Charles Harvey (702) 876-5535 pted@govmail.state.nv.us
R129-21	116/116A/116B	COMMISSION FOR COMMON-INTEREST COMMUNITIES AND CONDOMINIUM HOTELS A REGULATION revising various provisions CONTACT Shareece Bates (702) 486-4036 sbates@red.nv.gov
2022 REGULATIONS		
R001-22	642	NEVADA FUNERAL AND CEMETERY SERVICES BOARD A REGULATION establishing provisions pertaining to reciprocity opportunities for active duty military, veterans and their spouses CONTACT Jennifer Kandt (775) 825-5535 nvfuneralboard@fb.nv.gov
R007-22	453B	STATE BOARD OF PHARMACY A REGULATION revising provisions relating to the donation of prescription medications CONTACT Shirley Hunting (775) 850-1440 shunting@pharmacy.nv.gov

R009-22	433	STATE BOARD OF HEALTH A REGULATION establishing a procedure for determining whether to involuntarily administer psychotropic medication CONTACT Jo Malay (702) 486-8894 jmalay@health.nv.gov
R010-22	449/457/652	STATE BOARD OF HEALTH A REGULATION implementing provisions of AB 471 (2021) relating to various provisions CONTACT Aundrea Oshugi (775) 684-3221 aogushi@health.nv.gov
R037-22	439	STATE BOARD OF HEALTH A REGULATION establishing programs of treatment for persons who solicit prostitution CONTACT Leticia Metherell (775) 684-1045 lmetherell@health.nv.gov
R048-22	449/450B	STATE BOARD OF HEALTH A REGULATION revising various provisions CONTACT Leticia Metherell (775) 684-1045 lmetherell@health.nv.gov
R059-22	459	STATE EMERGENCY RESPONSE COMMISSION A REGULATION revising various provisions relating to the Commission CONTACT Tami Beauregard (775) 684-7516 tbeauregard@dps.state.nv.us
R061-22	632	STATE BOARD OF NURSING A REGULATION revising provisions relating to the administration of intravenous fluids and medications by a licensed practical nurse CONTACT Fred Olmstead (775) 687-7728 folmstead@nsbn.state.nv.us
R079-22	450B	STATE BOARD OF HEALTH A REGULATION revising provisions relating to emergency medical services CONTACT Bobbie Sullivan (775) 753-1154 bsullivan@health.nv.gov
R082-22	638	NEVADA STATE BOARD OF VETERINARY MEDICAL EXAMINERS A REGULATION revising various provisions CONTACT Jennifer Pedigo (775) 688-1788 vetbdinfo@vetboard.nv.gov
R083-22	638	NEVADA STATE BOARD OF VETERINARY MEDICAL EXAMINERS A REGULATION revising provisions relating to veterinary technicians CONTACT Jennifer Pedigo (775) 688-1788 vetbdinfo@vetboard.nv.gov

R087-22	639	<p>STATE BOARD OF PHARMACY A REGULATION establishing provisions governing dispensing license for practitioners CONTACT Shirley Hunting (775) 850-1440 shunting@pharmacy.nv.gov</p>
R088-22	407A	<p>ADMINISTRATOR OF THE DIVISION OF OUTDOOR RECREATION OF THE STATE DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES A REGULATION implementing provisions of SB 52 (2021) establishing the Nevada Starry Sky Destination program CONTACT Matthew Weintraub (775) 684-2701 mweintraub@ndor.nv.gov</p>
R089-22	467	<p>NEVADA ATHLETIC COMMISSION A REGULATION revising provisions relating to unarmed combat CONTACT Edward Magaw (702) 527-8601 EMagaw@ag.nv.gov</p>
R090-22	502	<p>BOARD OF WILDLIFE COMMISSIONERS A REGULATION revising provisions relating to antlers and spike elk CONTACT Jack Robb (775) 688-1500 jrobb@ndow.org</p>
R092-22	354	<p>COMMITTEE ON LOCAL GOVERNMENT FINANCE A REGULATION implementing provisions of SB 439 (2021) revising provisions related to budgeted ending fund balances CONTACT Sarah Glazner (775) 684-2074 sglazner@tax.state.nv.us</p>
R093-22	433	<p>STATE BOARD OF HEALTH A REGULATION implementing provisions of SB 69 (2021) relating to peer recovery support services CONTACT Leticia Metherell (775) 684-1045 lmetherell@health.nv.gov</p>
R094-22	640D	<p>STATE BOARD OF HEALTH A REGULATION implementing provisions of AB 330 (2021) relating to the practice of music therapy CONTACT Leticia Metherell (775) 684-1045 lmetherell@health.nv.gov</p>
R095-22	640E	<p>STATE BOARD OF HEALTH A REGULATION implementing provisions of AB 73 (2021) and AB 330 (2021) relating to the practice of dietetics CONTACT Leticia Metherell (775) 684-1045 lmetherell@health.nv.gov</p>

