

**THE SIXTY-FOURTH DAY**

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CARSON CITY (Monday) April 6, 2015

Senate called to order at 4:25 p.m.

President Hutchison presiding.

Roll called.

All present except Senators Lipparelli, Smith and Spearman, who were excused.

Prayer by Senator Moises Denis.

Our Heavenly Father, this afternoon we are indeed grateful for the opportunity to be here at the Legislature. We are thankful for this opportunity to serve our community, to serve the citizens here in Nevada. We are thankful for our families who support us and our loved ones that give us strength and allow us to serve. We are thankful for the wonderful staff we have here and all the work they do, especially in such a short period of time with all the work that has to be done. We are thankful for constituents and citizens that take the time to participate in this process, many times at great sacrifice, to be here at meetings and to do the things they do and give us their input.

We ask thee, Father, to please bless us with health and strength. Bless us that we might have Thy inspiration in the various things we need to discuss, to debate and to come to conclusions on. We ask that Thou would bless us that we could do so in a manner kind and loving. A manner that can allow us to express our feelings and our thoughts and at the same time treat each other with respect. We ask You to please bless us to always remember Thee, and be grateful at this time of year that we have had to reflect upon some very important things that have happened throughout history. Thank Thee for Thy son; His great sacrifice for us.

We ask that Thy Spirit will be here with us throughout this day and throughout this Session that we might be able to truly do the work that needs to be done to help all here in Nevada. We thank Thee for all these blessings and for the great blessings that we truly have in our lives, Father. I say these things in the Name of Jesus Christ.

AMEN.

Pledge of Allegiance to the Flag.

By previous order of the Senate, the reading of the Journal is dispensed with, and the President and Secretary are authorized to make the necessary corrections and additions.

REPORTS OF COMMITTEES

*Mr. President:*

Your Committee on Commerce, Labor and Energy, to which were referred Senate Bills Nos. 86, 151, 256, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

JAMES A. SETTELMAYER, *Chair*

*Mr. President:*

Your Committee on Education, to which were referred Senate Bills Nos. 76, 205, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

Also, your Committee on Education, to which were referred Senate Bills Nos. 397, 508, has had the same under consideration, and begs leave to report the same back with the recommendation: Re-refer to the Committee on Finance.

BECKY HARRIS, *Chair*

*Mr. President:*

Your Committee on Government Affairs, to which were referred Senate Bills Nos. 482, 485, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Government Affairs, to which were referred Senate Bills Nos. 29, 214, 238, 249, 340, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

Also, your Committee on Government Affairs, to which were referred Senate Bills Nos. 46, 111, has had the same under consideration, and begs leave to report the same back with the recommendation: Without recommendation, re-refer to the Committee on Finance.

PETE GOICOECHEA, *Chair*

*Mr. President:*

Your Committee on Judiciary, to which were referred Senate Bills Nos. 239, 339, 389, has had the same under consideration, and begs leave to report the same back with the recommendation: Do pass.

Also, your Committee on Judiciary, to which were referred Senate Bills Nos. 53, 129, 176, 191, 294, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

Also, your Committee on Judiciary, to which was referred Senate Bill No. 454, has had the same under consideration, and begs leave to report the same back with the recommendation: Without recommendation, re-refer to the Committee on Finance.

GREG BROWER, *Chair*

*Mr. President:*

Your Committee on Natural Resources, to which was referred Senate Joint Resolution No. 11, has had the same under consideration, and begs leave to report the same back with the recommendation: Amend, and do pass as amended.

DONALD G. GUSTAVSON, *Chair*

#### MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, Carson City, April 3, 2015

*To the Honorable the Senate:*

I have the honor to inform your honorable body that the Assembly on this day passed Assembly Bills Nos. 222, 243, 333.

Also, I have the honor to inform your honorable body that the Assembly on this day passed, as amended, Assembly Bills Nos. 30, 39, 40, 42, 44, 46, 52, 111, 136, 144.

CAROL AIELLO-SALA

*Assistant Chief Clerk of the Assembly*

#### WAIVERS AND EXEMPTIONS

##### NOTICE OF EXEMPTION

April 6, 2015

The Fiscal Analysis Division, pursuant to Joint Standing Rule No. 14.6, has determined the exemption of: Senate Bill No. 128.

Also, the Fiscal Analysis Division, pursuant to Joint Standing Rule No. 14.6, has determined the eligibility for exemption of: Senate Bills Nos. 277, 299, 351, 372, 383, 460, 461, 509.

MARK KRMPOTIC

*Fiscal Analysis Division*

#### MOTIONS, RESOLUTIONS AND NOTICES

Senator Harris moved that Senate Bill No. 397, just reported out of Committee, be re-referred to the Committee on Finance.

Motion carried.

Senator Harris moved that Senate Bill No. 508, just reported out of Committee, be re-referred to the Committee on Finance.

Motion carried.

Senator Goicoechea moved that Senate Bill No. 46, just reported out of Committee, be re-referred to the Committee on Finance.

Motion carried.

Senator Goicoechea moved that Senate Bill No. 111, just reported out of Committee, be re-referred to the Committee on Finance.

Motion carried.

Senator Brower moved that Senate Bill No. 454, just reported out of Committee, be re-referred to the Committee on Finance.

Motion carried.

Senator Roberson moved that Senate Bill Nos. 25, 43, 59, 121, 181, 263, 271, 281, 322, 376, 505 be taken from the General File and placed on the General File for the next legislative day.

Motion carried.

#### INTRODUCTION, FIRST READING AND REFERENCE

Assembly Bill No. 30.

Senator Kieckhefer moved that the bill be referred to the Committee on Education.

Motion carried.

Assembly Bill No. 39.

Senator Kieckhefer moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

Assembly Bill No. 40.

Senator Kieckhefer moved that the bill be referred to the Committee on Judiciary.

Motion carried.

Assembly Bill No. 42.

Senator Kieckhefer moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

Assembly Bill No. 44.

Senator Kieckhefer moved that the bill be referred to the Committee on Judiciary.

Motion carried.

Assembly Bill No. 46.

Senator Kieckhefer moved that the bill be referred to the Committee on Judiciary.

Motion carried.

Assembly Bill No. 52.

Senator Kieckhefer moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

Assembly Bill No. 111.

Senator Kieckhefer moved that the bill be referred to the Committee on Education.

Motion carried.

Assembly Bill No. 136.

Senator Kieckhefer moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

Assembly Bill No. 144.

Senator Kieckhefer moved that the bill be referred to the Committee on Natural Resources.

Motion carried.

Assembly Bill No. 222.

Senator Kieckhefer moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

Assembly Bill No. 243.

Senator Kieckhefer moved that the bill be referred to the Committee on Health and Human Services.

Motion carried.

Assembly Bill No. 333.

Senator Kieckhefer moved that the bill be referred to the Committee on Government Affairs.

Motion carried.

#### SECOND READING AND AMENDMENT

Senate Bill No. 3.

Bill read second time.

The following amendment was proposed by the Committee on Transportation:

Amendment No. 210.

SUMMARY—Requires the Department of Motor Vehicles to establish a registry of emergency contact information for certain persons. (BDR 43-14)

AN ACT relating to public safety; requiring the Department of Motor Vehicles to establish a registry of emergency contact information for certain persons who possess a driver's license, ~~for~~ identification card or driver authorization card; requiring certain law enforcement personnel to use the registry to notify an emergency contact person regarding any persons involved in a motor vehicle accident; providing immunity from liability to the Department and others with access to the registry for certain acts and omissions related to the registry; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 8 of this bill requires the Department of Motor Vehicles to establish a registry on its Internet website to be known as the Next-of-Kin Registry. The Registry must include, in a secure portion of the website, ~~an account~~ a registry record unique to each registrant. Information in the Registry will be accessible to law enforcement, a coroner or medical examiner and the registrant, and parent or guardian of the registrant if the registrant is a minor. Section 9 of this bill provides the requirements for a registrant to establish ~~an account with~~ a registry record in the Next-of-Kin Registry and allows a registrant to submit emergency contact information for not more than two emergency contact persons. Section 10 of this bill requires law enforcement personnel to search the Registry to identify and make reasonable efforts to make contact with the emergency contact person of a registrant if the registrant is unable to communicate after a serious motor vehicle accident. Section 10 also allows a coroner or medical examiner to access the Registry to identify the next-of-kin of a decedent. Sections 1, 2, 8 and 11 of this bill limit access to the information in the Registry to the registrant, law enforcement personnel, a coroner or medical examiner or his or her respective personnel and the Department, with certain exceptions, including other persons authorized by a court order. Sections 11 and 21 of this bill further provide that the names, telephone numbers and addresses of emergency contact persons in the Registry are confidential, not public records for the purposes of the Open Meeting Law and not discoverable except upon a subpoena issued in a criminal matter. (See chapter 239 of NRS) Section 12 of this bill limits the civil and criminal liability of those authorized to establish, maintain and access the Registry. Section 13 of this bill authorizes the Department to adopt regulations necessary to implement and maintain the Next-of-Kin Registry. Sections 14-20 of this bill require the Department, at the time of the application for or the renewal of a driver's license, ~~for~~ identification card, ~~for~~ or driver authorization card, to provide the applicant a form to register with the Next-of-Kin Registry.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 481.063 is hereby amended to read as follows:

481.063 1. The Director may charge and collect reasonable fees for official publications of the Department and from persons making use of files

and records of the Department or its various divisions for a private purpose. All money so collected must be deposited in the State Treasury for credit to the Motor Vehicle Fund.

2. Except as otherwise provided in subsection 6, the Director may release personal information, except a photograph, from a file or record relating to the driver's license, identification card, or title or registration of a vehicle of a person if the requester submits a written release from the person who holds a lien on the vehicle, or an agent of that person, or the person about whom the information is requested which is dated not more than 90 days before the date of the request. The written release must be in a form required by the Director.

