

## **MEETING NOTICE AND AGENDA**

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

Date and Time of Meeting: Friday, April 8, 2022  
3:00 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](mailto: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](mailto: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](mailto: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 2:30 p.m. on Friday, April 8, 2022:

Dial: (669) 900-6833

When prompted to provide your Meeting ID, please enter: 881 3132 7294  
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  
For  
Possible  
Action*

III. Approval of the Minutes of the Meeting Held on February 28, 2022

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

Julie Butler, Director, Department of Motor Vehicles

Tonya Laney, Deputy Director, Department of Motor Vehicles

*For  
Possible  
Action*

V. Administrative Regulations

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

Bryan J. Fernley, Legislative Counsel

R017-22: Establishes provisions governing the State Infrastructure Bank Fund and capital allocations

Access text of regulation electronically at:

<https://www.leg.state.nv.us/Register/2022Register/R017-22RP2.pdf>

- B. Review of Administrative Regulations (NRS 233B.067 and NRS 233B.0675)  
Bryan J. Fernley, Legislative Counsel

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\\_Apr8.pdf](http://www.leg.state.nv.us/Register/IndexesRegsReviewed/LCMtg_List_2022_Apr8.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 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. Legislative Audit  
Daniel L. Crossman, Legislative Auditor

A. Summary of Audit Reports Presented to the Legislative Commission's Audit Subcommittee (NRS 218G.240)

B. Summary of 6-Month Status Reports on the Implementation of the Audit Recommendations by the Legislative Auditor as Submitted to the Legislative Commission's Audit Subcommittee (NRS 218G.270)

*For  
Possible  
Action*

- VII. Approval of Resolution Celebrating the Sister-State Relationship Between the State of Nevada and Taiwan

- VIII. Litigation

Report Regarding Litigation  
Kevin C. Powers, General Counsel

- IX. 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](mailto: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 Friday, April 8, 2022:

Dial: (669) 900-6833

When prompted to provide your Meeting ID, please enter: 881 3132 7294 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

## X. Adjournment

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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](http://www.leg.state.nv.us).

Supporting public material provided to members of the Commission for this meeting may be requested from Jordan Haas, Commission Secretary, by email (at [jordan.haas@lcb.state.nv.us](mailto: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**

April 8, 2022

| <b>REGULATIONS SUBMITTED PURSUANT TO NRS 233B.067:</b> |                       |  |
|--|-----------------------|--|
| <b>LCB NO.</b>   | <b>NAC</b>            | <b>AGENCY/<br/>SUBJECT</b>   |
| <b>2020 REGULATIONS</b>                                |                       |  |
| <b>R031-20</b>   | <b>455</b>            | <b>PUBLIC UTILITIES COMMISSION OF NEVADA</b><br>A REGULATION revising provisions relating to operator reports on subsurface installations<br><b>CONTACT Sam Crano (775) 684-6121</b><br><b>scrano@puc.nv.gov</b>   |
| <b>R049-20</b>   | <b>455</b>            | <b>PUBLIC UTILITIES COMMISSION OF NEVADA</b><br>A REGULATION establishing provisions relating to damage to a subsurface<br><b>CONTACT Sam Crano (775) 684-6121</b><br><b>scrano@puc.nv.gov</b>   |
| <b>R069-20</b>   | <b>618</b>            | <b>DIVISION OF INDUSTRIAL RELATIONS OF THE DEPARTMENT OF BUSINESS AND INDUSTRY</b><br>A REGULATION revising various provisions governing occupational safety and health<br><b>CONTACT Christopher Eccles (702) 486-9073</b><br><b>ceccles@dir.nv.gov</b> |
| <b>R074-20</b>   | <b>363A/363B/680B</b> | <b>NEVADA TAX COMMISSION</b><br>A REGULATION setting forth the manner low income housing transferable tax credits are applied<br><b>CONTACT George Hritz (775) 684-2059</b><br><b>ghritz@tax.state.nv.us</b>   |
| <b>R086-20</b>   | <b>422A</b>           | <b>STATE BOARD OF HEALTH</b><br>A REGULATION establishing provisions governing grants<br><b>CONTACT Vickie Ives (775) 684-5850</b><br><b>vives@health.nv.gov</b>   |
| <b>R088-20</b>   | <b>442</b>            | <b>STATE BOARD OF HEALTH</b><br>A REGULATION establishing provisions relating to newborn screening<br><b>CONTACT Vickie Ives (775) 684-5850</b><br><b>vives@health.nv.gov</b>  |

