

SENATE BILL NO. 451—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE ADVISORY COMMISSION
ON THE ADMINISTRATION OF JUSTICE)

MARCH 27, 2017

Referred to Committee on Judiciary

SUMMARY—Makes various changes relating to criminal justice.
(BDR 14-1007)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to criminal justice; creating the Nevada Sentencing Commission; prescribing the membership and duties of the Sentencing Commission; enacting various provisions relating to the Sentencing Commission; authorizing the Sentencing Commission to issue subpoenas; revising certain provisions governing the Advisory Commission on the Administration of Justice; authorizing the Sentencing Commission to request the drafting of not more than 1 legislative measure for each regular session of the Legislature; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law establishes the Advisory Commission on the Administration of
2 Justice and directs the Advisory Commission, among other duties, to identify and
3 study the elements of this State’s system of criminal justice, including certain issues
4 relating to the sentencing of persons convicted of felonies and gross misdemeanors.
5 (NRS 176.0123, 176.0125) **Section 5** of this bill creates the Nevada Sentencing
6 Commission and provides for the membership of the Sentencing Commission.
7 **Section 6** of this bill prescribes the duties of the Sentencing Commission, and
8 includes, among other duties related to the sentencing of offenders convicted of a
9 crime, a duty to make recommendations concerning the adoption of sentencing
10 guidelines. **Section 12** of this bill repeals certain duties of the Advisory
11 Commission on the Administration of Justice under existing law, as those duties are
12 reenacted and replaced in **section 6**.



13 Existing law prescribes the number of legislative measures which may be
14 requested by various departments, agencies and other entities of this State for each
15 regular session of the Legislature. (NRS 218D.100-218D.220) **Section 17** of this
16 bill authorizes the Nevada Sentencing Commission to request for each regular
17 session of the Legislature the drafting of not more than 1 legislative measure which
18 relates to matters within the scope of the Sentencing Commission.

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

1 **Section 1.** Chapter 176 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 11, inclusive, of this
3 act.

4 **Sec. 2.** (Deleted by amendment.)

5 **Sec. 3.** *The Legislature hereby finds, and declares to be the
6 public policy of this State, that:*

7 *1. Sentencing and corrections policies should embody
8 fairness, consistency, proportionality and opportunity.*

9 *2. The laws of this State should convey a clear and
10 purposeful rationale regarding sentencing and corrections. The
11 statutes governing criminal justice should articulate the purpose
12 of sentencing, and related policies and practices should be logical,
13 understandable and transparent to stakeholders and the public.*

14 *3. A continuum of sentencing and corrections options should
15 be available, with imprisonment reserved for the most serious
16 offenders and adequate community programs for diversion and
17 supervision of other offenders.*

18 *4. Sentencing and corrections policies should be resource
19 sensitive as those policies may impact costs, inmate populations
20 and public safety. Criminal justice agencies should strive to
21 effectively measure costs and benefits.*

22 *5. Criminal justice information should be a foundation for
23 effective data driven sentencing and corrections policies.*

24 *6. Sentencing and corrections policies should reflect current
25 circumstances and needs.*

26 *7. Strategies to reduce crime and victimization should involve
27 prevention, treatment, health and labor and must endeavor to
28 utilize all available federal, academic and private resources and
29 expertise.*

30 **Sec. 4.** *As used in sections 4 to 11, inclusive, of this act,
31 "Sentencing Commission" means the Nevada Sentencing
32 Commission created by section 5 of this act.*

33 **Sec. 5.** *1. The Nevada Sentencing Commission is hereby
34 created. The Sentencing Commission consists of:*