3. Except as otherwise provided in subsections 2 and 4, the Director shall not release to any person who is not a representative of the Division of Welfare and Supportive Services of the Department of Health and Human Services or an officer, employee or agent of a law enforcement agency, an agent of the public defender's office or an agency of a local government which collects fines imposed for parking violations, who is not conducting an investigation pursuant to NRS 253.0415 or 253.220, who is not authorized to transact insurance pursuant to chapter 680A of NRS or who is not licensed as a private investigator pursuant to chapter 648 of NRS and conducting an investigation of an insurance claim:

(a) A list which includes license plate numbers combined with any other information in the records or files of the Department;

(b) The social security number of any person, if it is requested to facilitate the solicitation of that person to purchase a product or service; or

(c) The name, address, telephone number or any other personally identifiable information if the information is requested by the presentation of a license plate number.

↪ When such personally identifiable information is requested of a law enforcement agency by the presentation of a license plate number, the law enforcement agency shall conduct an investigation regarding the person about whom information is being requested or, as soon as practicable, provide the requester with the requested information if the requester officially reports that the motor vehicle bearing that license plate was used in a violation of NRS 205.240, 205.345, 205.380 or 205.445.

4. If a person is authorized to obtain such information pursuant to a contract entered into with the Department and if such information is requested for the purpose of an advisory notice relating to a motor vehicle or the recall of a motor vehicle or for the purpose of providing information concerning the history of a vehicle, the Director may release:

(a) A list which includes license plate numbers combined with any other information in the records or files of the Department; or

(b) The name, address, telephone number or any other personally identifiable information if the information is requested by the presentation of a license plate number.

5. Except as otherwise provided in subsections 2, 4 and 6 and NRS 483.294, 483.855 and 483.937, the Director shall not release any personal information from a file or record relating to a driver's license, identification card, or title or registration of a vehicle.

6. Except as otherwise provided in paragraph (a) and subsection 7, if a person or governmental entity provides a description of the information requested and its proposed use and signs an affidavit to that effect, the Director may release any personal information, except a photograph, from a file or record relating to a driver's license, identification card, or title or registration of a vehicle for use:

(a) By any governmental entity, including, but not limited to, any court or law enforcement agency, in carrying out its functions, or any person acting on behalf of a federal, state or local governmental agency in carrying out its functions. The personal information may include a photograph from a file or record relating to a driver's license, identification card, or title or registration of a vehicle.

(b) In connection with any civil, criminal, administrative or arbitration proceeding before any federal or state court, regulatory body, board, commission or agency, including, but not limited to, use for service of process, investigation in anticipation of litigation, and execution or enforcement of judgments and orders, or pursuant to an order of a federal or state court.

(c) In connection with matters relating to:

- (1) The safety of drivers of motor vehicles;
- (2) Safety and thefts of motor vehicles;
- (3) Emissions from motor vehicles;
- (4) Alterations of products related to motor vehicles;
- (5) An advisory notice relating to a motor vehicle or the recall of a motor vehicle;
- (6) Monitoring the performance of motor vehicles;
- (7) Parts or accessories of motor vehicles;
- (8) Dealers of motor vehicles; or
- (9) Removal of non-owner records from the original records of motor vehicle manufacturers.

(d) By any insurer, self-insurer or organization that provides assistance or support to an insurer or self-insurer or its agents, employees or contractors, in connection with activities relating to the rating, underwriting or investigation of claims or the prevention of fraud.

(e) In providing notice to the owners of vehicles that have been towed, repossessed or impounded.

(f) By an employer or its agent or insurer to obtain or verify information relating to a holder of a commercial driver's license who is employed by or has applied for employment with the employer.

(g) By a private investigator, private patrol officer or security consultant who is licensed pursuant to chapter 648 of NRS, for any use permitted pursuant to this section.

(h) By a reporter or editorial employee who is employed by or affiliated with any newspaper, press association or commercially operated, federally licensed radio or television station for a journalistic purpose. The Department may not make any inquiries regarding the use of or reason for the information requested other than whether the information will be used for a journalistic purpose.

(i) In connection with an investigation conducted pursuant to NRS 253.0415 or 253.220.

(j) In activities relating to research and the production of statistical reports, if the personal information will not be published or otherwise redisclosed, or used to contact any person.

7. Except as otherwise provided in paragraph (j) of subsection 6, the Director shall not provide personal information to individuals or companies for the purpose of marketing extended vehicle warranties, and a person who requests and receives personal information may sell or disclose that information only for a use permitted pursuant to subsection 6. Such a person shall keep and maintain for 5 years a record of:

- (a) Each person to whom the information is provided; and
- (b) The purpose for which that person will use the information.

↪ The record must be made available for examination by the Department at all reasonable times upon request.

8. Except as otherwise provided in subsection 2, the Director may deny any use of the files and records if the Director reasonably believes that the information taken may be used for an unwarranted invasion of a particular person's privacy.

9. Except as otherwise provided in NRS 485.316, the Director shall not allow any person to make use of information retrieved from the system created pursuant to NRS 485.313 for a private purpose and shall not in any other way release any information retrieved from that system.

10. *Except as otherwise provided in sections 8 and 10 of this act, or as otherwise required by law, the Director shall not:*

*(a) Allow any person to make use of information retrieved from the Next-of-Kin Registry established pursuant to section 8 of this act for ~~the~~ :*

*(1) A private purpose; or*

*(2) Any purpose relating to the legal presence of a person; or*

*(b) In any other way release any information retrieved from the Registry.*

11. The Director shall not release any information relating to legal presence or any other information relating to or describing immigration status, nationality or citizenship from a file or record relating to a request for or the issuance of a license, identification card or title or registration of a vehicle to any person or to any federal, state or local governmental entity for any purpose relating to the enforcement of immigration laws.



~~11.1~~ 12. The Director shall adopt such regulations as the Director deems necessary to carry out the purposes of this section. In addition, the Director shall, by regulation, establish a procedure whereby a person who is requesting personal information may establish an account with the Department to facilitate the person's ability to request information electronically or by written request if the person has submitted to the Department proof of employment or licensure, as applicable, and a signed and notarized affidavit acknowledging that the person:

- (a) Has read and fully understands the current laws and regulations regarding the manner in which information from the Department's files and records may be obtained and the limited uses which are permitted;
- (b) Understands that any sale or disclosure of information so obtained must be in accordance with the provisions of this section;
- (c) Understands that a record will be maintained by the Department of any information he or she requests; and
- (d) Understands that a violation of the provisions of this section is a criminal offense.

~~12.1~~ 13. It is unlawful for any person to:

- (a) Make a false representation to obtain any information from the files or records of the Department.
- (b) Knowingly obtain or disclose any information from the files or records of the Department for any use not permitted by the provisions of this chapter.

~~13.1~~ 14. As used in this section:

- (a) "Information relating to legal presence" means information that may reveal whether a person is legally present in the United States, including, without limitation, whether the driver's license that a person possesses is a driver authorization card, whether the person applied for a driver's license pursuant to NRS 483.290 or 483.291 and the documentation used to prove name, age and residence that was provided by the person with his or her application for a driver's license.
- (b) "Personal information" means information that reveals the identity of a person, including, without limitation, his or her photograph, social security number, individual taxpayer identification number, driver's license number, identification card number, name, address, telephone number or information regarding a medical condition or disability. The term does not include the zip code of a person when separate from his or her full address, information regarding vehicular accidents or driving violations in which he or she has been involved or other information otherwise affecting his or her status as a driver.
- (c) "Vehicle" includes, without limitation, an off-highway vehicle as defined in NRS 490.060.

Sec. 2. NRS 482.170 is hereby amended to read as follows:

482.170 Except as otherwise provided in NRS 239.0115, 481.063 and 485.316, and sections 8 and 10 of this act, all personal information in the

records of registration and licensing in the offices of the Department is confidential and must not knowingly be disclosed by the Department.

Sec. 3. Chapter 483 of NRS is hereby amended by adding thereto the provisions of sections 4 to 13, inclusive, of this act.

Sec. 4. *As used in sections 4 to 13, inclusive, of this act, unless the context otherwise requires, the words and terms defined in sections 5, 6 and 7 of this act have the meanings ascribed to them in those sections.*

Sec. 5. *"Identification card" means an identification card issued by the Department pursuant to NRS 483.810 to 483.890, inclusive.*

Sec. 6. *"Next-of-Kin Registry" means the registry of emergency contact persons established pursuant to section 8 of this act.*

Sec. 7. *"Registrant" means a person who registers with the Next-of-Kin Registry pursuant to section 9 of this act.*

Sec. 8. 1. *The Department shall establish and maintain on its Internet website a registry to be known as the Next-of-Kin Registry. The Next-of-Kin Registry must include, without limitation, in a secure portion of the Internet website, ~~an account~~ a registry record unique to each registrant.*

2. *Except as otherwise provided in this section, the Department shall provide access to, or information from, the ~~account~~ registry record of a registrant in the Next-of-Kin Registry to:*

(a) *A law enforcement officer or other duly authorized employee of a law enforcement agency who conducts a search pursuant to section 10 of this act;*

(b) *A coroner or medical examiner or a duly authorized employee of a coroner or medical examiner who conducts a search pursuant to section 10 of this act;*

(c) *The registrant for the purpose of adding, amending or deleting the name, telephone number, ~~for~~ address or electronic mail address of an emergency contact person;*

(d) *The parent or legal guardian of a registrant who is less than 18 years of age and is not emancipated; and*

(e) *Employees of the Department to the extent necessary to carry out the provisions of sections 4 to 13, inclusive, of this act.*

3. *The Department may provide access to, or information from, the ~~account~~ registry record of a registrant:*

(a) *Pursuant to the lawful order of a court of competent jurisdiction; or*

(b) *At the request of the personal representative of a deceased registrant, ~~for~~ or*

~~(c) If the Department determines that providing access to the account is in the best interest of the registrant.]~~

Sec. 9. 1. *A person may register with the Next-of-Kin Registry if the person possesses ~~for~~ :*

(a) *A Nevada driver's license, ~~for~~ identification card ~~for~~ or driver authorization card; and*

(b) *An Internet portal account with the Department.*

2. ~~The Department shall prescribe the form to be used;~~ the information a person must submit electronically through the person's portal account to register with the Next-of-Kin Registry, which must include, without limitation:

