

Amendment No. 465

Senate Amendment to Senate Bill No. 491

(BDR 17-297)

Proposed by: Senate Committee on Legislative Operations and Elections**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold* is newly added transitory language.

TMC/BJE



Date: 4/17/2007

S.B. No. 491—Establishes the preferred manner of referring to persons with disabilities in Nevada Revised Statutes. (BDR 17-297)



SENATE BILL NO. 491—COMMITTEE ON LEGISLATIVE
OPERATIONS AND ELECTIONS

(ON BEHALF OF THE LEGISLATIVE COMMITTEE
ON PERSONS WITH DISABILITIES)

MARCH 26, 2007

Referred to Committee on Legislative Operations and Elections

SUMMARY—Establishes the preferred manner of referring to persons with disabilities in Nevada Revised Statutes ~~§§~~ **and the Nevada Administrative Code.** (BDR 17-297)

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 persons with disabilities; establishing the preferred manner of referring to such persons in Nevada Revised Statutes ~~§§~~ **and the Nevada Administrative Code;** and providing other matters properly relating thereto.

Legislative Counsel's Digest:

This bill establishes the preferred manner of referring to persons with disabilities in Nevada Revised Statutes ~~by requiring~~ **and the Nevada Administrative Code. This bill requires** the Legislative Counsel, to the extent practicable, to ensure that persons with physical, mental or cognitive disabilities are referred to in Nevada Revised Statutes using language that is commonly viewed as respectful and sentence structure that refers to the person before referring to his disability ~~§§~~ **, and provides that it is the policy of this State that such persons are referred to in a similar manner in the Nevada Administrative Code.**

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

Section 1. Chapter 220 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Legislative Counsel shall, to the extent practicable, ensure that persons with physical, mental or cognitive disabilities are referred to in Nevada Revised Statutes using language that is commonly viewed as respectful and sentence structure that refers to the person before referring to his disability.

2. Words and terms that are preferred for use in Nevada Revised Statutes include, without limitation, "persons with disabilities," "persons with mental

1 *illness,” “persons with mental retardation” and other words and terms that are*
2 *structured in a similar manner.*

3 *3. Words and terms that are not preferred for use in Nevada Revised*
4 *Statutes include, without limitation, “disabled,” “handicapped,” “mentally*
5 *disabled,” “mentally ill,” “mentally retarded” and other words and terms that*
6 *tend to equate the disability with the person.*

7 **Sec. 2. NRS 233B.062 is hereby amended to read as follows:**

8 233B.062 1. It is the policy of this State that every regulation of an agency
9 be made easily accessible to the public and expressed in clear and concise language.
10 To assist in carrying out this policy:

11 (a) The Attorney General must develop guidelines for drafting regulations; and

12 (b) Every permanent regulation must be incorporated, excluding any forms
13 used by the agency, any publication adopted by reference, the title, any signature
14 and other formal parts, in the Nevada Administrative Code, and every emergency or
15 temporary regulation must be distributed in the same manner as the Nevada
16 Administrative Code.

17 2. *It is the policy of this State that persons with physical, mental or*
18 *cognitive disabilities are to be referred to in the Nevada Administrative Code*
19 *using language that is commonly viewed as respectful and sentence structure that*
20 *refers to the person before referring to his disability, in the same manner as*
21 *provided in section 1 of this act for Nevada Revised Statutes.*

22 3. The Legislative Counsel shall:

23 (a) Include each permanent regulation in the Nevada Administrative Code; and

24 (b) Distribute in the same manner as the Nevada Administrative Code each
25 emergency or temporary regulation,
26 ➤ that is required to be adopted pursuant to the provisions of this chapter and
27 which is adopted by an entity other than an agency.

28 ~~3.4~~ 4. The Legislative Commission may authorize inclusion in the Nevada
29 Administrative Code of the regulations of an agency otherwise exempted from the
30 requirements of this chapter.

31 ~~Sec. 2.4~~ **Sec. 3.** The Legislative Counsel shall ~~1-11~~ :

32 1. **In** preparing the reprint and supplements to Nevada Revised Statutes in
33 2007, appropriately change any words and terms in Nevada Revised Statutes in the
34 manner that the Legislative Counsel determines necessary to conform those words
35 and terms to the provisions of section 1 of this act.

36 2. **In preparing supplements to the Nevada Administrative Code,**
37 **appropriately change any words and terms in the Nevada Administrative Code**
38 **in the manner that the Legislative Counsel determines necessary to conform**
39 **those words and terms to the provisions of subsection 2 of NRS 233B.062, as**
40 **amended by section 2 of this act.**

41 ~~Sec. 3.4~~ **Sec. 4.** This act becomes effective on July 1, 2007.