81st Nevada Legislative Session Review

Director's Office



- Assembly Policy Bills
 - AB31 Revises provisions governing the Nevada Petroleum Products Inspection Act (NDA)
 - Requires the Nevada State Board of Agriculture to adopt standards for diesel exhaust fluid, aviation fuel, petroleum heating products and provisions for storage and disposal of petroleum products.
 - Makes it unlawful for any person to prohibit any officer, agent or employee of the NDA to perform their duties as outlined in NRS 590.100.
 - Transfers the adoption of standards responsibilities from the State Sealer of Consumer Equitability to the Nevada Board of Agriculture.
 - AB34 Revises the provisions governing control of pests, noxious weeds and pesticides (NDA)
 - Requires the NDA to adopt regulations expanding the definition of weedfree to include products free of propagative parts from which a noxious weed may grow.
 - Requires that a pest control business must have a current business license in order to operate.
 - Allows for the exemption of a Nevada license to sell nursery stock via the Internet if licensed in another state.
 - Brings Nevada in line with federal EPA rules regarding certification of restricted use pesticide applicators.
 - o AB74 Revises provisions related to pesticides (NDA)
 - Requires all registered sellers of restricted use pesticides to maintain records of sales for two years after distribution and to submit a monthly report to the NDA specifying the restricted use pesticides sold during the previous month, bringing the NDA up to federal regulations.
 - o AB75 Revises provisions related to weights and measures (NDA)
 - Requires the NDA to establish "field reference standards" and "transfer standards."
 - Removes the duty to adopt requirements for open dating of food since this is better administered by health and food safety regulators.
 - o AB85 Revises provisions related to noxious weeds (Legislature)
 - Allows the State Quarantine Officer to designate a weed as noxious for certain geographic areas within the state while not applying the designation to the entire state.
 - AB399 Revises provisions related to the production and sale of eggs and egg products (Legislature)
 - Requires the NDA to inspect and certify cage-free egg production in Nevada.
 - o AB411 Makes changes to provisions regarding fuel (Legislature)

- Requires the Nevada State Board of Agriculture to adopt regulations that allow for the sale of motor vehicle fuel containing not more that 15% ethanol by volume.
- Senate Policy Bills
 - o SB34 Makes various changes related to agriculture (NDA)
 - Allows the NDA Agricultural Enforcement Officers access to the Heart and Lung Bill that other state, county, and city law enforcement officers have, increasing the NDA's ability to recruit highly qualified candidates.
 - o SB54 Revises the Nevada Board of Agriculture membership (NDA)
 - Increases the current Nevada State Board of Agriculture membership from 11 to 13 members and includes representation on the board for veterinarians, food manufacturing/processing, and supplemental nutrition.
 - This also increases the quorum needed from 6 members to 7 members.
 - SB63 Revises provisions pertaining to hemp (NDA)
 - Requires that applications as a grower/handler for hemp be submitted to the NDA on or before July 1 of any year.
 - Authorizes the NDA to revoke or refuse to issue/renew registrations of hemp growers/handlers who falsify information or fail to comply with local rules and ordinances.
 - Allows crop remediation instead of destruction for hemp testing over the allowable THC limit as long as the remediation plan is approved by the NDA.
 - o SB65 Revises provisions related to the State Department of Agriculture (NDA)
 - Changes the name of the Plant Industry Division to Plant Health and Compliance and Consumer Equitability to the Division of Measurement Standards.
 - Revises the qualifications of the State Veterinarian.
 - o SB297 Revises provisions related to agriculture (Legislature)
 - Requires the Council on Food Security to research and develop recommendations on community gardens and urban farms.
 - o SB370 Revises provisions related to food policy (Legislature)
 - Requires the NDA to establish the Home Feeds Nevada Agriculture Food Purchase Program requiring the purchase of nutritious foods from Nevada growers and producers first before purchasing similar foods from out of state and distribute it to Nevada emergency food service providers.
 - SB400 Makes various changes to certain unlawful acts relating to consumer protection (NDA)
 - Allows the State Sealer of Consumer Equitability to establish a schedule of and impose fines on persons who commit unlawful acts related to weights and measures and public weighing and advertisements of motor vehicle fuel and petroleum products.
 - o SB404 Revises provisions regarding cannabis (NDA)
 - Requires the State Sealer of Consumer Equitability to adopt and enforce regulations relating to cannabis weighing and measuring equipment.
 - Authorizes the State Sealer to establish a fee for all cannabis weighing and measuring equipment.