35 *(a) One member appointed by the Governor;*



- 1 ***(b) One member who is a justice of the Supreme Court of***
2 ***Nevada or a retired justice of the Supreme Court of Nevada,***
3 ***appointed by the Chief Justice of the Supreme Court of Nevada;***
4 ***(c) Two members who are judges appointed by the Chief***
5 ***Justice of the Supreme Court of Nevada;***
6 ***(d) One member who is a representative of the Administrative***
7 ***Office of the Courts appointed by the Chief Justice of the Supreme***
8 ***Court of Nevada;***
9 ***(e) The Director of the Department of Corrections;***
10 ***(f) The Attorney General;***
11 ***(g) One member who is a representative of the Office of the***
12 ***Attorney General, appointed by the Attorney General;***
13 ***(h) One member who is a district attorney, appointed by the***
14 ***governing body of the Nevada District Attorneys Association;***
15 ***(i) One member who is a representative of an office of public***
16 ***defender, appointed by the governing body of the State Bar of***
17 ***Nevada;***
18 ***(j) One member who is an attorney in private practice,***
19 ***experienced in defending criminal actions, appointed by the***
20 ***governing body of the State Bar of Nevada;***
21 ***(k) One member who has been a victim of a crime or is a***
22 ***representative of an organization supporting the rights of victims***
23 ***of crime, appointed by the Governor;***
24 ***(l) One member who is a member of the State Board of Parole***
25 ***Commissioners, appointed by the State Board of Parole***
26 ***Commissioners;***
27 ***(m) One member who is a representative of the Division of***
28 ***Parole and Probation of the Department of Public Safety,***
29 ***appointed by the Governor;***
30 ***(n) One member who is a representative of the Nevada***
31 ***Sheriffs' and Chiefs' Association, appointed by the Nevada***
32 ***Sheriffs' and Chiefs' Association;***
33 ***(o) One member who is a representative of the Las Vegas***
34 ***Metropolitan Police Department, appointed by the Sheriff of Clark***
35 ***County;***
36 ***(p) One member who is a representative of the Division of***
37 ***Public and Behavioral Health of the Department of Health and***
38 ***Human Services;***
39 ***(q) One member who is a representative of an organization***
40 ***that advocates on behalf of inmates, appointed by the Governor;***
41 ***(r) Two members who are Senators, one of whom is appointed***
42 ***by the Majority Leader of the Senate and one of whom is***
43 ***appointed by the Minority Leader of the Senate; and***



1 (s) *Two members who are members of the Assembly, one of*
2 *whom is appointed by the Speaker of the Assembly and one of*
3 *whom is appointed by the Minority Leader of the Assembly.*

4 2. *If any organization listed in subsection 1 ceases to exist,*
5 *the appointment required pursuant to that subsection must be*
6 *made by the association's successor in interest, or, if there is no*
7 *successor in interest, by the Governor.*

8 3. *Each appointed member serves a term of 2 years. Members*
9 *may be reappointed for additional terms of 2 years in the same*
10 *manner as the original appointments. Any vacancy occurring in*
11 *the membership of the Sentencing Commission must be filled in*
12 *the same manner as the original appointment not later than 30*
13 *days after the vacancy occurs.*

14 4. *The Legislators who are members of the Sentencing*
15 *Commission are entitled to receive the salary provided for a*
16 *majority of the members of the Legislature during the first 60 days*
17 *of the preceding session for each day's attendance at a meeting of*
18 *the Sentencing Commission.*

19 5. *At the first regular meeting of each odd-numbered year,*
20 *the members of the Sentencing Commission shall elect a Chair by*
21 *majority vote who shall serve until the next Chair is elected.*

22 6. *The Sentencing Commission shall meet at least once every*
23 *3 months and may meet at such further times as deemed necessary*
24 *by the Chair.*

25 7. *A majority of the members of the Sentencing Commission*
26 *constitutes a quorum for the transaction of business, and a*
27 *majority of those members present at any meeting is sufficient for*
28 *any official action taken by the Sentencing Commission.*

29 8. *While engaged in the business of the Sentencing*
30 *Commission, to the extent of legislative appropriation, each*
31 *member of the Sentencing Commission is entitled to receive the*
32 *per diem allowance and travel expenses provided for state officers*
33 *and employees generally.*

34 9. *To the extent of legislative appropriation, the Director of*
35 *the Legislative Counsel Bureau shall provide the Sentencing*
36 *Commission with such staff as is necessary to carry out the duties*
37 *of the Sentencing Commission.*

38 **Sec. 6. The Sentencing Commission shall:**

39 1. *Advise the Legislature on proposed legislation and make*
40 *recommendations with respect to all matters relating to the*
41 *elements of this State's system of criminal justice which affect the*
42 *sentences imposed for felonies and gross misdemeanors.*

43 2. *Evaluate the effectiveness and fiscal impact of various*
44 *policies and practices regarding sentencing which are employed in*
45 *this State and other states, including, without limitation, the use of*