~~(a) A statement indicating;~~ An affirmative indication of the desire of the person to become a registrant;

~~(b) The driver's license number, identification card number or driver authorization card number of the person;~~

~~(c) The name, telephone number, ~~and~~ address and electronic mail address, if available, of not more than two emergency contact persons who are at least 18 years of age, one of whom is the parent or legal guardian of the person if he or she is less than 18 years of age and is not emancipated; and~~

~~(e) Any other information required by the Department.~~

~~(d) If the registrant is less than 18 years of age and is not emancipated, the driver's license number, identification card number or driver authorization card number, if any, of the parent or legal guardian whose contact information is submitted by the registrant pursuant to paragraph (c).~~

3. ~~If a person completes and submits the form;~~ information required pursuant to subsection 2 to become a registrant, the Department shall:

~~(a) Create ~~an account~~ a registry record within the Next-of-Kin Registry for the registrant which includes the information regarding the emergency contact persons provided by the registrant; ~~on the form;~~~~

~~(b) Assign ~~an account~~ a registry record number to the registrant; ~~that is the same as the number assigned to his or her Nevada driver's license or identification card, as applicable;~~~~

~~(c) Assign and provide to the registrant ~~an~~ a registry access code to access the ~~account, and~~ registry record;~~

~~(d) If the registrant is less than 18 years of age ~~and~~ and is not emancipated, provide the registry access code to the parent or legal guardian of the registrant who is listed as one of his or her emergency contact persons ~~and~~;~~ and

~~(e) Provide to the registrant information regarding:~~

~~(1) The persons and entities who will have access to the information in the Registry; and~~

~~(2) Who will be notified in the event of an emergency involving the registrant.~~

Sec. 10. 1. A law enforcement officer or a duly authorized employee of a law enforcement agency must , as soon as practicable, search the Next-of-Kin Registry for an emergency contact person of a driver or passenger in a motor vehicle if the driver or passenger:

~~(a) Possesses a Nevada driver's license, ~~or~~ identification card ~~or~~ driver authorization card;~~

(b) Has been involved in a motor vehicle accident or other situation which results in the death, serious bodily injury or other incapacitation of the driver or passenger; and

(c) Is incapable of communicating.

2. ~~FFF~~ Except as otherwise provided in subsection 3, if the law enforcement officer or the duly authorized employee of a law enforcement agency identifies an emergency contact person of a driver or passenger through the Next-of-Kin Registry, the officer or employee must make a reasonable attempt to notify the emergency contact person, as soon as practicable, of the hospital or other location at which the driver or passenger may be located.

3. In the event of the death of a driver or passenger in a motor vehicle accident or other situation, the law enforcement officer or the duly authorized employee of a law enforcement agency shall coordinate the notification of the emergency contact person with the coroner or medical examiner, as applicable. Such notification may only be made after the positive identification of the decedent.

4. A coroner or medical examiner or a duly authorized employee of a coroner or medical examiner may access the Next-of-Kin Registry to search for the next-of-kin of a decedent if the decedent possessed a Nevada driver's license, ~~for~~ identification card or driver authorization card at the time of his or her death.

Sec. 11. *Except as otherwise provided in sections 8 and 10 of this act, the information regarding an emergency contact person submitted by a registrant for inclusion in the Next-of-Kin Registry is:*

1. Confidential;

2. To be used or accessed only as authorized pursuant to sections 4 to 13, inclusive, of this act;

3. Not a public record for the purposes of chapter 239 of NRS; and

4. Not discoverable by any person, entity or governmental agency except upon the issuance of a subpoena by a grand jury or a court order in a criminal matter.

Sec. 12. 1. The Department, any employee of the Department, any law enforcement officer, any coroner or medical examiner, or any duly authorized employee of a law enforcement agency or coroner or medical examiner, when carrying out the provisions of sections 4 to 13, inclusive, of this act in the scope of their public duties or employment, are not liable to any person for civil damages or subject to criminal prosecution resulting from or caused by, without limitation:

~~FFF~~ (a) Any disruption or failure in Internet service caused by an accident, malfunction, act of sabotage or God, or any other condition or circumstance which the Department has not directly or indirectly caused and which prevents:

~~FFF~~ (1) The Department from establishing, maintaining or accessing the Next-of-Kin Registry;

~~[(b)]~~ (2) A law enforcement officer, a coroner or a medical examiner, or a duly authorized employee of a law enforcement agency or coroner or medical examiner, from accessing the Next-of-Kin Registry as required pursuant to section 10 of this act;

~~[(c)]~~ (3) A registrant from accessing his or her ~~account~~ registry record in the Next-of-Kin Registry or adding, amending or deleting the name, telephone number or address of an emergency contact person; or

~~[(d)]~~ (4) The parent or legal guardian of a registrant who is less than 18 years of age and not emancipated from accessing the ~~account~~ registry record of the registrant.

~~[(2)]~~ (b) Any negligent misuse of, omission of or failure to input accurate information into, or input of inaccurate or outdated information into the Next-of-Kin Registry by a registrant.

~~[(3)]~~ (c) The failure of a law enforcement officer, a coroner or a medical examiner, or a duly authorized employee of a law enforcement agency or coroner or medical examiner, to make contact with any emergency contact person.

2. This section must not be construed to exempt any person, including, without limitation, the Department, an employee of the Department, a law enforcement officer, a coroner, a medical examiner or a duly authorized employee of a law enforcement agency or coroner or medical examiner from criminal and civil liability for willful misuse of the information in the Next-of-Kin Registry.

Sec. 13. The Department may adopt such regulations as are necessary to carry out the provisions of sections 4 to 13, inclusive, of this act.

Sec. 14. NRS 483.267 is hereby amended to read as follows:

483.267 1. The Department may issue a restricted license to any applicant between the ages of 14 and 18 years which entitles the applicant to drive a motor vehicle upon a highway if a member of his or her household has a medical condition which renders that member unable to operate a motor vehicle, and a hardship exists which requires the applicant to drive.

2. An application for a restricted license under this section must:

(a) Be made upon a form provided by the Department.

(b) Contain a statement that a person living in the same household with the applicant suffers from a medical condition which renders that person unable to operate a motor vehicle and explaining the need for the applicant to drive.

(c) Be signed and verified as provided in NRS 483.300.

(d) Include:

(1) A written statement signed by the principal of the public school in which the applicant is enrolled or by a designee of the principal and which is provided to the applicant pursuant to NRS 392.123;

(2) A written statement signed by the parent or legal guardian of the applicant which states that the applicant is excused from compulsory school attendance pursuant to NRS 392.070;

(3) A copy of the applicant's high school diploma or certificate of attendance; or

(4) A copy of the applicant's certificate of general educational development or an equivalent document.

(e) ~~Include [a form prescribed by the Department to allow]~~ information instructing the applicant how to register with the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.

(f) Contain such other information as may be required by the Department.

3. A restricted license issued pursuant to this section:

(a) Is effective for the period specified by the Department;

(b) Authorizes the licensee to operate a motor vehicle on a street or highway only under conditions specified by the Department; and

(c) May contain other restrictions which the Department deems necessary.

4. No license may be issued under this section until the Department is satisfied fully as to the applicant's competency and fitness to drive a motor vehicle.

Sec. 15. NRS 483.270 is hereby amended to read as follows:

483.270 1. The Department may issue a restricted license to any pupil between the ages of 14 and 18 years who is attending:

(a) A public school in a school district in this State in a county whose population is less than 55,000 or in a city or town whose population is less than 25,000 when transportation to and from school is not provided by the board of trustees of the school district, if the pupil meets the requirements for eligibility adopted by the Department pursuant to subsection 5; or

(b) A private school meeting the requirements for approval under NRS 392.070 when transportation to and from school is not provided by the private school,

↳ and it is impossible or impracticable to furnish such pupil with private transportation to and from school.

2. An application for the issuance of a restricted license under this section must:

(a) Be made upon a form provided by the Department.

(b) Be signed and verified as provided in NRS 483.300.

(c) Include a written statement signed by the:

(1) Principal of the public school in which the pupil is enrolled or by a designee of the principal and which is provided to the applicant pursuant to NRS 392.123; or

(2) Parent or legal guardian of the pupil which states that the pupil is excused from compulsory school attendance pursuant to NRS 392.070.

(d) ~~Include [a form prescribed by the Department to allow]~~ information instructing the applicant how to register with the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.

(e) Contain such other information as may be required by the Department.

3. Any restricted license issued pursuant to this section:

(a) Is effective only for the school year during which it is issued or for a more restricted period.

(b) Authorizes the licensee to drive a motor vehicle on a street or highway only while going to and from school, and at a speed not in excess of the speed limit set by law for school buses.

(c) May contain such other restrictions as the Department may deem necessary and proper.

(d) May authorize the licensee to transport as passengers in a motor vehicle driven by the licensee, only while the licensee is going to and from school, members of his or her immediate family, or other minor persons upon written consent of the parents or guardians of such minors, but in no event may the number of passengers so transported at any time exceed the number of passengers for which the vehicle was designed.

4. No restricted license may be issued under the provisions of this section until the Department is satisfied fully as to the applicant's competency and fitness to drive a motor vehicle.

5. The Department shall adopt regulations that set forth the requirements for eligibility of a pupil to receive a restricted license pursuant to paragraph (a) of subsection 1.

Sec. 16. NRS 483.280 is hereby amended to read as follows:

483.280 1. Any person who is at least 15 1/2 years of age may apply to the Department for an instruction permit. The Department may, in its discretion, after the applicant has successfully passed all parts of the examination administered pursuant to NRS 483.330, other than the driving test, issue to the applicant an instruction permit entitling the applicant, while having the permit in his or her immediate possession, to drive a motor vehicle upon the highways for a period of 1 year when accompanied by a licensed driver who is at least 21 years of age, who has had at least 1 year of licensed driving experience in the type of vehicle for which the permit was issued and who is actually occupying a seat beside the driver, except when the permittee is occupying a motorcycle. The term "licensed driving experience" as used in this subsection does not include driving experience gained under an instruction permit issued pursuant to the provisions of this section.

