

EXECUTIVE AGENCY
FISCAL NOTE

AGENCY'S ESTIMATES

Date Prepared: March 28, 2023

Agency Submitting: Department of Public Safety, Records, Communications, and Compliance

Items of Revenue or Expense, or Both	Fiscal Year 2022-23	Fiscal Year 2023-24	Fiscal Year 2024-25	Effect on Future Biennia
Total	0	0	0	0

Explanation

(Use Additional Sheets of Attachments, if required)

SB309 / BDR 15-498 is an act relating to crimes; establishing the crime of fertility fraud; creating a cause of action for a person who has suffered injury as a result of fertility fraud; providing that certain acts that constitute fertility fraud are subject to various statutory provisions relating to sex offenders; prohibiting a health care facility from taking certain actions relating to assisted reproduction; authorizing the imposition of civil penalties for certain violations committed by a health care facility; providing penalties; and providing other matters properly relating thereto.

Section 5 of this bill provides that a provider of health care who, in rendering services for assisted reproduction, knowingly implants his or her own human reproductive material in a patient without the express consent of the patient is guilty of fertility fraud. Section 6 prohibits a person from conveying to a patient false information relating to assisted reproduction, a category C felony. Section 15 of this bill revises the list of sexual offenses that require sex offender registration to include certain violations of section 5.

If this bill as introduced is enacted, NRS 179D.097 would be amended to include Fertility Fraud pursuant to paragraph (a) of subsection 1 of section 5 of this act as a new sexual offense requiring sex offender registration. The addition of this new sexual offense will cause an increase in the number of registrations and verifications needing to be processed by the Department of Public Safety, Records, Communications and Compliance Division, Sex Offender Registration Unit staff. It would also require the RCCD Nevada Offense Code (NOC) Unit staff to create 5 NOCs and 5 subtypes. However, the cumulative impact of the legislation from the 2023 session will increase the volume of NOC revisions. The RCCD may request to return to the Interim Finance Committee in the 2023-2025 biennium should workload increases necessitate additional staffing.

Name Jason Kolenut

Title ASO 3

GOVERNOR'S OFFICE OF FINANCE COMMENTS

The agency's response appears reasonable.

Date Monday, March 27, 2023

Name Amy Stephenson

Title Director