R096-22	527	STATE FORESTER FIREWARDEN A REGULATION revising various provisions CONTACT Kacey KC (775) 684-2501 kaceykc@forestry.nv.gov
R102-22	690C	COMMISSIONER OF INSURANCE A REGULATION revising provisions relating to status reports CONTACT Nicole Ting (775) 687-0708 nting@doi.nv.gov
R103-22	459	STATE ENVIRONMENTAL COMMISSION A REGULATION revising provisions relating to the Chemical Accident Prevention Program CONTACT Jennifer Schumacher (775) 687-9551 jschumacher@ndep.nv.gov
R104-22	445A	STATE ENVIRONMENTAL COMMISSION A REGULATION revising provisions relating to water projects CONTACT Andrea Seifert (775) 687-9526 ASeifert@ndep.nv.gov
R109-22	445A	STATE ENVIRONMENTAL COMMISSION A REGULATION establishing provisions relating to disadvantaged communities CONTACT Jason Cooper (775) 687-9531 j.cooper@ndep.nv.gov
R112-22	445A	STATE ENVIRONMENTAL COMMISSION A REGULATION revising permit application fees CONTACT Brandon Beach (775) 687-9421 bbeach@ndep.nv.gov
R114-22	445A	STATE ENVIRONMENTAL COMMISSION A REGULATION revising provision relating to water quality and levels of beryllium CONTACT Dave Simpson (775) 687-9548 dsimpson@ndep.nv.gov
R115-22	445A	STATE ENVIRONMENTAL COMMISSION A REGULATION adding water quality standards for specific channels tributary to the Las Vegas Wash CONTACT Dave Simpson (775) 687-9548 dsimpson@ndep.nv.gov
R116-22	445A	STATE ENVIRONMENTAL COMMISSION A REGULATION adding selenium criterion values for support of aquatic life in the Las Vegas Wash CONTACT Dave Simpson (775) 687-9548 dsimpson@ndep.nv.gov
R155-22	445A	STATE ENVIRONMENTAL COMMISSION A REGULATION revising provisions related to fees to operate water systems CONTACT Brendon Grant (775) 687-9524 bgrant@ndep.nv.gov

R161-22	680A/688C/689C/ 690C/695B/695C	COMMISSIONER OF INSURANCE A REGULATION repealing sections of code which are obsolete CONTACT Rhonda Kelly (702) 486-4060 rlkelly@doi.nv.gov
R163-22	687B	COMMISSIONER OF INSURANCE A REGULATION revising provisions related to Medicare supplement policies CONTACT Rhonda Kelly (702) 486-4060 rlkelly@doi.nv.gov
R173-22	360	NEVADA TAX COMMISSION A REGULATION establishing procedures for filing of petitions for declaratory orders CONTACT Sarah Glazner (775) 684-2074 sglazner@tax.state.nv.us
R174-22	372	NEVADA TAX COMMISSION A REGULATION revising provisions governing imposition and collection of sales and use tax for repair work CONTACT Sarah Glazner (775) 684-2074 sglazner@tax.state.nv.us
R175-22	360	NEVADA TAX COMMISSION A REGULATION revising provisions relating to filing of certain briefs relating to appeals CONTACT Sarah Glazner (775) 684-2074 sglazner@tax.state.nv.us
R178-22	639	STATE BOARD OF PHARMACY A REGULATION establishing provisions relating to dispensing technicians and dispensing technicians in training CONTACT Shirley Hunting (775) 850-1440 shunting@pharmacy.nv.gov
R179-22	639	STATE BOARD OF PHARMACY A REGULATION establishing provisions governing the mechanical means to distribute certain drugs CONTACT Shirley Hunting (775) 850-1440 shunting@pharmacy.nv.gov
R180-22	639	STATE BOARD OF PHARMACY A REGULATION establishing requirements for the use of automated drug dispensing systems by reproductive health care centers CONTACT Shirley Hunting (775) 850-1440 shunting@pharmacy.nv.gov

R181-22	639	<p>STATE BOARD OF PHARMACY</p> <p>A REGULATION revising provisions relating to single inventory of dangerous drugs by reproductive health care centers</p> <p>CONTACT Shirley Hunting (775) 850-1440 shunting@pharmacy.nv.gov</p>
R183-22	477	<p>STATE FIRE MARSHAL</p> <p>A REGULATION revising provisions relating to fireworks and fees</p> <p>CONTACT Connie Etchison (775) 684-7525 cetchison@dps.state.nv.us</p>
R184-22	683A/692A/695J	<p>COMMISSIONER OF INSURANCE</p> <p>A REGULATION amending the requirements for licensure</p> <p>CONTACT Nick Stosic (775) 687-0783 nstosic@doi.nv.gov</p>
R186-22	689B/689C/695B	<p>COMMISSIONER OF INSURANCE</p> <p>A REGULATION establishing limitations on the sale of stop-loss insurance</p> <p>CONTACT Nick Stosic (775) 687-0783 nstosic@doi.nv.gov</p>
R187-22	681A	<p>COMMISSIONER OF INSURANCE</p> <p>A REGULATION establishing provisions governing term and universal life insurance</p> <p>CONTACT Nick Stosic (775) 687-0783 nstosic@doi.nv.gov</p>
R191-22	612	<p>ADMINISTRATOR OF THE EMPLOYMENT SECURITY DIVISION OF THE DEPARTMENT OF EMPLOYMENT, TRAINING AND REHABILITATION</p> <p>A REGULATION establishing the unemployment compensation contribution rate for calendar year 2023</p> <p>CONTACT Stewart Terry (775) 684-3902 stewart.terry@detr.nv.gov</p>