

Amendment No. 197

Assembly Amendment to Assembly Bill No. 475

(BDR 17-47)

Proposed by: Assembly Committee on Judiciary**Amends:** Summary: No 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 dashed underlining*** is newly added transitory language.

RBL/BJE



Date: 4/7/2009

A.B. No. 475—Makes various changes concerning the revision of statutes.

(BDR 17-47)



ASSEMBLY BILL NO. 475—COMMITTEE ON JUDICIARY

MARCH 19, 2009

Referred to Committee on Judiciary

SUMMARY—Makes various changes concerning the revision of statutes.
(BDR 17-47)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 the revision of statutes; clarifying the effect of changes to the organization and numbering of Nevada Revised Statutes; directing the Legislative Counsel to reorganize the traffic laws ~~and~~ ***and to revise the Nevada Revised Statutes and the Nevada Administrative Code to make the provisions gender neutral***; repealing certain obsolete definitions in the traffic laws; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the Legislative Counsel to take certain actions to keep Nevada Revised Statutes current, including renumbering sections, rearranging sections and creating new titles, chapters and sections, as well as making various other revisions. (NRS 220.120) **Section 1** of this bill clarifies that if the Legislative Counsel renumbers any section of Nevada Revised Statutes, any citation to the previous number in any document, publication, signage or other place shall be deemed to have the same meaning and legal effect as if the citation were to the new number, unless another intent is otherwise specified.

~~To facilitate the reorganization of the traffic laws required by section 4 of this bill, section 3 of this bill repeals some obsolete definitions which are no longer used in any section of the Nevada Revised Statutes.~~

Section 4 of this bill directs the Legislative Counsel to reorganize chapter 484 of NRS into several chapters by topic to make the provisions of that chapter easier to use and understand ~~and~~ ***and to similarly revise the Nevada Administrative Code***. To avoid excessive costs resulting from the reorganization, **section 4** further directs that any documents, publications, signage or other places that contain references to the old numbers not be replaced solely to change to the new numbers, but instead be changed when replacement becomes necessary for another purpose.

~~Section 2 of this bill repeals some obsolete definitions in the traffic laws which are no longer used in any section.~~

Section 5 of this bill directs the Legislative Counsel to revise the Nevada Revised Statutes and the Nevada Administrative Code so that they are gender neutral. Section 2 of this bill removes a provision that specifies that the masculine gender includes the feminine and neuter genders because that will no longer be necessary with the revision that will make the Nevada Revised Statutes gender neutral.

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

Section 1. NRS 220.120 is hereby amended to read as follows:

220.120 1. In preparing the annotations and keeping Nevada Revised Statutes current, the Legislative Counsel is authorized:

(a) To adopt such system of numbering as he deems practical.

(b) To cause the revision to be published in a number of volumes deemed convenient.

(c) To cause the volumes to be bound in loose-leaf binders of good, and so far as possible, permanent quality.

2. The pages of Nevada Revised Statutes must conform in size and printing style to the pages of the Statutes of Nevada, and roman style type must be used.

3. The Legislative Counsel shall classify and arrange the entire body of statute laws in logical order throughout the volumes, the arrangement to be such as will enable subjects of a kindred nature to be placed under one general head, with necessary cross references.

4. Notes of decisions of the Supreme Court, historical references and other material must be printed and arranged in such manner as the Legislative Counsel finds will promote the usefulness thereof.

5. The Legislative Counsel in keeping Nevada Revised Statutes current shall not alter the sense, meaning or effect of any legislative act, but may renumber sections and parts of sections thereof, change the wording of headnotes, rearrange sections, change reference numbers or words to agree with renumbered chapters or sections, substitute the word "chapter" for "article" and the like, substitute figures for written words and vice versa, change capitalization for the purpose of uniformity, correct inaccurate references to the titles of officers, the names of departments or other agencies of the State, local governments, or the Federal Government, and such other name changes as are necessary to be consistent with the laws of this state and correct manifest clerical or typographical errors.

