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**Proposed Amendment to A.B. No. 264 First Reprint
Submitted by Assemblywoman Giunchigliani**

- Amend the bill as a whole by deleting sec. 70.

- Amend the bill as a whole by adding the provisions of S.B. 457 First Reprint as follows:

“Section 1. Chapter 394 of NRS is hereby amended by adding thereto a new section to read as follows:

1. It is unlawful for a person knowingly to use or attempt to use a false or misleading educational credential in connection with any education, business, employment, occupation, profession, trade or public office.

2. For the purposes of this section, an educational credential is false or misleading if it:

(a) States or suggests that the person named in the credential has completed the requirements of an academic or professional program of study in a particular field of endeavor beyond the secondary school level and the person has not, in fact, completed the requirements of the program of study;

(b) Is offered as his own by a person other than the person who completed the requirements of the program of study; or

(c) Is given in violation of NRS 394.630.

Sec. 2. NRS 394.125 is hereby amended to read as follows:

394.125 It is the policy of this state to encourage and enable its ~~{citizens}~~ residents to receive an education commensurate with their respective talents and desires. The Legislature recognizes that privately owned institutions offering elementary, secondary and postsecondary education and vocational and professional instruction perform a necessary service to the ~~{citizens}~~ residents of this state. It is the purpose of this chapter to provide for the protection, education and welfare of the

~~{citizens}~~ *residents* of the State of Nevada, its educational, vocational and professional institutions, and its students, by:

1. Establishing minimum standards concerning quality of education, ethical and business practices, health and safety, and fiscal responsibility, to protect against substandard, transient, unethical, deceptive or fraudulent institutions and practices;
2. Prohibiting the granting *or use* of false or misleading educational credentials;
3. Regulating the use of academic terminology in naming or otherwise designating educational institutions;
4. Prohibiting misleading literature, advertising, solicitation or representation by educational institutions or their agents;
5. Providing for the preservation of essential academic records; and
6. Providing certain rights and remedies to the consuming public and the Commission and the Board necessary to effectuate the purposes of this chapter.

Sec. 3. NRS 394.620 is hereby amended to read as follows:

394.620 As used in NRS 394.620 to 394.670, inclusive ~~{+}~~, *and section 1 of this act:*

1. "Degree" means any statement, diploma, certificate or other writing in any language which indicates or represents, or which is intended to indicate or represent, that the person named thereon is learned in or has satisfactorily completed the requirements of an academic or professional program of study in a particular field of endeavor beyond the secondary school level as a result of formal preparation or training.
2. "Honorary degree" means any statement, diploma, certificate or other writing in any language which indicates or represents, or which is intended to indicate or represent, that the person named thereon is learned in any field of public service or has performed outstanding public service

or that the person named thereon has demonstrated proficiency in a field of endeavor without having completed formal courses of instruction or study or formal preparation or training.

Sec. 4. NRS 394.650 is hereby amended to read as follows:

394.650 Any person, *including, without limitation, any* firm, partnership, corporation, association or ~~any~~ other organization, which violates any ~~of the provisions~~ *provision* of NRS 394.620 to 394.640, inclusive, *and section 1 of this act* is liable for a civil penalty not to exceed \$2,500 for each violation, which ~~shall~~ *may* be recovered in a civil action ~~to~~ brought in the name of the State of Nevada by the Attorney General or by any district attorney in a court of competent jurisdiction. As used in this section, "each violation" includes, as a single violation, a continuous or repetitive violation arising out of the same act.

Sec. 5. NRS 394.660 is hereby amended to read as follows:

394.660 The Attorney General or any district attorney may bring an action in any court of competent jurisdiction, either as a part of any action brought pursuant to NRS 394.650 or as a separate action, to enjoin ~~any~~ *a* violation of ~~the provisions~~ *any provision* of NRS 394.620 to 394.640, inclusive ~~to~~, *and section 1 of this act*.

Sec. 6. NRS 394.670 is hereby amended to read as follows:

394.670 Every person who violates any ~~of the provisions~~ *provision* of NRS 394.620 to 394.640, inclusive, *and section 1 of this act* is guilty of a gross misdemeanor. Each day's violation is a separate offense.

Sec. 7. NRS 205.420 is hereby amended to read as follows:

205.420 Every person who ~~shall conduct~~ *conducts* any business or ~~perform~~ *performs* any act under color of, or ~~file~~ *files* for record with any public officer, any false or fraudulent permit, license ~~, diploma~~ or writing, or any permit, license ~~, diploma~~ or writing not lawfully belonging to ~~such~~ *that* person, or who ~~shall obtain~~ *obtains* any permit, license, diploma or writing by color or aid of

any false representation, pretense, personation, token or writing, ~~{shall be}~~ *is* guilty of a gross misdemeanor.”.