2. The Department may, in its discretion, issue a temporary driver's permit to an applicant for a driver's license permitting the applicant to drive a motor vehicle while the Department is completing its investigation and determination of all facts relative to the applicant's right to receive a driver's license. The permit must be in the applicant's immediate possession while driving a motor vehicle, and is invalid when the applicant's license has been issued or for good cause has been refused.

3. The Department, upon receiving proper application, may, in its discretion, issue a restricted instruction permit effective for a school year, or for a more restricted period, to an applicant who is enrolled in a drivers' education program which includes practice driving and which is approved by

the Department even though the applicant has not reached the legal age to be eligible for a driver's license. The instruction permit entitles the permittee, when the permittee has the permit in his or her immediate possession, to drive a motor vehicle only on a designated highway or within a designated area, but only when an approved instructor is occupying a seat beside the permittee.

4. *At the time of the issuance of a permit pursuant to this section, the Department shall provide to the permittee ~~the form prescribed by the Department to allow~~ information instructing the permittee how to register with the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.*

*Sec. 16.5. NRS 483.291 is hereby amended to read as follows:*

483.291 1. An application for an instruction permit or for a driver authorization card must:

- (a) Be made upon a form furnished by the Department.
- (b) Be verified by the applicant before a person authorized to administer oaths. Officers and employees of the Department may administer those oaths without charge.
- (c) Be accompanied by the required fee.
- (d) State the name, date of birth, sex and residence address of the applicant and briefly describe the applicant.
- (e) State whether the applicant has theretofore been licensed as a driver, and, if so, when and by what state or country, and whether any such license has ever been suspended or revoked, or whether an application has ever been refused, and, if so, the date of and reason for the suspension, revocation or refusal.

*(f) Include information instructing the applicant how to register for the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.*

*(g) Include such other information as the Department may require to determine the competency and eligibility of the applicant.*

2. Every applicant must furnish proof of his or her name and age by displaying an original or certified copy of:

- (a) Any one of the following documents:
  - (1) A birth certificate issued by a state, a political subdivision of a state, the District of Columbia or any territory of the United States;
  - (2) A driver's license issued by another state, the District of Columbia or any territory of the United States which is issued pursuant to the standards established by 6 C.F.R. Part 37, Subparts A to E, inclusive, and which contains a security mark approved by the United States Department of Homeland Security in accordance with 6 C.F.R. § 37.17;
  - (3) A passport issued by the United States Government;
  - (4) A military identification card or military dependent identification card issued by any branch of the Armed Forces of the United States;
  - (5) For persons who served in any branch of the Armed Forces of the United States, a report of separation;



(6) A Certificate of Degree of Indian Blood issued by the United States Government;

(7) A Certificate of Citizenship, Certificate of Naturalization, Permanent Resident Card or Temporary Resident Card issued by the United States Citizenship and Immigration Services of the Department of Homeland Security;

(8) A Consular Report of Birth Abroad issued by the Department of State; or

(9) Such other documentation as specified by the Department by regulation; or

(b) Any two of the following documents:

(1) A driver's license issued by another state, the District of Columbia or any territory of the United States other than such a driver's license described in subparagraph (2) of paragraph (a);

(2) A passport issued by a foreign government;

(3) A birth certificate issued by a foreign government;

(4) A consular identification card issued by the Government of Mexico or a document issued by another government that the Department determines is substantially similar; or

(5) Any other proof acceptable to the Department.

↪ No document which is written in a language other than English may be accepted by the Department pursuant to this subsection unless it is accompanied by a verified translation of the document in the English language.

3. Every applicant must prove his or her residence in this State by displaying an original or certified copy of any two of the following documents:

(a) A receipt from the rent or lease of a residence located in this State;

(b) A record from a public utility for a service address located in this State which is dated within the previous 60 days;

(c) A bank or credit card statement indicating a residential address located in this State which is dated within the previous 60 days;

(d) A stub from an employment check indicating a residential address located in this State;

(e) A document issued by an insurance company or its agent, including, without limitation, an insurance card, binder or bill, indicating a residential address located in this State;

(f) A record, receipt or bill from a medical provider indicating a residential address located in this State; or

(g) Any other document as prescribed by the Department by regulation.

4. Except as otherwise provided in subsection 5, a driver authorization card or instruction permit obtained in accordance with this section must:

(a) Contain the same information as prescribed for a driver's license pursuant to NRS 483.340 and any regulations adopted pursuant thereto;

(b) Be of the same design as a driver's license and contain only the minimum number of changes from that design that are necessary to comply with subsection 5; and

(c) Be numbered from the same sequence of numbers as a driver's license.

5. A driver authorization card or instruction permit obtained in accordance with this section must comply with the requirements of section 202(d)(11) of the Real ID Act of 2005, Public Law 109-13, Division B, Title II, 119 Stat. 302, 312-15, 49 U.S.C. § 30301 note.

6. Notwithstanding the provisions of NRS 483.380, every driver authorization card expires on the anniversary of its issuance or renewal. Every driver authorization card is renewable at any time before its expiration upon application and payment of the required fee. The Department may, by regulation, defer the expiration of the driver authorization card of a person who is on active duty in the Armed Forces of the United States upon such terms and conditions as it may prescribe. The Department may similarly defer the expiration of the driver authorization card of the spouse or dependent son or daughter of that person if the spouse or child is residing with the person.

7. A driver authorization card shall not be used to determine eligibility for any benefits, licenses or services issued or provided by this State or its political subdivisions.

8. Except as otherwise provided in this section or by specific statute, any provision of this title that applies to drivers' licenses shall be deemed to apply to a driver authorization card and an instruction permit obtained in accordance with this section.

Sec. 17. NRS 483.340 is hereby amended to read as follows:

483.340 1. The Department shall, upon payment of the required fee, issue to every qualified applicant a driver's license indicating the type or class of vehicles the licensee may drive.

2. The Department shall adopt regulations prescribing the information that must be contained on a driver's license.

3. The Department may issue a driver's license for purposes of identification only for use by officers of local police and sheriffs' departments, agents of the Investigation Division of the Department of Public Safety while engaged in special undercover investigations relating to narcotics or prostitution or for other undercover investigations requiring the establishment of a fictitious identity, federal agents while engaged in undercover investigations, investigators employed by the Attorney General while engaged in undercover investigations, criminal investigators employed by the Secretary of State while engaged in undercover investigations and agents of the State Gaming Control Board while engaged in investigations pursuant to NRS 463.140. An application for such a license must be made through the head of the police or sheriff's department, the Chief of the Investigation Division of the Department of Public Safety, the director of the appropriate federal agency, the Attorney General, the Secretary of State or

his or her designee or the Chair of the State Gaming Control Board. Such a license is exempt from the fees required by NRS 483.410. The Department, by regulation, shall provide for the cancellation of any such driver's license upon the completion of the special investigation for which it was issued.

4. Except as otherwise provided in NRS 239.0115, information pertaining to the issuance of a driver's license pursuant to subsection 3 is confidential.

5. It is unlawful for any person to use a driver's license issued pursuant to subsection 3 for any purpose other than the special investigation for which it was issued.

6. At the time of the issuance or renewal of the driver's license, the Department shall:

(a) Give the holder the opportunity to have indicated on his or her driver's license that the holder wishes to be a donor of all or part of his or her body pursuant to NRS 451.500 to 451.598, inclusive, or to refuse to make an anatomical gift of his or her body or part thereof.

(b) Give the holder the opportunity to have indicated whether he or she wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150.

(c) Provide to each holder who is interested in becoming a donor information relating to anatomical gifts, including the procedure for registering as a donor with the donor registry with which the Department has entered into a contract pursuant to this paragraph. To carry out this paragraph, the Department shall, on such terms as it deems appropriate, enter into a contract with a donor registry that is in compliance with the provisions of NRS 451.500 to 451.598, inclusive.

(d) If the Department has established a program for imprinting a symbol or other indicator of a medical condition on a driver's license pursuant to NRS 483.3485, give the holder the opportunity to have a symbol or other indicator of a medical condition imprinted on his or her driver's license.

(e) ~~Provide to the holder in a form prescribed by the Department to allow~~ information instructing the holder how to register with the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.

7. If the holder wishes to make a donation to the Anatomical Gift Account, the Department shall collect the donation and deposit the money collected in the State Treasury for credit to the Anatomical Gift Account.

8. The Department shall submit to the donor registry with which the Department has entered into a contract pursuant to paragraph (c) of subsection 6 information from the records of the Department relating to persons who have drivers' licenses that indicate the intention of those persons to make an anatomical gift. The Department shall adopt regulations to carry out the provisions of this subsection.

Sec. 18. NRS 483.490 is hereby amended to read as follows:

483.490 1. Except as otherwise provided in this section, after a driver's license has been suspended or revoked for an offense other than a second

violation within 7 years of NRS 484C.110, and one-half of the period during which the driver is not eligible for a license has expired, the Department may, unless the statute authorizing the suspension prohibits the issuance of a restricted license, issue a restricted driver's license to an applicant permitting the applicant to drive a motor vehicle:

(a) To and from work or in the course of his or her work, or both; or

(b) To acquire supplies of medicine or food or receive regularly scheduled medical care for himself, herself or a member of his or her immediate family.

↳ Before a restricted license may be issued, the applicant must submit sufficient documentary evidence to satisfy the Department that a severe hardship exists because the applicant has no alternative means of transportation and that the severe hardship outweighs the risk to the public if the applicant is issued a restricted license.

2. A person who has been ordered to install a device in a motor vehicle pursuant to NRS 484C.460:

(a) Shall install the device not later than 21 days after the date on which the order was issued; and

(b) May not receive a restricted license pursuant to this section until:

(1) After at least 1 year of the period during which the person is not eligible for a license, if the person was convicted of:

(I) A violation of NRS 484C.430 or a homicide resulting from driving or being in actual physical control of a vehicle while under the influence of intoxicating liquor or a controlled substance or resulting from any other conduct prohibited by NRS 484C.110, 484C.130 or 484C.430; or

(II) A violation of NRS 484C.110 that is punishable as a felony pursuant to NRS 484C.410 or 484C.420;

(2) After at least 180 days of the period during which the person is not eligible for a license, if the person was convicted of a violation of subsection 6 of NRS 484B.653; or

(3) After at least 45 days of the period during which the person is not eligible for a license, if the person was convicted of a first violation within 7 years of NRS 484C.110.

