

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A.B. 497

ASSEMBLY BILL NO. 497—ASSEMBLYMEN GIBBONS, LESLIE,
GIUNCHIGLIANI, BUCKLEY, MCCLAIN, ANDERSON, BROWN,
CEGAVSKE, DE BRAGA, FREEMAN, HETTRICK, HUMKE, SMITH
AND TIFFANY

MARCH 19, 2001

JOINT SPONSORS: SENATORS RAWSON AND O'DONNELL

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to anatomical gifts. (BDR 40-1210)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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

AN ACT relating to anatomical gifts; requiring the bureau of consumer protection in the office of the attorney general to establish certain programs relating to anatomical gifts; creating the anatomical gift account; requiring the department of motor vehicles and public safety to provide certain information to a holder of a driver's license or an identification card issued by the department who wishes to make an anatomical gift; and providing other matters properly relating thereto.

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

- 1 **Section 1.** Chapter 460 of NRS is hereby amended by adding thereto
2 the provisions set forth as sections 2 to 7, inclusive, of this act.
3 **Sec. 2.** *As used in sections 2 to 7, inclusive, of this act, unless the*
4 *context otherwise requires, the words and terms defined in sections 3, 4*
5 *and 5 have the meanings ascribed to them in those sections.*
6 **Sec. 3.** *“Anatomical gift” has the meaning ascribed to it in NRS*
7 *451.513.*
8 **Sec. 4.** *“Bureau” means the bureau of consumer protection in the*
9 *office of the attorney general.*
10 **Sec. 5.** *“Consumer’s advocate” means the consumer’s advocate of*
11 *the bureau of consumer protection.*
12 **Sec. 6.** *1. The bureau shall:*
13 *(a) Establish and carry out educational programs relating to*
14 *anatomical gifts;*



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1 (b) Establish and carry out local and statewide programs to
2 acknowledge publicly families of donors;

3 (c) Prepare and distribute information relating to anatomical gifts;
4 and

5 (d) If the consumer's advocate determines that there is sufficient
6 money in the anatomical gift account created by section 7 of this act, pay
7 the costs for the transplantation of an organ or tissue, including the cost
8 for any medicine required as a result of the transplantation.

9 2. As used in this section, "donor" has the meaning ascribed to it in
10 NRS 451.525.

11 **Sec. 7.** 1. The bureau may apply for and accept any gifts, grants,
12 appropriations or donations to assist the bureau in carrying out
13 programs relating to anatomical gifts.

14 2. Any money received by the bureau for programs relating to
15 anatomical gifts must be deposited in the state treasury for credit to the
16 anatomical gift account which is hereby created in the state general
17 fund. The consumer's advocate shall administer the account.

18 3. The money in the account must only be used to:

19 (a) Carry out the provisions of section 6 of this act; and

20 (b) Pay the costs, not to exceed 5 percent of the average balance of the
21 account for each fiscal year, incurred by the bureau to administer
22 programs relating to anatomical gifts.

23 4. The money in the account must:

24 (a) Be invested as money in other state accounts is invested; and


25 (b) Remain in the account and does not revert to the state general
26 fund at the end of any fiscal year.

27 5. Each claim against the account must be:

28 (a) Approved by the consumer's advocate before the claim is paid; and

29 (b) Paid as other claims against the state are paid.

30 **Sec. 8.** NRS 483.340 is hereby amended to read as follows:

31 483.340 1. The department shall , upon payment of the required fee ,
32 issue to every qualified applicant a driver's license indicating the type or
33 class of vehicles the licensee may drive. The license must bear a unique
34 number assigned to the licensee pursuant to NRS 483.345, the licensee's
35 social security number, if he has one, unless he requests that it not appear
36 on the license, the full name, date of birth, mailing address  and a brief
37 description of the licensee, and a space upon which the licensee shall write
38 his usual signature in ink immediately upon receipt of the license. A
39 license is not valid until it has been so signed by the licensee.

40 2. The department may issue a driver's license for purposes of
41 identification only for use by officers of local police and sheriffs'
42 departments, agents of the investigation division of the department while
43 engaged in special undercover investigations relating to narcotics or
44 prostitution or for other undercover investigations requiring the
45 establishment of a fictitious identity, federal agents while engaged in
46 undercover investigations, investigators employed by the attorney general
47 while engaged in undercover investigations and agents of the state gaming
48 control board while engaged in investigations pursuant to NRS 463.140.
49 An application for such a license must be made through the head of the



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1 police or sheriff's department, the chief of the investigation division, the
2 director of the appropriate federal agency, the attorney general or the
3 chairman of the state gaming control board. Such a license is exempt from
4 the fees required by NRS 483.410. The department, by regulation, shall
5 provide for the cancellation of any such driver's license upon the
6 completion of the special investigation for which it was issued.

7 3. Information pertaining to the issuance of a driver's license pursuant
8 to subsection 2 is confidential.

9 4. It is unlawful for any person to use a driver's license issued pursuant
10 to subsection 2 for any purpose other than the special investigation for
11 which it was issued.