- SB438 Revises provisions related to agriculture (NDA)
 - Adopts adherence to federal food safety regulations under the Produce Safety Rule.
- o SB443 Makes various changes relating to agriculture (NDA)
 - Requires a sell-by date and additional information on seed coatings on seed containers.
 - Creates definitions for "complete records," "conditioning," "germination," "hard seeds," "inert matter," "mixture," "other crop seed," "prohibited noxious weed seed," "pure seed," and "restricted noxious weed seed."
- o SB454 Revises provisions relating to agriculture (NDA)
 - Changes the livestock program rerecording period from 4 years to 5 years and sets fee to \$200.
 - Allows for notices and applications to be sent or submitted electronically or in writing.
 - Authorizes the NDA to establish and collect a reasonable fee for processing a new brand or mark application, whether the application is awarded or not.
- Assembly Administrative Bills
 - AB253 Revises provisions relating to governmental administration (Legislature)
 - Allows a public body to conduct meetings using remote technology systems so people can participate without being physically present at the meeting.
 - Sets forth requirements for a public body who are conducting meetings without a physical location.
 - AB336 Requires an annual behavioral wellness visit for peace officers. (Legislature)
 - Requires the Peace Officers' Standards and Training Commission to adopt regulations establishing standards for an annual behavioral wellness visit for peace officers to aid in preserving the emotional and mental health of the peace officer and assessing conditions that may affect the performance of duties by the peace officer.
 - AB365 Revises provisions relating to governmental administration. (Legislature)
 - Requires departments to prepare and submit annual equity in the workplace reports that include employee complaints that are not unlawful but are against the public policy set forth in section 1; and any actions taken in response to such complaints. Section 1 reads as follows: The Legislature declares that it is the public policy of this State that persons employed by the State be afforded respect, dignity and equity in the workplace.
 - Reports are submitted to the Governor and Legislature.
 - AB409 Revises provisions relating to the recruitment and selection of peace officers. (Legislature)
 - Requires the Peace Officers' Standards and Training Commission to adopt regulations concerning the recruitment and selection of peace officers, which include evaluations to identify implicit bias on the part of a

peace officer on the basis of race, color, religion, national origin, physical or mental disability, sexual orientation or gender identity or expression.

- Senate Administrative Bills
 - SB51 Revises provisions relating to sex- or gender-based harassment in the Executive Department of the State Government (Legislature)
 - Sets forth the policy of the State to ensure that its employees do not engage in sex- or gender-based harassment and prohibits such employees from engaging in such behavior against another employee, an applicant for employment or any other person in the workplace. The bill requires the Department of Administration to adopt and maintain a policy for employees of the Executive Department concerning sex- or gender-based harassment. It also requires appointing authorities to provide each employee with a copy of upon hire and any subsequent updates.
 - SB212 Revises provisions relating to the use of force by peace officers (Legislature)
 - Outlines requirements for policies, training and reporting and on deescalation techniques by peace officers. The bill requires a peace officer to use de-escalation techniques and alternatives to the use of force whenever possible or appropriate and consistent with the training of the peace officer.
 - Law enforcement agencies shall adopt a written policy and provide training regarding the potential threat of serious bodily harm or death to the peace officer or others from a person who meet specified criteria.
 - SB222 Revises provisions relating to governmental administration. (Legislature)
 - Requires each state agency to collaborate with minority groups on policies and programs that affect minority groups and ensure that programs and services are accessible and inclusive. To the extent practicable, agencies are to designate a diversity and inclusion liaison. It also outlines annual meetings with the Office of Minority Health and Equity within the Department of Health and Human Services, the Nevada Commission on Minority Affairs within Business and Industry and the Office of New Americans within the Office of the Governor.
 - SB236 Makes various changes relating to public safety (Legislature)
 - Requires every law enforcement agency to establish an early warning system for the purpose of identifying peace officers employed by the law enforcement agency who display bias indicators or other problematic behaviors.
 - The bill also outlines considerations for an agency should bias indicators or problematic behaviors be identified.
 - SB318 Makes various changes relating to improving access to governmental services for persons with limited English proficiency (Legislature)
 - Requires Executive Department agencies to develop and maintain a language access plan. The bill outlines required content to be included, generally information that identifies existing services available to persons

- of limited English proficiency and recommendations for meeting the need for such services among persons served or eligible to be served by the agency. The bill also requires solicitation of public comment as part of the process and to make recommendations to the Legislature on statutory changes and funding necessary to implement.
- SB412 Makes an appropriation to the State Department of Agriculture for new laboratory equipment and maintenance contracts related to veterinary medical services. (Legislature)
 - Makes an appropriation for general funds in the amount of \$53,550 for new laboratory equipment and maintenance contracts for veterinary medical services.