3. If the Department has received a copy of an order requiring a person to install a device in a motor vehicle pursuant to NRS 484C.460, the Department shall not issue a restricted driver's license to such a person pursuant to this section unless the applicant has submitted proof of compliance with the order and subsection 2.

4. Except as otherwise provided in NRS 62E.630, after a driver's license has been revoked or suspended pursuant to title 5 of NRS or NRS 392.148, the Department may issue a restricted driver's license to an applicant permitting the applicant to drive a motor vehicle:

(a) If applicable, to and from work or in the course of his or her work, or both; or

(b) If applicable, to and from school.

5. After a driver's license has been suspended pursuant to NRS 483.443, the Department may issue a restricted driver's license to an applicant permitting the applicant to drive a motor vehicle:

- (a) If applicable, to and from work or in the course of his or her work, or both;
- (b) To receive regularly scheduled medical care for himself, herself or a member of his or her immediate family; or
- (c) If applicable, as necessary to exercise a court-ordered right to visit a child.

6. A driver who violates a condition of a restricted license issued pursuant to subsection 1 or by another jurisdiction is guilty of a misdemeanor and, if the license of the driver was suspended or revoked for:

- (a) A violation of NRS 484C.110, 484C.210 or 484C.430;
- (b) A homicide resulting from driving or being in actual physical control of a vehicle while under the influence of intoxicating liquor or a controlled substance or resulting from any other conduct prohibited by NRS 484C.110, 484C.130 or 484C.430; or
- (c) A violation of a law of any other jurisdiction that prohibits the same or similar conduct as set forth in paragraph (a) or (b),  
→ the driver shall be punished in the manner provided pursuant to subsection 2 of NRS 483.560.

7. The periods of suspensions and revocations required pursuant to this chapter and NRS 484C.210 must run consecutively, except as otherwise provided in NRS 483.465 and 483.475, when the suspensions must run concurrently.

8. Whenever the Department suspends or revokes a license, the period of suspension, or of ineligibility for a license after the revocation, begins upon the effective date of the revocation or suspension as contained in the notice thereof.

9. *At the time of the issuance of a restricted license pursuant to this section, the Department shall provide to the applicant ~~the form prescribed by the Department to allow~~ information instructing the applicant how to register with the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.*

Sec. 19. NRS 483.840 is hereby amended to read as follows:

483.840 1. The form of the identification cards must be similar to that of drivers' licenses but distinguishable in color or otherwise.

2. Identification cards do not authorize the operation of any motor vehicles.

3. The Department shall adopt regulations prescribing the information that must be contained on an identification card.

4. At the time of the issuance or renewal of the identification card, the Department shall:

- (a) Give the holder the opportunity to have indicated on his or her identification card that the holder wishes to be a donor of all or part of his or

her body pursuant to NRS 451.500 to 451.598, inclusive, or to refuse to make an anatomical gift of his or her body or part thereof.

(b) Give the holder the opportunity to indicate whether he or she wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150.

(c) Provide to each holder who is interested in becoming a donor information relating to anatomical gifts, including the procedure for registering as a donor with the donor registry with which the Department has entered into a contract pursuant to this paragraph. To carry out this paragraph, the Department shall, on such terms as it deems appropriate, enter into a contract with a donor registry that is in compliance with the provisions of NRS 451.500 to 451.598, inclusive.

(d) If the Department has established a program for imprinting a symbol or other indicator of a medical condition on an identification card pursuant to NRS 483.863, give the holder the opportunity to have a symbol or other indicator of a medical condition imprinted on his or her identification card.

(e) *Provide to the holder ~~in a form prescribed by the Department to allow~~ information instructing the holder how to register with the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.*

5. If the holder wishes to make a donation to the Anatomical Gift Account, the Department shall collect the donation and deposit the money collected in the State Treasury for credit to the Anatomical Gift Account.

6. The Department shall submit to the donor registry with which the Department has entered into a contract pursuant to paragraph (c) of subsection 4 information from the records of the Department relating to persons who have identification cards issued by the Department that indicate the intention of those persons to make an anatomical gift. The Department shall adopt regulations to carry out the provisions of this subsection.

Sec. 20. NRS 483.928 is hereby amended to read as follows:

483.928 1. A person who wishes to be issued a commercial driver's license by this State must:

~~{1-}~~ (a) Apply to the Department for a commercial driver's license;

~~{2-}~~ (b) In accordance with standards contained in regulations adopted by the Department:

~~{a-}~~ (1) Pass a knowledge test for the type of motor vehicle the person operates or expects to operate; and

~~{b-}~~ (2) Pass a driving skills test for driving a commercial motor vehicle taken in a motor vehicle which is representative of the type of motor vehicle the person operates or expects to operate;

~~{3-}~~ (c) Comply with all other requirements contained in the regulations adopted by the Department pursuant to NRS 483.908;

~~{4-}~~ (d) Not be ineligible to be issued a commercial driver's license pursuant to NRS 483.929; and

~~{5-}~~ (e) For the issuance of a commercial driver's license with an endorsement for hazardous materials, submit a complete set of fingerprints and written permission authorizing the Department to forward the

fingerprints to the Central Repository for Nevada Records of Criminal History and all applicable federal agencies to process the fingerprints for a background check of the applicant in accordance with Section 1012 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT ACT) of 2001, 49 U.S.C. § 5103a.

2. *At the time of the issuance or renewal of a commercial driver's license pursuant to this section, the Department shall provide to the holder of the license ~~fa form prescribed by the Department to allow~~ information instructing the holder how to register with the Next-of-Kin Registry pursuant to section 9 of this act if he or she so chooses.*

Sec. 21. NRS 239.010 is hereby amended to read as follows:

239.010 1. Except as otherwise provided in this section and NRS 1.4683, 1A.110, 49.095, 62D.420, 62D.440, 62E.516, 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 76.160, 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413, 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345, 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270, 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280, 119A.280, 119A.653, 119B.370, 119B.382, 120A.690, 125.130, 125B.140, 126.141, 126.161, 126.163, 126.730, 127.007, 127.057, 127.130, 127.140, 127.2817, 130.312, 159.044, 172.075, 172.245, 176.015, 176.0625, 176.09129, 176.156, 176A.630, 178.39801, 178.4715, 178.5691, 179.495, 179A.070, 179A.165, 179A.450, 179D.160, 200.3771, 200.3772, 200.5095, 200.604, 202.3662, 205.4651, 209.392, 209.3925, 209.419, 209.521, 211A.140, 213.010, 213.040, 213.095, 213.131, 217.105, 217.110, 217.464, 217.475, 218E.625, 218F.150, 218G.130, 218G.240, 218G.350, 228.270, 228.450, 228.495, 228.570, 231.069, 233.190, 237.300, 239.0105, 239.0113, 239B.030, 239B.040, 239B.050, 239C.140, 239C.210, 239C.230, 239C.250, 239C.270, 240.007, 241.020, 241.030, 242.105, 244.264, 244.335, 250.087, 250.130, 250.140, 250.150, 268.095, 268.490, 268.910, 271A.105, 281.195, 281A.350, 281A.440, 281A.550, 284.4068, 286.110, 287.0438, 289.025, 289.080, 289.387, 293.5002, 293.503, 293.558, 293B.135, 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335, 338.070, 338.1379, 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205, 353A.085, 353A.100, 353C.240, 360.240, 360.247, 360.255, 360.755, 361.044, 361.610, 365.138, 366.160, 368A.180, 372A.080, 378.290, 378.300, 379.008, 386.655, 387.626, 387.631, 388.5275, 388.528, 388.5315, 388.750, 391.035, 392.029, 392.147, 392.264, 392.271, 392.652, 392.850, 394.167, 394.1698, 394.447, 394.460, 394.465, 396.3295, 396.405, 396.525, 396.535, 398.403, 408.3885, 408.3886, 412.153, 416.070, 422.290, 422.305, 422A.320, 422A.350, 425.400, 427A.1236, 427A.872, 432.205, 432B.175, 432B.280, 432B.290, 432B.407, 432B.430, 432B.560, 433.534, 433A.360, 439.270, 439.840, 439B.420, 440.170, 441A.195, 441A.220, 441A.230, 442.330, 442.395, 445A.665, 445B.570, 449.209, 449.245, 449.720, 453.1545, 453.720, 453A.610, 453A.700, 458.055, 458.280, 459.050,

459.3866, 459.555, 459.7056, 459.846, 463.120, 463.15993, 463.240, 463.3403, 463.3407, 463.790, 467.1005, 467.137, 481.063, 482.170, 482.5536, 483.340, 483.363, 483.800, 484E.070, 485.316, 503.452, 522.040, 534A.031, 561.285, 571.160, 584.583, 584.655, 598.0964, 598.0979, 598.098, 598A.110, 599B.090, 603.070, 603A.210, 604A.710, 612.265, 616B.012, 616B.015, 616B.315, 616B.350, 618.341, 618.425, 622.310, 623.131, 623A.353, 624.110, 624.265, 624.327, 625.425, 625A.185, 628.418, 629.069, 630.133, 630.30665, 630.336, 630A.555, 631.368, 632.121, 632.125, 632.405, 633.283, 633.301, 633.524, 634.212, 634.214, 634A.185, 635.158, 636.107, 637.085, 637A.315, 637B.288, 638.087, 638.089, 639.2485, 639.570, 640.075, 640A.220, 640B.730, 640C.400, 640C.745, 640C.760, 640D.190, 640E.340, 641.090, 641A.191, 641B.170, 641C.760, 642.524, 643.189, 644.446, 645.180, 645.625, 645A.050, 645A.082, 645B.060, 645B.092, 645C.220, 645C.225, 645D.130, 645D.135, 645E.300, 645E.375, 645G.510, 645H.320, 645H.330, 647.0945, 647.0947, 648.033, 648.197, 649.065, 649.067, 652.228, 654.110, 656.105, 661.115, 665.130, 665.133, 669.275, 669.285, 669A.310, 671.170, 673.430, 675.380, 676A.340, 676A.370, 677.243, 679B.122, 679B.152, 679B.159, 679B.190, 679B.285, 679B.690, 680A.270, 681A.440, 681B.260, 681B.280, 683A.0873, 685A.077, 686A.289, 686B.170, 686C.306, 687A.110, 687A.115, 687C.010, 688C.230, 688C.480, 688C.490, 692A.117, 692C.190, 692C.420, 693A.480, 693A.615, 696B.550, 703.196, 704B.320, 704B.325, 706.1725, 710.159, and 711.600, and section 11 of this act, sections 35, 38 and 41 of chapter 478, Statutes of Nevada 2011 and section 2 of chapter 391, Statutes of Nevada 2013 and unless otherwise declared by law to be confidential, all public books and public records of a governmental entity must be open at all times during office hours to inspection by any person, and may be fully copied or an abstract or memorandum may be prepared from those public books and public records. Any such copies, abstracts or memoranda may be used to supply the general public with copies, abstracts or memoranda of the records or may be used in any other way to the advantage of the governmental entity or of the general public. This section does not supersede or in any manner affect the federal laws governing copyrights or enlarge, diminish or affect in any other manner the rights of a person in any written book or record which is copyrighted pursuant to federal law.