1 *plea bargaining, probation, programs of intensive supervision,*
2 *programs of regimental discipline, imprisonment, sentencing*
3 *recommendations, mandatory and minimum sentencing,*
4 *mandatory sentencing for crimes involving the possession,*
5 *manufacture and distribution of controlled substances, enhanced*
6 *penalties for habitual criminals, parole, credits against sentences,*
7 *residential confinement and alternatives to incarceration.*

8 3. *Recommend changes in the structure of sentencing in this*
9 *State which, to the extent practicable and with consideration for*
10 *their fiscal impact, incorporate general objectives and goals for*
11 *sentencing, including, without limitation, the following:*

12 (a) *Offenders must receive sentences that increase in direct*
13 *proportion to the severity of their crimes and their histories of*
14 *criminality.*

15 (b) *Offenders who have extensive histories of criminality or*
16 *who have exhibited a propensity to commit crimes of a predatory*
17 *or violent nature must receive sentences which reflect the need to*
18 *ensure the safety and protection of the public and which allow for*
19 *the imprisonment for life of such offenders.*

20 (c) *Offenders who have committed offenses that do not include*
21 *acts of violence and who have limited histories of criminality must*
22 *receive sentences which reflect the need to conserve scarce*
23 *economic resources through the use of various alternatives to*
24 *traditional forms of incarceration.*

25 (d) *Offenders with similar histories of criminality who are*
26 *convicted of similar crimes must receive sentences that are*
27 *generally similar.*

28 (e) *Offenders sentenced to imprisonment must receive*
29 *sentences which do not confuse or mislead the public as to the*
30 *actual time those offenders must serve while incarcerated or*
31 *before being released from confinement or supervision.*

32 (f) *Offenders must not receive disparate sentences based upon*
33 *factors such as race, gender or economic status.*

34 (g) *Offenders must receive sentences which are based upon the*
35 *specific circumstances and facts of their offenses, including the*
36 *nature of the offense and any aggravating factors, the savagery of*
37 *the offense, as evidenced by the extent of any injury to the victim,*
38 *and the degree of criminal sophistication demonstrated by the*
39 *offender's acts before, during and after commission of the offense.*

40 4. *Facilitate the development and maintenance of a statewide*
41 *sentencing database in collaboration with state and local agencies,*
42 *using existing databases or resources where appropriate.*

43 5. *Provide training regarding sentencing and related issues,*
44 *policies and practices, and act as a sentencing policy resource for*
45 *this State.*



1 6. Evaluate the impact of pretrial, sentencing diversion,
2 incarceration and postrelease supervision programs.

3 7. Identify potential areas of sentencing disparity related to
4 race, gender and economic status.

5 8. Propose and recommend statutory sentencing guidelines,
6 based on reasonable offense and offender characteristics which
7 aim to preserve judicial discretion and provide for individualized
8 sentencing, for the use of the district courts. If such guidelines are
9 enacted by the Legislature, the Sentencing Commission shall
10 review and propose any recommended changes.

11 9. Evaluate whether sentencing guidelines recommended
12 pursuant to subsection 8 should be mandatory and if judicial
13 findings should be required for any departures from the
14 sentencing guidelines.

15 10. For each regular session of the Legislature, prepare a
16 comprehensive report including:

17 (a) The Sentencing Commission's recommended changes
18 pertaining to sentencing;

19 (b) The Sentencing Commission's findings and any
20 recommendations for proposed legislation; and

21 (c) A reference to any legislative measure requested pursuant
22 to section 17 of this act.

23 ↳ The report must be submitted to the Director of the Legislative
24 Counsel Bureau for distribution to the Legislature not later than
25 January 1 of each odd-numbered year.

26 **Sec. 7. 1.** The Chair of the Sentencing Commission may
27 apply for and accept any available grants and may accept any
28 bequests, devises, donations or gifts from any public or private
29 source to carry out the provisions of sections 4 to 11, inclusive, of
30 this act.

31 2. Any money received pursuant to this section must be
32 deposited in the Special Account for the Support of the Nevada
33 Sentencing Commission, which is hereby created in the State
34 General Fund. Interest and income earned on money in the
35 Account must be credited to the Account. Money in the Account
36 may only be used for the support of the Sentencing Commission
37 and its activities pursuant to sections 4 to 11, inclusive, of this act.