12 5. At the time of the issuance *or renewal* of the driver's license, the
13 department shall ~~give~~ :

14 (a) *Give* the holder the opportunity to indicate on his driver's license
15 that he wishes to be a donor of all or part of his body pursuant to NRS
16 451.500 to 451.590, inclusive, or that he refuses to make an anatomical gift
17 of his body or part of his body ~~H~~ ;

18 (b) *Give the holder the opportunity to indicate whether he wishes to*
19 *donate \$1 or more to the anatomical gift account created by section 7 of*
20 *this act; and*

21 (c) *Provide to each holder who is interested in becoming a donor*
22 *information relating to anatomical gifts, including the procedure for*
23 *registration as a donor with The Living Bank International or its*
24 *successor organization.*

25 6. *If the holder wishes to make a donation to the anatomical gift*
26 *account, the department shall collect the donation and deposit the money*
27 *collected in the state treasury for credit to the anatomical gift account.*

28 7. *The department shall submit to The Living Bank International, or*
29 *its successor organization, information from the records of the*
30 *department relating to persons who have drivers' licenses that indicate*
31 *the intention of those persons to make an anatomical gift. The*
32 *department shall adopt regulations to carry out the provisions of this*
33 *subsection.*

34 **Sec. 9.** NRS 483.410 is hereby amended to read as follows:

35 483.410 1. Except as otherwise provided in subsection 6, for every
36 driver's license, including a motorcycle driver's license, issued and service
37 performed , the following fees must be charged:

38		
39	A license issued to a person 65 years of age or older.....	\$14
40	An original license issued to any other person	19
41	A renewal license issued to any other person.....	19
42	Reinstatement of a license after suspension, revocation or	
43	cancellation, except a revocation for a violation of NRS	
44	484.379 or 484.3795 or pursuant to NRS 484.384 and	
45	484.385.....	40
46	Reinstatement of a license after revocation for a violation of	
47	NRS 484.379 or 484.3795 or pursuant to NRS 484.384 and	
48	484.385.....	65



- 1 A new photograph, change of name, change of other
2 information, except address, or any combination..... 5
3 A duplicate license 14
4
- 5 2. For every motorcycle endorsement to a driver's license , a fee of \$5
6 must be charged.
- 7 3. If no other change is requested or required, the department shall not
8 charge a fee to convert the number of a license from the licensee's social
9 security number, or a number that was formulated by using the licensee's
10 social security number as a basis for the number, to a unique number that is
11 not based on the licensee's social security number.
- 12 4. The increase in fees authorized by NRS 483.347 and the fees
13 charged pursuant to NRS 483.383 and 483.415 must be paid in addition to
14 the fees charged pursuant to subsections 1 and 2.
- 15 5. A penalty of \$10 must be paid by each person renewing his license
16 after it has expired for a period of 30 days or more as provided in NRS
17 483.386 unless he is exempt pursuant to that section.
- 18 6. The department may not charge a fee for the reinstatement of a
19 driver's license that has been:
- 20 (a) Voluntarily surrendered for medical reasons; or
21 (b) Canceled pursuant to NRS 483.310.
- 22 7. All fees and penalties are payable to the administrator at the time a
23 license or a renewal license is issued.
- 24 8. Except as otherwise provided in NRS ~~483.340~~, 483.415 ~~and~~
25 ~~483.840~~, all money collected by the department pursuant to this chapter
26 must be deposited in the state treasury for credit to the motor vehicle fund.
- 27 **Sec. 10.** NRS 483.840 is hereby amended to read as follows:
- 28 483.840 1. The form of the identification cards must be similar to
29 that of drivers' licenses but distinguishable in color or otherwise.
- 30 2. Identification cards do not authorize the operation of any motor
31 vehicles.
- 32 3. Identification cards must include the following information
33 concerning the holder:
- 34 (a) The name and sample signature of the holder.
35 (b) A unique identification number assigned to the holder that is not
36 based on the holder's social security number.
37 (c) A personal description of the holder.
38 (d) The date of birth of the holder.
39 (e) The current address of the holder in this state.
40 (f) A colored photograph of the holder in full face if he is 21 years of
41 age or older, or a colored photograph in profile if he is under 21 years of
42 age.
- 43 4. At the time of the issuance of the identification card, the department
44 shall ~~give~~ **Give**:
- 45 (a) **Give** the holder the opportunity to indicate on his identification card
46 that he wishes to be a donor of all or part of his body pursuant to NRS
47 451.500 to 451.590, inclusive, or that he refuses to make an anatomical gift
48 of his body or part of his body ~~and~~ ;



1 ***(b) Give the holder the opportunity to indicate whether he wishes to***
2 ***donate \$1 or more to the anatomical gift account created by section 7 of***
3 ***this act; and***
4 ***(c) Provide to each holder who is interested in becoming a donor***
5 ***information relating to anatomical gifts, including the procedure for***
6 ***registration as a donor with The Living Bank International or its***
7 ***successor organization.***
8 ***5. If the holder wishes to make a donation to the anatomical gift***
9 ***account, the department shall collect the donation and deposit the money***
10 ***collected in the state treasury for credit to the anatomical gift account.***
11 ***6. The department shall submit to The Living Bank International, or***
12 ***its successor organization, information from the records of the***
13 ***department relating to persons who have identification cards issued by***
14 ***the department that indicate the intention of those persons to make an***
15 ***anatomical gift. The department shall adopt regulations to carry out the***
16 ***provisions of this subsection.***
17 ***7. As used in this section, "photograph" has the meaning ascribed to it***
18 ***in NRS 483.125.***
19 **Sec. 11.** This act becomes effective on July 1, 2001.