2. A governmental entity may not reject a book or record which is copyrighted solely because it is copyrighted.

3. A governmental entity that has legal custody or control of a public book or record shall not deny a request made pursuant to subsection 1 to inspect or copy or receive a copy of a public book or record on the basis that the requested public book or record contains information that is confidential if the governmental entity can redact, delete, conceal or separate the confidential information from the information included in the public book or record that is not otherwise confidential.



4. A person may request a copy of a public record in any medium in which the public record is readily available. An officer, employee or agent of a governmental entity who has legal custody or control of a public record:

(a) Shall not refuse to provide a copy of that public record in a readily available medium because the officer, employee or agent has already prepared or would prefer to provide the copy in a different medium.

(b) Except as otherwise provided in NRS 239.030, shall, upon request, prepare the copy of the public record and shall not require the person who has requested the copy to prepare the copy himself or herself.

Sec. 21.5. As soon as practicable, upon determining that sufficient resources are available to enable the Department of Motor Vehicles to carry out the amendatory provisions of this act, the Director of the Department of Motor Vehicles shall notify the Governor and the Director of the Legislative Counsel Bureau of that fact, and shall publish on the Internet website of the Department notice to the public of that fact.

Sec. 22. This act becomes effective:

1. Upon passage and approval for the purposes of adopting regulations and performing any preparatory administrative tasks that are necessary to carry out the provisions of this act; and

2. ~~On January 1, 2016, for all other purposes.~~ For all other purposes, on the date on which the Director of the Department of Motor Vehicles, pursuant to section 21.5 of this act, notifies the Governor and the Director of the Legislative Counsel Bureau that sufficient resources are available to enable the Department to carry out the amendatory provisions of this act.

Senator Gustavson moved the adoption of the amendment.

Remarks by Senator Gustavson.

Amendment No. 210 to Senate Bill No. 3 does the following: 1) requires people who wish to register with the Next-of-Kin Registry to establish an online "portal account" with the Department of Motor Vehicles (DMV), and create a "registry record" of emergency contact information; 2) requires an unemancipated minor who registers to provide the driver's license number or other identification number of a parent or legal guardian; 3) expands the list of people who can register to include those with a driver authorization card; 4) requires law enforcement to search the Registry "when practicable to do so" and to "make a reasonable attempt" to notify the emergency contact in coordination with the coroner or medical examiner; 5) protects privacy of registrants; and 6) removes the January 1, 2016, deadline allowing the DMV to establish the Registry as soon as practicable after determining that sufficient resources are available.

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

Senate Bill No. 206.

Bill read second time.

The following amendment was proposed by the Committee on Transportation:

Amendment No. 215.

SUMMARY—Revises provisions relating to organ donation. (BDR 43-215)

AN ACT relating to anatomical gifts; revising provisions governing the election by the holder of a driver's license, a driver authorization card or an identification card as to whether the holder wishes to be a donor of all or part of his or her body; ~~revising provisions governing tissue and eye procurement organizations;~~ and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, upon the issuance and renewal of a driver's license or an identification card issued by the Department of Motor Vehicles, the Department is required to give the holder of the driver's license or identification card the opportunity to have indicated on the license or card that the holder wishes to be a donor of all or part of his or her body, or to refuse to make an anatomical gift of his or her body or part thereof. (NRS 483.340, 483.840) Sections 1 and 2 of this bill provide that, upon the issuance of a driver's license or identification card, the Department is required to give the holder the opportunity to have indicated on his or her driver's license or identification card that the holder wishes to be a donor, or does not at this time wish to be a donor. Sections 1 and 2 also provide that upon the renewal of a driver's license or identification card the Department is required to give a holder who indicated at the issuance of the license or card that he or she wished to be a donor notice that, unless the holder affirmatively indicates upon renewal that he or she wishes to change that indication, the indication will remain on his or her driver's license or identification card. For a holder who indicated at the issuance of his or her driver's license or identification card that the holder did not at that time wish to be a donor, the Department is required to give the holder an opportunity to change that indication to indicate that the holder wishes to be a donor. Existing law deems certain provisions relating to drivers' licenses, including the provisions amended by this bill, applicable also to driver authorization cards and certain instruction permits. (NRS 483.291) Thus, the provisions of section 2 are applicable to such cards and permits.

~~Existing law requires an eye bank or tissue bank seeking to be authorized to receive anatomical gifts from a donor to be licensed, accredited or regulated under federal or state law to engage in the recovery, screening, testing, processing, storing or distribution of human eyes or tissue, respectively. (NRS 451.5285, 451.554, 451.571) Section 3 of this bill requires any eye bank seeking such authorization to be accredited by the Eye Bank Association of America or its successor organization, and section 4 of this bill requires any tissue bank seeking such authorization to be accredited by the American Association of Tissue Banks or its successor organization.~~

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 483.340 is hereby amended to read as follows:

483.340 1. The Department shall, upon payment of the required fee, issue to every qualified applicant a driver's license indicating the type or class of vehicles the licensee may drive.

2. The Department shall adopt regulations prescribing the information that must be contained on a driver's license.

3. The Department may issue a driver's license for purposes of identification only for use by officers of local police and sheriffs' departments, agents of the Investigation Division of the Department of Public Safety while engaged in special undercover investigations relating to narcotics or prostitution or for other undercover investigations requiring the establishment of a fictitious identity, federal agents while engaged in undercover investigations, investigators employed by the Attorney General while engaged in undercover investigations, criminal investigators employed by the Secretary of State while engaged in undercover investigations and agents of the State Gaming Control Board while engaged in investigations pursuant to NRS 463.140. An application for such a license must be made through the head of the police or sheriff's department, the Chief of the Investigation Division of the Department of Public Safety, the director of the appropriate federal agency, the Attorney General, the Secretary of State or his or her designee or the Chair of the State Gaming Control Board. Such a license is exempt from the fees required by NRS 483.410. The Department, by regulation, shall provide for the cancellation of any such driver's license upon the completion of the special investigation for which it was issued.

4. Except as otherwise provided in NRS 239.0115, information pertaining to the issuance of a driver's license pursuant to subsection 3 is confidential.

5. It is unlawful for any person to use a driver's license issued pursuant to subsection 3 for any purpose other than the special investigation for which it was issued.

6. At the time of the issuance ~~or renewal~~ of the driver's license, the Department shall:

(a) Give the holder the opportunity to have indicated on his or her driver's license that the holder ~~wishes~~ :

(1) *Wishes* to be a donor of all or part of his or her body pursuant to NRS 451.500 to 451.598, inclusive ; ~~[-]~~ or ~~to refuse~~

(2) *Does not at that time wish* to make an anatomical gift of his or her body or part thereof.

(b) Give the holder the opportunity to have indicated whether he or she wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150.

(c) Provide to each holder who is interested in becoming a donor information relating to anatomical gifts, including the procedure for registering as a donor with the donor registry with which the Department has entered into a contract pursuant to this paragraph. To carry out this paragraph, the Department shall, on such terms as it deems appropriate, enter into a contract with a donor registry that is in compliance with the provisions of NRS 451.500 to 451.598, inclusive.

(d) If the Department has established a program for imprinting a symbol or other indicator of a medical condition on a driver's license pursuant to NRS 483.3485, give the holder the opportunity to have a symbol or other indicator of a medical condition imprinted on his or her driver's license.

7. *At the time of the renewal of the driver's license, the Department shall:*

*(a) If the holder indicated at the time of the issuance of the driver's license pursuant to subsection 6 that the holder wishes to be a donor of all or part of his or her body pursuant to NRS 451.500 to 451.598, inclusive, provide the holder:*

*(1) Notice that, unless the holder affirmatively indicates upon the renewal of the driver's license that he or she wishes to change that indication, the indication will remain on his or her driver's license;*

*(2) The opportunity to have indicated whether he or she wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150; and*

*(3) If the Department has established a program for imprinting a symbol or other indicator of a medical condition on a driver's license pursuant to NRS 483.3485, the opportunity to have a symbol or other indicator of a medical condition imprinted on his or her driver's license.*

*(b) If the holder indicated at the time of the issuance of the driver's license pursuant to subsection 6 that the holder did not at that time wish to be a donor of all or part of his or her body pursuant to NRS 451.500 to 451.598, inclusive, provide the holder:*

*(1) The opportunity to change that indication to indicate that the holder wishes to be a donor of all or part of his or her body pursuant to NRS 451.500 to 451.598, inclusive;*

*(2) The opportunity to have indicated whether he or she wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150;*

*(3) If the holder is interested in becoming a donor, information relating to anatomical gifts, including the procedure for registering as a donor with the donor registry with which the Department has entered into a contract pursuant to this section; and*

*(4) If the Department has established a program for imprinting a symbol or other indicator of a medical condition on a driver's license pursuant to NRS 483.3485, the opportunity to have a symbol or other indicator of a medical condition imprinted on his or her driver's license.*

8. If the holder wishes to make a donation to the Anatomical Gift Account, the Department shall collect the donation and deposit the money collected in the State Treasury for credit to the Anatomical Gift Account.

