

**Amendment No. 186**

Assembly Amendment to Assembly Bill No. 436

(BDR 32-120)

**Proposed by:** Committee on Commerce and Labor**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No

Adoption of this amendment will MAINTAIN a 2/3s majority vote requirement for final passage of AB436 (§§ 21, 22).

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend section 1, page 1, line 2, by deleting “22,” and inserting “23,”.

Amend sec. 2, page 1, line 9, by deleting “22,” and inserting “23,”.

Amend sec. 3, page 2, line 3, by deleting “22,” and inserting “23,”.

Amend sec. 17, page 5, lines 1, 3, 10 and 26, by deleting “22,” and inserting “23,”.

Amend sec. 19, page 6, lines 26, 36, 39 and 41, by deleting “22,” and inserting “23,”.

Amend sec. 19, page 7, lines 9, 15 and 18, by deleting “22,” and inserting “23,”.

Amend sec. 20, page 7, line 29, by deleting “22,” and inserting “23,”.

Amend sec. 22, page 8, lines 10, 12, 15, 19 and 23, by deleting “22,” and inserting “23,”.

Amend the bill as a whole by renumbering sections 23 through 27 as sections 24 through 28 and adding a new section designated sec. 23, following sec. 22, to read as follows:

SJC/BJE

Date: 4/8/2005

A.B. No. 436—Makes various changes regarding manufacturers of tobacco products.



*“Sec. 23. 1. If a court of competent jurisdiction finds that the provisions of sections 2 to 23, inclusive, of this act conflict and cannot be harmonized with the provisions of chapter 370A of NRS, then the provisions of chapter 370A of NRS shall be deemed to control.*

*2. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of sections 2 to 23, inclusive, of this act causes chapter 370A of NRS to no longer constitute a qualifying or model statute, as those terms are defined in the Master Settlement Agreement, then that portion of sections 2 to 23, inclusive, of this act shall be deemed to be invalid.*

*3. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of sections 2 to 23, inclusive, of this act is for any reason held to be invalid, unlawful or unconstitutional, that decision shall be deemed not to affect the validity of the remaining portions of sections 2 to 23, inclusive, of this act or any part thereof.”.*

Amend sec. 27, page 10, by deleting line 27 and inserting:

“23, 24 and 27 of this act become effective:”.

Amend sec. 27, page 10, line 33, by deleting “24” and inserting “25”.

Amend sec. 27, page 10, line 35, by deleting “23” and inserting “24”.

Amend sec. 27, page 10, line 36, by deleting “25” and inserting “26”.

Amend sec. 27, page 10, line 38, by deleting “24” and inserting “25”.