

SENATE BILL NO. 153—SENATORS HARDY AND GOICOECHEA

FEBRUARY 25, 2021

JOINT SPONSOR: ASSEMBLYWOMAN TITUS

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to the observance of time by the State of Nevada and its political subdivisions. (BDR 19-24)

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

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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 time; revising provisions governing the observance of time by the State of Nevada and its political subdivisions under certain circumstances; requiring the Governor to transmit, under certain circumstances, certain information to the President of the United States and certain members of the United States Congress relating to the observance of time by the State of Nevada; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing federal law, it is the policy of the United States to promote the adoption and observance of uniform time within prescribed standard time zones. (15 U.S.C. §§ 260 et seq.) Existing federal law also requires the annual advancement of the standard time for each zone by 1 hour commencing at 2 a.m. on the second Sunday of March and ending at 2 a.m. on the first Sunday of November, commonly referred to as daylight saving time. Under existing federal law, a state may by state law exempt itself and its political subdivisions from the provisions requiring the advancement of time and observe the prescribed standard time for the zone for the entire calendar year. However, a state is preempted from observing daylight saving time as the standard time for the entire calendar year. (15 U.S.C. § 260a) **Section 2** of this bill requires, to the extent not inconsistent with federal law or if otherwise authorized by federal law, the State of Nevada and all political subdivisions thereof to observe Pacific daylight time as the standard time for the entire calendar year. Furthermore, **section 5** of this bill provides that this requirement will become effective if and only if the State of California enacts legislation to observe Pacific daylight time as the standard time for the entire



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calendar year and such legislation is not inconsistent with or is otherwise authorized by federal law. **Section 3** of this bill exempts the State of Nevada from the provisions of federal law providing for the advancement of time between March and November of each year and instead requires that during this period the State and its political subdivisions observe Pacific standard time, thereby making Pacific standard time the standard time for the entire calendar year. Furthermore, **section 5** provides that this requirement will become effective if and only if the State of California enacts legislation to exempt that state from the requirement of advancing the time between March and November.

If the Congress of the United States is considering legislation authorizing the State of California to observe Pacific daylight time as the standard time for the entire calendar year or if the State of California has sent a public request for such authorization to Congress, **section 4** of this bill requires the Governor of the State of Nevada to send a letter to the President of the United States, the Vice President of the United States as the presiding officer of the United States Senate, the Speaker of the United States House of Representatives and each member of the Nevada Congressional Delegation requesting that Congress authorize the State of Nevada to observe Pacific daylight time as the standard time for the entire calendar year if the State of California is granted such approval. If Congress enacts legislation authorizing the State of California to observe Pacific daylight time as the standard time for the entire calendar year and the State of Nevada is not included in the legislation, **section 4** requires the Governor of the State of Nevada to send a letter to the President of the United States, the Vice President of the United States as the presiding officer of the United States Senate, the Speaker of the United States House of Representatives and each member of the Nevada Congressional Delegation requesting that Congress also enact legislation authorizing the State of Nevada to observe Pacific daylight time as the standard time for the entire calendar year.

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

Section 1. Chapter 234 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 and 3 of this act.

Sec. 2. *To the extent not inconsistent with federal law or if otherwise authorized by federal law, the State of Nevada and all political subdivisions thereof shall observe Pacific daylight time as the standard time for the entire calendar year.*

Sec. 3. 1. *The State of Nevada hereby exempts itself from the provisions of 15 U.S.C. § 260a requiring the advancement of time during the period commencing at 2 a.m. on the second Sunday of March of each year and ending at 2 a.m. on the first Sunday of November of each year, commonly known as daylight saving time.*

2. *During the period described in subsection 1, the State of Nevada and all political subdivisions thereof shall observe Pacific Standard time, the standard time applicable for the time zone in which the State is situated in accordance with the provisions of 15 U.S.C. §§ 260 et seq.*



Sec. 4. 1. If the Congress of the United States is considering legislation authorizing the State of California to observe Pacific daylight time as the standard time for the entire calendar year or if the State of California has sent a public request for such authorization to Congress, the Governor of the State of Nevada shall send a letter to the President of the United States, the Vice President of the United States as the presiding officer of the United States Senate, the Speaker of the United States House of Representatives and each member of the Nevada Congressional Delegation requesting that Congress authorize the State of Nevada to observe Pacific daylight time as the standard time for the entire calendar year if the State of California is granted such approval.

2. If the Congress of the United States enacts legislation authorizing the State of California to observe Pacific daylight time as the standard time for the entire calendar year and the State of Nevada is not included in the legislation, the Governor of the State of Nevada shall send a letter to the President of the United States, the Vice President of the United States as the presiding officer of the United States Senate, the Speaker of the United States House of Representatives and each member of the Nevada Congressional Delegation requesting that Congress also enact legislation authorizing the State of Nevada to observe Pacific daylight time as the standard time for the entire calendar year.

Sec. 5. 1. This section and section 4 of this act become effective upon passage and approval.

2. Section 2 of this act becomes effective:

(a) If and only if the State of California enacts legislation that provides for the observance of Pacific daylight time for the entire calendar year and such legislation is not inconsistent with federal law or is otherwise authorized by federal law; and

(b) On the effective date of such legislation.

3. Section 3 of this act becomes effective:

(a) If and only if the State of California enacts legislation that exempts that state from the provisions of 15 U.S.C. § 260a requiring the advancement of time during the period commencing at 2 a.m. on the second Sunday of March and ending at 2 a.m. on the first Sunday of November; and

(b) On the effective date of such legislation.