~~{8.}~~ 9. The Department shall submit to the donor registry with which the Department has entered into a contract pursuant to paragraph (c) of subsection 6 information from the records of the Department relating to persons who have drivers' licenses that indicate the intention of those persons to make an anatomical gift. The Department shall adopt regulations to carry out the provisions of this subsection.

Sec. 2. NRS 483.840 is hereby amended to read as follows:

483.840 1. The form of the identification cards must be similar to that of drivers' licenses but distinguishable in color or otherwise.

2. Identification cards do not authorize the operation of any motor vehicles.

3. The Department shall adopt regulations prescribing the information that must be contained on an identification card.

4. At the time of the issuance ~~for renewal~~ of the identification card, the Department shall:

(a) Give the holder the opportunity to have indicated on his or her identification card that the holder ~~wishes~~:

(1) *Wishes* to be a donor of all or part of his or her body pursuant to NRS 451.500 to 451.598, inclusive; ~~;~~ ~~or~~ ~~to refuse~~

(2) *Does not at that time wish* to make an anatomical gift of his or her body or part thereof.

(b) Give the holder the opportunity to indicate whether he or she wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150.

(c) Provide to each holder who is interested in becoming a donor information relating to anatomical gifts, including the procedure for registering as a donor with the donor registry with which the Department has entered into a contract pursuant to this paragraph. To carry out this paragraph, the Department shall, on such terms as it deems appropriate, enter into a contract with a donor registry that is in compliance with the provisions of NRS 451.500 to 451.598, inclusive.

(d) If the Department has established a program for imprinting a symbol or other indicator of a medical condition on an identification card pursuant to NRS 483.863, give the holder the opportunity to have a symbol or other indicator of a medical condition imprinted on his or her identification card.

5. *At the time of the renewal of the identification card, the Department shall:*

(a) *If the holder indicated at the time of the issuance of the identification card pursuant to subsection 4 that the holder wishes to be a donor of all or part of his or her body pursuant to NRS 451.500 to 451.598, inclusive, provide the holder:*

(1) *Notice that, unless the holder affirmatively indicates upon the renewal of the identification card that he or she wishes to change that indication, the indication will remain on his or her identification card;*

(2) *The opportunity to have indicated whether he or she wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150; and*

(3) *If the Department has established a program for imprinting a symbol or other indicator of a medical condition on an identification card pursuant to NRS 483.3485, the opportunity to have a symbol or other indicator of a medical condition imprinted on his or her identification card.*

(b) If the holder indicated at the time of the issuance of the identification card pursuant to subsection 4 that the holder did not at that time wish to be a donor of all or part of his or her body pursuant to NRS 451.500 to 451.598, inclusive, provide the holder:

(1) The opportunity to change that indication to indicate that the holder wishes to be a donor of all or part of his or her body pursuant to NRS 451.500 to 451.598, inclusive;

(2) The opportunity to have indicated whether he or she wishes to donate \$1 or more to the Anatomical Gift Account created by NRS 460.150;

(3) If the holder is interested in becoming a donor, information relating to anatomical gifts, including the procedure for registering as a donor with the donor registry with which the Department has entered into a contract pursuant to this section; and

(4) If the Department has established a program for imprinting a symbol or other indicator of a medical condition on an identification card pursuant to NRS 483.3485, the opportunity to have a symbol or other indicator of a medical condition imprinted on his or her identification card.

6. If the holder wishes to make a donation to the Anatomical Gift Account, the Department shall collect the donation and deposit the money collected in the State Treasury for credit to the Anatomical Gift Account.

~~{6.}~~ 7. The Department shall submit to the donor registry with which the Department has entered into a contract pursuant to paragraph (c) of subsection 4 information from the records of the Department relating to persons who have identification cards issued by the Department that indicate the intention of those persons to make an anatomical gift. The Department shall adopt regulations to carry out the provisions of this subsection.

Sec. 3. ~~[NRS 451.5285 is hereby amended to read as follows:  
451.5285 "Eye bank" means a person that is [licensed,] accredited [or regulated under federal or state law] by the Eye Bank Association of America or its successor organization to engage in the recovery, screening, testing, processing, storage or distribution of human eyes or portions of human eyes.]~~  
(Deleted by amendment.)

Sec. 4. ~~[NRS 451.554 is hereby amended to read as follows:  
451.554 "Tissue bank" means a person that is [licensed,] accredited [or regulated under federal or state law] by the American Association of Tissue Banks or its successor organization to engage in the recovery, screening, testing, processing, storage or distribution of tissue.]~~  
(Deleted by amendment.)

Sec. 5. This act becomes effective:

1. Upon passage and approval for the purposes of adopting any regulations and performing any other preparatory administrative tasks necessary to carry out the provisions of this act; and

2. On January 1, 2016, for all other purposes.

Senator Kieckhefer moved the adoption of the amendment.

Remarks by Senator Kieckhefer.

Amendment No. 215 to Senate Bill No. 206 eliminates proposed revisions to the definitions of "eye bank" and "tissue bank."

Amendment adopted.

Bill ordered reprinted, engrossed and to third reading.

Senate Bill No. 496.

Bill read second time and ordered to third reading.

Assembly Bill No. 82.

Bill read second time and ordered to third reading.

Assembly Bill No. 165.

Bill read second time and ordered to third reading.

#### MOTIONS, RESOLUTIONS AND NOTICES

Senator Kieckhefer moved that Senate Bills Nos. 206, 496 be re-referred to the Committee on Finance, upon return from reprint.

Motion carried.

#### REMARKS FROM THE FLOOR

Senator Segerblom requested that the following remarks be entered in the Journal.

SENATOR SEGERBLOM:

Thank you, Mr. President. I did not realize I could stand up last Friday, and I would like to make a few comments about what happened that day. I can appreciate the fact the Majority did not want to have a debate on some of those issues, but I feel it is important that, as a deliberative body, we all have discussions. The fact that one party would choose to vote to prohibit us from speaking really goes against the grain of the Senate. I do not want to go further now. I just want to point out that if this is going to be a routine, I object to it. I am not sure what we can do about it, but we will continue to monitor it. Please, consider the fact it is important to talk about issues and to limit debate really flies against the point of being in the Senate.

SENATOR ROBERSON:

To my esteemed colleague from Senate District 3, I would like to say I appreciate your comments, and I too want to have a healthy discussion and debate throughout this Session. I hope we can do that. I hope you will understand bringing four amendments, not one, not two, not three but four amendments, forced the Floor to be delayed for an hour to wait for those amendments. This causes certain consternation when the Majority Party does not have the opportunity to look at those amendments in advance and discuss them with the other party. Having said that, I will endeavor to work with you and others in this Body to facilitate healthy, professional, polite, respectful debate going forward.

Mr. President announced that if there were no objections, the Senate would recess subject to the call of the Chair.

Senate in recess at 4:47 p.m.

#### SENATE IN SESSION

At 5:07 p.m.

President Hutchison presiding.

Quorum present.

The Sergeant at Arms announced that Assemblyman Stewart and Assemblywoman Joiner were at the bar of the Senate. Assemblyman Stewart invited the Senate to meet in Joint Session with the Assembly to hear Senator Dean Heller.

The President announced that if there were no objections, the Senate would recess subject to the call of the Chair.

Senate in recess at 5:08 p.m.

#### IN JOINT SESSION

At 5:13 p.m.

President Hutchison presiding.

The Secretary of the Senate called the Senate roll.

All present except Senators Lipparelli, Smith and Spearman, who were excused.

The Chief Clerk of the Assembly called the Assembly roll.

All present except Assemblyman Ohrenschall, who was excused.

Mr. President appointed a Committee on Escort consisting of Senator Farley and Assemblyman Wheeler to wait upon the Honorable Senator Dean Heller and escort him to the Assembly Chamber.

Senator Heller delivered his message as follows:

#### MESSAGE TO THE LEGISLATURE OF NEVADA SEVENTY-EIGHTH SESSION, 2015

What a pleasure it is to be here. Let me start out by asking the question everybody in here is asking, "Why did we schedule this on the same night as the NCAA National Championship?" So, I have to be done in an hour. The question is, will anyone be listening? It is like having a debate on your own program on PBS.

Governor, it is good to see you. Thanks for all that you do. Lieutenant Governor, it is good to see you. Speaker Hambrick, thank you for having me here tonight and sharing your office with me. I want to thank the leaders Michael Roberson, Aaron Ford, and Marilyn Kirkpatrick. Thanks to all of you as well. If I may, I would like to welcome back Senator Debbie Smith to this body. It will be good to have her back this week.

As you have heard, Senator Harry Reid recently announced he will be retiring. Harry has served our State with distinction in both local and State government before representing Nevada in Washington, D.C. Harry is coming home to Nevada and I am sure his family is looking forward to spending more time with him.

Out of a number of Nevada elected officials who have passed away since last session, I would like to take a moment to reflect on a few that stood out in my life. Joe Dini was a long-serving member and Speaker of the Assembly when I was here. Marv Teixeira, former mayor of Carson City, was my Pop Warner coach. He was also my Little League coach when I was a kid. I also worked with Bernie Anderson and Pete Livermore. The leadership of these men will be missed greatly. So will their service to our State.

Although he was never an elected official, he was a fixture in the Nevada Legislature for over 30 years. I am talking about Ed Vogel. When I served as Secretary of State, Ed and I operated under an open-door policy. It would not have mattered if I had a closed-door policy; Ed would have kicked the door down and gotten the information out of me that he needed. His service and institutional knowledge at the Capital and for the *Review Journal* will be greatly missed.