38 **Sec. 8. 1.** To carry out its powers and duties pursuant to
39 sections 4 to 11, inclusive, of this act, the Sentencing Commission,
40 or any member thereof acting on behalf of the Sentencing
41 Commission with a concurrence of a majority of the members of
42 the Sentencing Commission, may issue subpoenas to compel the
43 attendance of witnesses and the production of books, records,
44 documents or other papers and testimony.



1 2. *If any person fails to comply with a subpoena issued by the*
2 *Sentencing Commission or any member thereof pursuant to this*
3 *section within 20 days after the date of service of the subpoena,*
4 *the Sentencing Commission may petition the district court for an*
5 *order of the court compelling compliance with the subpoena.*

6 3. *Upon such a petition, the court shall enter an order*
7 *directing the person subpoenaed to appear before the court at a*
8 *time and place to be fixed by the court in its order, the time to be*
9 *not more than 20 days after the date of service of the order, and*
10 *show cause why the person has not complied with the subpoena. A*
11 *certified copy of the order must be served upon the person*
12 *subpoenaed.*

13 4. *If it appears to the court that the subpoena was regularly*
14 *issued by the Sentencing Commission or a member thereof*
15 *pursuant to this section, the court shall enter an order compelling*
16 *compliance with the subpoena, and upon failure to obey the order*
17 *the person shall be dealt with as for contempt of court.*

18 **Sec. 9. 1. The Department of Corrections shall:**

19 (a) *Provide the Sentencing Commission with any available*
20 *statistical information or research requested by the Sentencing*
21 *Commission and assist the Sentencing Commission in the*
22 *compilation and development of information requested by the*
23 *Sentencing Commission, including, but not limited to, information*
24 *or research concerning the facilities and institutions of the*
25 *Department of Corrections, the offenders who are or were within*
26 *those facilities or institutions, rates of recidivism, the effectiveness*
27 *of educational and vocational programs and the sentences which*
28 *are being served or were served by those offenders;*

29 (b) *If requested by the Sentencing Commission, make*
30 *available to the Sentencing Commission the use of the computers*
31 *and programs which are owned by the Department of Corrections;*
32 *and*

33 (c) *Provide the independent contractor retained by the*
34 *Department of Administration pursuant to NRS 176.0129 with any*
35 *available statistical information requested by the independent*
36 *contractor for the purpose of performing the projections required*
37 *by NRS 176.0129.*

38 **2. The Division shall:**

39 (a) *Provide the Sentencing Commission with any available*
40 *statistical information or research requested by the Sentencing*
41 *Commission and assist the Sentencing Commission in the*
42 *compilation and development of information concerning*
43 *sentencing, probation, parole and any offenders who are or were*
44 *subject to supervision by the Division;*



1 (b) If requested by the Sentencing Commission, make
2 available to the Sentencing Commission the use of the computers
3 and programs which are owned by the Division; and

4 (c) Provide the independent contractor retained by the
5 Department of Administration pursuant to NRS 176.0129 with any
6 available statistical information requested by the independent
7 contractor for the purpose of performing the projections required
8 by NRS 176.0129.

9 **Sec. 10.** *The Central Repository for Nevada Records of*
10 *Criminal History shall provide the Sentencing Commission with*
11 *any statistical data and information required to be collected*
12 *pursuant to NRS 176.0128, as requested by the Sentencing*
13 *Commission.*

14 **Sec. 11.** *The Department of Administration shall provide the*
15 *Sentencing Commission with any projections on persons*
16 *imprisoned, on probation, on parole and serving a term of*
17 *residential confinement required pursuant to NRS 176.0129, as*
18 *requested by the Sentencing Commission.*

19 **Sec. 12.** NRS 176.0125 is hereby amended to read as follows:
20 176.0125 The Commission shall:

21 1. ~~Identify~~ *Except as otherwise provided pursuant to section*
22 *6 of this act, evaluate* and study the elements of this State's system
23 of criminal justice. ~~which affect the sentences imposed for felonies~~
24 ~~and gross misdemeanors.~~

25 ~~2. Evaluate the effectiveness and fiscal impact of various~~
26 ~~policies and practices regarding sentencing which are employed in~~
27 ~~this State and other states, including, but not limited to, the use of~~
28 ~~plea bargaining, probation, programs of intensive supervision,~~
29 ~~programs of regimental discipline, imprisonment, sentencing~~
30 ~~recommendations, mandatory and minimum sentencing, mandatory~~
31 ~~sentencing for crimes involving the possession, manufacture and~~
32 ~~distribution of controlled substances, structured or tiered sentencing,~~
33 ~~enhanced penalties for habitual criminals, parole, credits against~~
34 ~~sentences, residential confinement and alternatives to incarceration.~~