6. The Legislative Counsel may create new titles, chapters and sections of Nevada Revised Statutes, or otherwise revise the title, chapter and sectional organization of Nevada Revised Statutes, all as may be required from time to time, to effectuate the orderly and logical arrangement of the statutes. Any new titles, chapters, sections and organizational revisions have the same force and effect as the 58 titles originally enacted and designated as the Nevada Revised Statutes pursuant to chapter 2, Statutes of Nevada 1957.

7. If the Legislative Counsel renumbers any section of Nevada Revised Statutes because the section has been moved, divided or combined with another section during the reorganization of the statutes or for any other reason, the citation to the previously assigned number in any legal document, publication, signage or in any other place shall be deemed to have the same meaning and legal effect as if the citation were to the new number, regardless of how long it has been since the new number was assigned and regardless of any revisions made to the section after the assignment of the new number, unless another intent is otherwise specified.

8. The Legislative Counsel shall assign NRS numbers to such new permanent and general laws enacted at any legislative session.

~~10-1~~ 9. The Legislative Counsel shall resolve all nonsubstantive conflicts between multiple laws enacted at any legislative session as if made by a single enactment. If multiple amendments to a single section of NRS are made during a legislative session, such amendments are all effective and must be compiled in a

manner that is consistent with the intent of the Legislature as determined by the Legislative Counsel.

~~19-1~~ 10. The Legislative Counsel shall substitute the name of any agency, officer or instrumentality of the State or of a political subdivision whose name is changed by law or to which powers, duties and responsibilities have been transferred by law, for the name which the agency, officer or instrumentality previously used or which was previously vested with the same powers and charged with the same duties and responsibilities.

Sec. 2. NRS 0.030 is hereby amended to read as follows:

0.030 1. Except as otherwise expressly provided in a particular statute or required by the context:

~~1-1~~ 1. The masculine gender includes the feminine and neuter genders.

~~2-1~~ (a) The singular number includes the plural number, and the plural includes the singular.

~~3-1~~ (b) The present tense includes the future tense.

~~4-1~~ 2. The use of a masculine noun or pronoun in conferring a benefit or imposing a duty does not exclude a female person from that benefit or duty. The use of a feminine noun or pronoun in conferring a benefit or imposing a duty does not exclude a male person from that benefit or duty.

Sec. 3. NRS 484.031 and 484.045 are hereby repealed.

Sec. 4. 1. When the next reprint of Nevada Revised Statutes is prepared by the Legislative Counsel, the Legislative Counsel shall cause the provisions of chapter 484 of NRS to be reorganized into several chapters organized by topic so that they are easier to use and understand.

2. To avoid any excessive cost, references to the previously assigned numbers of sections of chapter 484 of NRS in any legal document, publication, signage or in any other place must not be replaced to revise those references unless and until they would otherwise be replaced for some other reason.

3. In preparing supplements to the Nevada Administrative Code, the Legislative Counsel shall appropriately change any citation to any section of chapter 484 of NRS to refer to the new citation for the section and shall reorganize chapter 484 of the Nevada Administrative Code into chapters which correspond to the Nevada Revised Statutes.

Sec. 5. 1. In preparing supplements to the Nevada Revised Statutes and the Nevada Administrative Code, the Legislative Counsel shall make such changes as necessary so that the Nevada Revised Statutes and the Nevada Administrative Code are gender neutral. Such changes may include, without limitation, adding references to the feminine or masculine gender and revising other language as necessary to make the Nevada Revised Statutes and Nevada Administrative Code gender neutral.

2. To the extent that revisions are made to the Nevada Revised Statutes pursuant to subsection 1, the revisions shall be construed as nonsubstantive and it is not the intent of the Nevada Legislature to modify any existing interpretations of any statute which is so revised.

~~Sec. 4-1~~ Sec. 6. ~~The provisions of NRS 254.500 do not apply to any additional expenses of a local government that are related to the provisions of this act.~~ (Deleted by amendment.)

~~Sec. 5-1~~ Sec. 7. This act becomes effective upon passage and approval.

TEXT OF REPEALED SECTIONS

484.031 “Central business district” defined. “Central business district” means all highways within the area described as such by an ordinance of an incorporated city.

484.045 “Curb loading zone” defined. “Curb loading zone” means a space adjacent to a curb reserved for the exclusive use of vehicles during the loading or unloading of passengers or materials.