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|-------------------------|-----------------|---|
| <b>R099-20</b>          | <b>587</b>      | <b>STATE DEPARTMENT OF AGRICULTURE</b><br>A REGULATION revising provisions relating to fees for export inspection<br><b>CONTACT Ashley Jeppson (775) 353-3729</b><br><b>ajeppson@agri.nv.gov</b>  |
| <b>R108-20</b>          | <b>372A</b>     | <b>NEVADA TAX COMMISSION</b><br>A REGULATION establishing procedures to calculate fair market value of cannabis at wholesale<br><b>CONTACT Kayla Jost (775) 684-2030</b><br><b>kjost@tax.state.nv.us</b>  |
| <b>R157-20</b>          | <b>701/701A</b> | <b>DIRECTOR OF THE OFFICE OF ENERGY</b><br>A REGULATION revising provisions relating to funding for purposes approved by the United States Department of Energy<br><b>CONTACT Laura Wickham (775) 434-4046</b><br><b>lwickham@energy.nv.gov</b> |
| <b>R178-20</b>          | <b>483</b>      | <b>DEPARTMENT OF MOTOR VEHICLES</b><br>A REGULATION establishing provisions pertaining to defensive driving courses<br><b>CONTACT Martin Hefner (775) 684-4773</b><br><b>mhefner@dmv.nv.gov</b>   |
| <b>R180-20</b>          | <b>630</b>      | <b>BOARD OF MEDICAL EXAMINERS</b><br>A REGULATION revising provisions governing the qualifications of applicants for licensure as a physician assistant<br><b>CONTACT Sarah Bradley (775) 324-9365</b><br><b>bradleys@medboard.nv.gov</b>       |
| <b>2021 REGULATIONS</b> |                 |   |
| <b>R025-21</b>          | <b>639</b>      | <b>STATE BOARD OF PHARMACY</b><br>A REGULATION implementing requirements of SB 408 relating to applicants and licensing<br><b>CONTACT Shirley Hunting (775) 850-1440</b><br><b>shunting@pharmacy.nv.gov</b>                                     |
| <b>R031-21</b>          | <b>704</b>      | <b>PUBLIC UTILITIES COMMISSION OF NEVADA</b><br>A REGULATION relating to discounted electric rates that an electric utility shall charge (SB 448 (2021))<br><b>CONTACT Sam Crano (775) 684-6121</b><br><b>scrano@puc.nv.gov</b>                 |

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|----------------|-------------|--|
| <b>R039-21</b> | <b>639</b>  | <p><b>STATE BOARD OF PHARMACY</b></p> <p>A REGULATION establishing protocol authorizing a pharmacist to prescribe, dispense and administer drugs to prevent the acquisition of human immunodeficiency virus</p> <p><b>CONTACT Shirley Hunting (775) 850-1440</b><br/> <b>shunting@pharmacy.nv.gov</b></p>  |
| <b>R040-21</b> | <b>639</b>  | <p><b>STATE BOARD OF PHARMACY</b></p> <p>A REGULATION revising provisions governing application for and registration as a registered pharmacist</p> <p><b>CONTACT Shirley Hunting (775) 850-1440</b><br/> <b>shunting@pharmacy.nv.gov</b></p>  |
| <b>R045-21</b> | <b>701A</b> | <p><b>DIRECTOR OF THE OFFICE OF ENERGY</b></p> <p>A REGULATION revising provisions relating to energy storage buildings and abatements (T002-21 &amp; T003-21)</p> <p><b>CONTACT Laura Wickham (775) 434-4046</b><br/> <b>lwickham@energy.nv.gov</b></p>   |
| <b>R049-21</b> | <b>445C</b> | <p><b>DIVISION OF ENVIRONMENTAL PROTECTION OF THE DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES</b></p> <p>A REGULATION revising provisions relating to funds for cleaning up discharges of petroleum (AB 40)</p> <p><b>CONTACT Mike Cabbie (775) 687-9488</b><br/> <b>mcabbie@ndep.nv.gov</b></p>  |
| <b>R067-21</b> | <b>625A</b> | <p><b>BOARD OF ENVIRONMENTAL HEALTH SPECIALISTS</b></p> <p>A REGULATION revising various provisions relating health specialists and fees</p> <p><b>CONTACT Loretta Ponton (775) 746-9423</b><br/> <b>board@nvrehs.org</b></p>  |
| <b>R076-21</b> | <b>640A</b> | <p><b>BOARD OF OCCUPATIONAL THERAPY</b></p> <p>A REGULATION revising provisions relating to the renewal of a license to practice occupational therapy; revises requirements applicable to a person who holds a provisional license to practice occupational therapy; and revises provisions relating to continuing education requirements</p> <p><b>CONTACT Loretta Ponton (775) 746-4101</b><br/> <b>board@nvot.org</b></p> |

**REGULATIONS SUBMITTED PURSUANT TO NRS 233B.0675  
AND DEFERRED AT A PREVIOUS MEETING**

| <b>LCB NO.</b>          | <b>NAC</b> | <b>AGENCY/<br/>SUBJECT</b>   |
|-------------------------|------------|--|
| <b>2020 REGULATIONS</b> |            |  |
| <b>R053-20</b>          | <b>618</b> | <b>DIVISION OF INDUSTRIAL RELATIONS OF THE<br/>DEPARTMENT OF BUSINESS AND INDUSTRY</b><br>A REGULATION requiring employers to provide<br>employees with certain protections against heat-related<br>illness<br><b>CONTACT Christopher Eccles (702) 486-9073</b><br><b>ceccles@dir.nv.gov</b> |