35 ~~3. Recommend changes in the structure of sentencing in this~~
36 ~~State which, to the extent practicable and with consideration for~~
37 ~~their fiscal impact, incorporate general objectives and goals for~~
38 ~~sentencing, including, but not limited to, the following:~~

39 ~~(a) Offenders must receive sentences that increase in direct~~
40 ~~proportion to the severity of their crimes and their histories of~~
41 ~~criminality.~~

42 ~~(b) Offenders who have extensive histories of criminality or~~
43 ~~who have exhibited a propensity to commit crimes of a predatory or~~
44 ~~violent nature must receive sentences which reflect the need to~~



1 ~~ensure the safety and protection of the public and which allow for~~
2 ~~the imprisonment for life of such offenders.~~

3 ~~—(c) Offenders who have committed offenses that do not include~~
4 ~~acts of violence and who have limited histories of criminality must~~
5 ~~receive sentences which reflect the need to conserve scarce~~
6 ~~economic resources through the use of various alternatives to~~
7 ~~traditional forms of incarceration.~~

8 ~~—(d) Offenders with similar histories of criminality who are~~
9 ~~convicted of similar crimes must receive sentences that are generally~~
10 ~~similar.~~

11 ~~—(e) Offenders sentenced to imprisonment must receive sentences~~
12 ~~which do not confuse or mislead the public as to the actual time~~
13 ~~those offenders must serve while incarcerated or before being~~
14 ~~released from confinement or supervision.~~

15 ~~—(f) Offenders must not receive disparate sentences based upon~~
16 ~~factors such as race, gender or economic status.~~

17 ~~—(g) Offenders must receive sentences which are based upon the~~
18 ~~specific circumstances and facts of their offenses, including the~~
19 ~~nature of the offense and any aggravating factors, the savagery of~~
20 ~~the offense, as evidenced by the extent of any injury to the victim,~~
21 ~~and the degree of criminal sophistication demonstrated by the~~
22 ~~offender's acts before, during and after commission of the offense.~~

23 ~~4.~~ 2. Evaluate the effectiveness and efficiency of the
24 Department of Corrections and the State Board of Parole
25 Commissioners with consideration as to whether it is feasible and
26 advisable to establish an oversight or advisory board to perform
27 various functions and make recommendations concerning:

28 (a) Policies relating to parole;

29 (b) Regulatory procedures and policies of the State Board of
30 Parole Commissioners;

31 (c) Policies for the operation of the Department of Corrections;

32 (d) Budgetary issues; and

33 (e) Other related matters.

34 ~~5.~~ 3. Evaluate the effectiveness of specialty court programs
35 in this State with consideration as to whether such programs have
36 the effect of limiting or precluding reentry of offenders and parolees
37 into the community.

38 ~~6.~~ 4. Evaluate the policies and practices concerning
39 presentence investigations and reports made by the Division of
40 Parole and Probation of the Department of Public Safety, including,
41 without limitation, the resources relied on in preparing such
42 investigations and reports and the extent to which judges in this
43 State rely on and follow the recommendations contained in such
44 presentence investigations and reports.



1 ~~{7}~~ 5. Evaluate, review and comment upon issues relating to
2 juvenile justice in this State, including, but not limited to:

3 (a) The need for the establishment and implementation of
4 evidence-based programs and a continuum of sanctions for children
5 who are subject to the jurisdiction of the juvenile court; and

6 (b) The impact on the criminal justice system of the policies and
7 programs of the juvenile justice system.

8 ~~{8}~~ ~~Compile and develop statistical information concerning~~
9 ~~sentencing in this State.~~

10 ~~{9}~~ 6. Identify and study issues relating to the application of
11 chapter 241 of NRS to meetings held by the:

12 (a) State Board of Pardons Commissioners to consider an
13 application for clemency; and

14 (b) State Board of Parole Commissioners to consider an
15 offender for parole.

16 ~~{10}~~ 7. Identify and study issues relating to the operation of
17 the Department of Corrections, including, without limitation, the
18 system for allowing credits against the sentences of offenders, the
19 accounting of such credits and any other policies and procedures of
20 the Department which pertain to the operation of the Department.