Today, I am in familiar territory. Carson is home for me; always has been, always will be. My father is here along with my mother and my wife; thank you so much for being here. As many of



you know, my father owned and operated an automotive shop just across the street. Hanging around my Dad's garage sweeping the floors taught me some of life's most valuable lessons. Being a small business owner is not easy—you wake up early and you stay late. However, it does instill a discipline and a work ethic that inherently teaches you responsibility. I would also like to point out that I am probably the only U.S. Senator who can tune up your car, work on your transmission, and if you need it, I will even sweep your garage.

The Nevada Legislature. This is the Body where I got my start in public service and I look back at that time fondly. You learn a lot here and you make a lot of good friends. Your work here is to help our State advance and become a better place for its citizens. I have the same job in Washington, D.C. The good news is this, we have turned a corner in Washington, D.C. For the first time in six years, the U.S. Senate is open for business. We passed a balanced budget for the first time in six years. Committees are working and amendments are being introduced. They are debated and bills are passed. In fact, a week ago Thursday, in four hours we had more amendments on the Senate floor than we did all of last year.

My priorities in Washington revolve around one word and that is progress. I learned very quickly that moving forward and fighting for a cause requires you to stick to your principles. I have also learned that when you are crafting legislation and you get 80-percent of what you want, you take it. Then, you wake up the next morning and fight for the other 20-percent.

Since I last spoke to this esteemed Body, I became a grandfather for the second time. It is my grandchildren's future and your children and grandchildren's futures that I am fighting for. It is why I am an outspoken supporter of passing a budget in Washington. Nevadans, this Legislative Body, and all American families have to live on a budget. We are \$18 trillion in debt. Our Country continues to borrow \$4 million per minute. By the end of this speech, our Nation will have borrowed \$60 million. If you calculate that, this is a 15-minute speech. It only takes two days for the federal government to borrow Nevada's entire State budget.

Now that I have your attention, let me tell you what I believe are the responsibilities of your federal government. First, to provide for a national defense. Second, is to encourage commerce and maintain infrastructure. Third, is to provide a safety net for those who fall on tough times.

Let us take number one. Providing a strong defense does not end on the battlefield. It extends to ensuring our veterans are properly taken care of when they return home after service. Every day, when I drive to work in Washington, I pass by the Iwo Jima Memorial and Arlington National Cemetery. These monuments and gravesites serve as a testament to the sacrifices made by those in our Armed Services and they constantly remind me of our responsibility to care for these men and women.

One of the greatest privileges of serving Nevada in the U.S. Senate is the opportunity to sit on the Senate Committee on Veterans' Affairs. Nevada is home to over 300,000 veterans, and approximately 27,000 of those are women veterans. I remain committed to advocating on behalf of the issues facing our veterans locally and nationwide. Chief among these is the backlog of VA disability claims. I took the lead on the Committee on Veterans' Affairs efforts to reduce the average wait time for Nevada veterans' benefit claims by spearheading the VA Backlog Working Group. While the wait time has improved from 478 days to 257 days, it is still far from the 125 days that the VA has promised and remains one of the longest wait times in the Nation. This is unacceptable and until the backlog is eliminated, I will not back down.

I also believe the VA must look to the future and better prepare for the rise in number of women veterans. Today, nearly 2.3 million women are veterans of military service, and here in Nevada we have 27,000 of them. That is why I teamed with Senator Patty Murray of Washington, a Democrat, on legislation to make sure privacy and security in VA medical facilities are up to par and that each facility offers a full range of services to ensure female veterans are receiving proper care.

Let us move on to the economy. As reports have indicated, Nevada is fortunate in that its economy is recovering better than many States. This is great news. I want to thank the Governor for his leadership. Our State has fared well, better than many.

Recently, I was assigned to the Senate Finance Committee. I sought this specifically because it allows me to help many of Nevada's citizens. I will now be able to focus on strengthening and protecting key programs like Social Security and Medicare. These are important programs Nevadans depend on and we must ensure they are around for years to come. This assignment

also gives our State a seat at the table to discuss tax reform. When it comes to simplifying the tax code, I feel no differently than most of you; it is too big, too complicated, and too expensive. A friend of mine used to joke that the tax code is as long as the Bible, but with none of the good news. The last time the federal tax code was updated, Ronald Reagan was President, Tip O'Neill was Speaker of the House, Dick Bryan was our Governor, and you paid 93 cents for a gallon of gas. That was back in 1986.

I do believe fundamental tax reform is within our reach. Let me tell you why it should happen. First and foremost, our country is \$18 trillion in debt. Secondly, in the last few years, there have been 30 inversions. That is when a company's headquarters moves to a foreign country for a better tax climate. The latest example of this is Burger King. Finally, in the last ten years, 1,300 companies have been bought out by foreign-controlled interests. One of the most recent was the company that makes bats for America's past time: the Louisville Slugger. That is over 100 years of tradition that was bought out by a Finnish company. Everybody in this room, every Nevadan, and every American agrees this trend must be reversed. The only way that will happen is through fundamental tax reform.

Let me tell you why it will not happen. Today the White House will only participate in fundamental tax reform if it includes a trillion dollars in tax increases. In 1986, the last time we had tax reform, it was revenue neutral; agreed to by both Republicans and Democrats. President Reagan made it happen. Do not get me wrong, when I think the President is right, I will support him. When I think the President is wrong, I will not support him. President Bush was not always right and he was not always wrong. As leaders in Washington, if we understand this and work together, we will move the country forward.

This morning I spent some time with the Governor and the Lt. Governor down in southern Nevada at the opening of Interstate I-11. Several Legislators who are here in this room participated in that as well; we broke ground on Interstate 11. Infrastructure is a top priority of mine. Interstate 11 is important for our State and important to me. I am pushing key legislation on I-11 on the Senate Floor and am proud to see this project moving closer to becoming reality. Last year over 40 million visitors came to the Silver State supporting almost 400,000 jobs. This designation of I-11 connects the two most populous cities in America that do not already have an existing freeway between them. It has the potential to open even more markets for tourism and trade, which will improve our economy and create jobs.

I believe it is important to find creative solutions to enact a long-term surface transportation bill and keep the Highway Trust Fund solvent without increasing our Nation's deficit. As the co-chair of the Senate Finance Committee's Working Group on Infrastructure, I am well positioned to advocate on behalf of Nevada's and our Nation's transportation needs. I strongly believe that infrastructure plays a key role in our Nation and Nevada's economic growth. This is why I am seeking a long-term extension of the highway bill. It will provide jobs in the short term, and economic growth in the long term.

As Nevadans recover from one of the worst housing markets in history, as a member of the Banking Committee, I will continue to protect their interests. For many people, their home is their greatest asset. I want to make sure it stays that way—an asset, not a liability. Some people are arguing we now live in a rental society. I have four young adult children of my own, and I worry about their generation. A whole generation of young adults has now witnessed their parents struggle in this economy. These young adults have gone to college, acquired student loan debt, and struggled to find a job after graduation. It is no wonder why so many are putting off the American dream of owning a home.

For those Nevadans who already own a home, I teamed with Democratic Senator Debbie Stabenow of Michigan to introduce legislation that will benefit many Nevadans, the Mortgage Debt Relief Act. I have been fighting for continuous extensions of the Mortgage Debt Relief Act for years. The housing crisis may have ended for some, but I can tell you in Nevada, there are still many who have to sell their home at a loss in a short sale. I still cannot figure out why the IRS thinks it makes any sense to tax someone on income they have never seen. This legislation is a prime example of how Washington can help Nevada's families.

With over 85-percent of the land in Nevada being owned and controlled by the federal government, I am a big proponent of transferring much of our land back to local or State government control. Since my first days in the House, I have made sure lands bills were a

priority. In December, we had eight lands bills included in key legislation that passed Congress and were signed into law by the President. Some of the areas positively affected are the Fallon Naval Air Station along with Lyon, Elko, Clark, Humboldt, and Storey Counties. Best of all, we were able to get input and local buy-in from municipalities and counties across the State. It was a team effort and a strong coalition of public and private entities that did a lot of heavy lifting over the course of many years. We were able to see some of the fruits of our labor finally recognized.

A prime example of what this means to local communities is the City of Yerington. The city will now work with Nevada Copper to expand its mining operation and create over a thousand jobs, while also providing new infrastructure and recreational opportunities.

In Southern Nevada, I was proud to team with Congressman Joe Heck on legislation to speed access to public lands so volunteer search groups could conduct searches for missing people. The Good Samaritan Search and Recovery Act will keep families from having to wait on the federal government, and its bureaucratic red tape, when it comes to searching for a missing loved one on public lands. I have no doubt in the coming years, our State will benefit tremendously from the economic development spurred on by these historic lands bills.

In these difficult times, it is more important than ever that we work together to find common ground and make tough decisions in order to get people back to work. In Washington, I try to be as pragmatic as possible without compromising my principles. Like all of you, I want to see our State succeed, and I work every single day to achieve that goal. That has been a steady theme of my time in office and one I hope to continue. It is about making progress so tomorrow is a better day for future generations of Nevadans.

A great President once stated, "The best way to predict the future is to create it." I challenge this Legislative Body to heed these words by Abraham Lincoln and create Nevada's future.

Thank you for your time. Go Wisconsin. I appreciate everybody for being here. I know how busy you are, how much work it takes. I have been on your side of the aisle. I have worked and know how tough it can be. Thank you for being here tonight. To the constitutional officers, thank you for taking time from your busy schedules and spending some time with me. To the leadership of this body and the Senate, thank you very much for all you do for the State of Nevada.

Senator Roberson moved that the Senate and Assembly in Joint Session extend a vote of thanks to Senator Heller for his timely, able and constructive message.

Motion carried.

The Committee on Escort escorted Senator Heller to the bar of the Assembly.

Assemblywoman Diaz moved that the Joint Session be dissolved.

Motion carried.

Joint Session dissolved at 5:37 p.m.

#### SENATE IN SESSION

At 5:40 p.m.

President Hutchison presiding.

Quorum present.

Senator Roberson moved that the Senate adjourn until Tuesday, April 7, 2015, at 11:00 a.m.

Motion carried.

Senate adjourned at 5:41 p.m.

Approved:

MARK A. HUTCHISON  
*President of the Senate*

Attest: CLAIRE J. CLIFT  
*Secretary of the Senate*