21 ~~{11}~~ 8. Evaluate the policies and practices relating to the
22 involuntary civil commitment of sexually dangerous persons.

23 ~~{12}~~ 9. Identify and study the impacts and effects of collateral
24 consequences of convictions in this State. Such identification and
25 study:

26 (a) Must cause to be identified any provision in the Nevada
27 Constitution, the Nevada Revised Statutes and the Nevada
28 Administrative Code which imposes a collateral sanction or
29 authorizes the imposition of a disqualification, and any provision of
30 law that may afford relief from a collateral consequence;

31 (b) May rely on the study of this State's collateral sanctions,
32 disqualifications and relief provisions prepared by the National
33 Institute of Justice described in section 510 of the Court Security
34 Improvement Act of 2007, Public Law 110-177; and

35 (c) Must include the posting of a hyperlink on the Commission's
36 website to any study of this State's collateral sanctions,
37 disqualifications and relief provisions prepared by the National
38 Institute of Justice described in section 510 of the Court Security
39 Improvement Act of 2007, Public Law 110-177.

40 ~~{13}~~ 10. For each regular session of the Legislature, prepare a
41 comprehensive report including the Commission's recommended
42 changes pertaining to the administration of justice in this State, the
43 Commission's findings and any recommendations of the
44 Commission for proposed legislation. The report must be submitted
45 to the Director of the Legislative Counsel Bureau for distribution to



1 the Legislature not later than September 1 of each even-numbered
2 year.

3 **Sec. 13.** (Deleted by amendment.)

4 **Sec. 14.** (Deleted by amendment.)

5 **Sec. 15.** (Deleted by amendment.)

6 **Sec. 16.** (Deleted by amendment.)

7 **Sec. 17.** Chapter 218D of NRS is hereby amended by adding
8 thereto a new section to read as follows:

9 *1. For a regular session, the Nevada Sentencing Commission
10 created by section 5 of this act may request the drafting of not
11 more than 1 legislative measure which relates to matters within
12 the scope of the Commission. The request must be submitted to the
13 Legislative Counsel on or before September 1 preceding the
14 regular session.*

15 *2. A request made pursuant to this section must be on a form
16 prescribed by the Legislative Counsel. A legislative measure
17 requested pursuant to this section must be prefiled on or before
18 the third Wednesday in November preceding the regular session. A
19 legislative measure that is not prefiled on or before that day shall
20 be deemed withdrawn.*

21 *3. The Legislative Counsel shall not assign a number to a
22 request for the drafting of a legislative measure submitted
23 pursuant to this section to establish the priority of the request until
24 sufficient detail has been received to allow complete drafting of
25 the legislative measure.*

26 **Sec. 18.** NRS 218D.100 is hereby amended to read as follows:

27 218D.100 1. The provisions of NRS 218D.100 to 218D.220,
28 inclusive, *and section 17 of this act* apply to requests for the
29 drafting of legislative measures for a regular session.

30 2. Except as otherwise provided by a specific statute, joint rule
31 or concurrent resolution, the Legislative Counsel shall not honor a
32 request for the drafting of a legislative measure if the request:

33 (a) Exceeds the number of requests authorized by NRS
34 218D.100 to 218D.220, inclusive, *and section 17 of this act* for the
35 requester; or

36 (b) Is submitted by an authorized nonlegislative requester
37 pursuant to NRS 218D.175 to 218D.220, inclusive, *and section 17
38 of this act* but is not in a subject related to the function of the
39 requester.

40 3. The Legislative Counsel shall not:

41 (a) Assign a number to a request for the drafting of a legislative
42 measure to establish the priority of the request until sufficient detail
43 has been received to allow complete drafting of the legislative
44 measure.



1 (b) Honor a request to change the subject matter of a request for
2 the drafting of a legislative measure after it has been submitted for
3 drafting.

4 (c) Honor a request for the drafting of a legislative measure
5 which has been combined in violation of Section 17 of Article 4 of
6 the Nevada Constitution.

7 **Sec. 19.** The provisions of subsection 1 of NRS 218D.380 do
8 not apply to any provision of this act which adds or revises a
9 requirement to submit a report to the Legislature.

10 **Sec. 20.** This act becomes effective on July 1, 2017.

