

ASSEMBLY BILL NO. 200—ASSEMBLYMAN MCARTHUR

FEBRUARY 20, 2023

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions governing legislative measures that may be requested for a regular legislative session. (BDR 17-103)

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 the Legislature; reducing the number of legislative measures that may be requested for a regular legislative session; codifying into statute certain provisions of the Joint Standing Rules of the Senate and Assembly that authorize requests for legislative measures; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law authorizes committees, Legislators and certain other persons and entities to request the drafting of legislative measures for consideration during a regular legislative session. Existing law provides that such authorized requesters are allotted: (1) a maximum number of requests for the drafting of legislative measures; or (2) an unlimited number of requests for the drafting of legislative measures. Existing law also provides that a person designated after the general election as the Speaker of the Assembly, the Majority Leader of the Senate, the Minority Leader of the Assembly or the Minority Leader of the Senate may request the remaining number of the legislative measures allowed that were not requested before election by the previous officer in such position. (NRS 218D.150-218D.220) **Sections 1-7** of this bill reduce the maximum number of requests for the drafting of legislative measures that may be made by certain authorized requesters. **Sections 2 and 4** of this bill additionally impose a limit on the current unlimited allotments of certain authorized requesters. **Section 2** also removes the authority of the person designated after the general election as the Speaker of the Assembly, the Majority Leader of the Senate, the Minority Leader of the Assembly or the Minority Leader of the Senate to request the remaining legislative measures that were not requested before the election by the previous officer in such position. Finally, **sections 1 and 2** of this bill clarify that the requests for the drafting of legislative measures must be submitted to the Legislative Counsel.

In addition to the requests currently authorized in the Nevada Revised Statutes, subsection 1 of Rule No. 14 of the Joint Standing Rules of the Senate and



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Assembly adopted by the 82nd Legislative Session authorizes each House, from the first day of a regular legislative session until 5 p.m. on the 15th calendar day of the legislative session, to submit a maximum of 60 requests for the drafting of a bill or joint resolution. The Majority Leader of the Senate and the Speaker of the Assembly are required to allocate all, some or none of these authorized requests and provide the Legislative Counsel with a written list of the number of requests that may be submitted by each member and standing committee of their respective Houses, and by the Majority Leader and Speaker. **Section 1** of this bill codifies into statute the provisions of this Joint Standing Rule, but reduces from 60 to 30, for each House, the maximum number of such requests that may be submitted.

Paragraph (a) of subsection 1 of Rule No. 14.4 of the Joint Standing Rules of the Senate and Assembly adopted by the 82nd Legislative Session provides that, after a legislative session has convened, the Majority Leader of the Senate and the Speaker of the Assembly may each submit, on his or her own behalf or on behalf of another Legislator or standing committee of the Senate or Assembly, respectively, a maximum of 10 requests for the drafting of a bill or resolution. **Section 2** of this bill codifies into statute the provisions of this Joint Standing Rule, but reduces from 10 to 3 the maximum number of such requests that may be submitted. **Section 2** also codifies into statute a requirement of Joint Standing Rule No. 14.4 that those measures be designated as emergency measures.

Additionally, paragraph (b) of subsection 1 of Rule No. 14.4 of the Joint Standing Rules of the Senate and Assembly adopted by the 82nd Legislative Session provides that, after a legislative session has convened, the Minority Leader of the Senate and the Minority Leader of the Assembly may each submit, on his or her own behalf or on behalf of another Legislator or standing committee of the Senate or Assembly, respectively, a maximum of 3 requests for the drafting of a bill or resolution. **Section 2** codifies into statute the provisions of this Joint Standing Rule but reduces from 3 to 2 the maximum number of such requests that may be submitted. **Section 2** also codifies into statute a requirement in Joint Standing Rule No. 14.4 that those measures be designated as emergency measures.

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

Section 1. NRS 218D.150 is hereby amended to read as follows:

218D.150 1. Except as otherwise provided in this section, each:

(a) Incumbent member of the Assembly may request the drafting of:

(1) Not more than ~~4~~ 2 legislative measures submitted to the Legislative Counsel on or before August 1 preceding a regular session;

(2) Not more than ~~5~~ 3 legislative measures submitted to the Legislative Counsel after August 1 but on or before December 10 preceding a regular session; and

(3) Not more than 1 legislative measure submitted to the Legislative Counsel after a regular session has convened but on or before the eighth day of the regular session at 5 p.m.



(b) Incumbent member of the Senate may request the drafting of:

(1) Not more than ~~10~~ 5 legislative measures submitted to the Legislative Counsel on or before August 1 preceding a regular session;

(2) Not more than ~~10~~ 5 legislative measures submitted to the Legislative Counsel after August 1 but on or before December 10 preceding a regular session; and

(3) Not more than 2 legislative measures submitted to the Legislative Counsel after a regular session has convened but on or before the eighth day of the regular session at 5 p.m.

(c) Newly elected member of the Assembly may request the drafting of:

(1) Not more than ~~5~~ 3 legislative measures submitted to the Legislative Counsel on or before December 10 preceding a regular session; and

(2) Not more than 1 legislative measure submitted to the Legislative Counsel after a regular session has convened but on or before the eighth day of the regular session at 5 p.m.

(d) Newly elected member of the Senate may request the drafting of:

(1) Not more than ~~10~~ 5 legislative measures submitted to the Legislative Counsel on or before December 10 preceding a regular session; and

(2) Not more than 2 legislative measures submitted to the Legislative Counsel after a regular session has convened but on or before the eighth day of the regular session at 5 p.m.

2. Except as otherwise provided in this subsection, on or before the first day of a regular session, each:

(a) Incumbent member of the Assembly must:

(1) Prefile at least ~~4~~ 2 of the legislative measures that he or she requested pursuant to subparagraphs (1) and (2) of paragraph (a) of subsection 1; or

(2) Inform the Legislative Counsel of which ~~4~~ 2 legislative measures that he or she requested pursuant to subparagraphs (1) and (2) of paragraph (a) of subsection 1 that he or she withdraws.

➤ If an incumbent member of the Assembly does not request the maximum number of legislative measures authorized by subparagraphs (1) and (2) of paragraph (a) of subsection 1, the number of legislative measures that he or she must prefile or withdraw pursuant to this paragraph is reduced by that number of unused requests.

(b) Incumbent member of the Senate must:



(1) Prefile at least ~~18~~ 5 of the legislative measures that he or she requested pursuant to subparagraphs (1) and (2) of paragraph (b) of subsection 1; or

(2) Inform the Legislative Counsel of which ~~18~~ 5 legislative measures that he or she requested pursuant to subparagraphs (1) and (2) of paragraph (b) of subsection 1 that he or she withdraws.

➤ If an incumbent member of the Senate does not request the maximum number of legislative measures authorized by subparagraphs (1) and (2) of paragraph (b) of subsection 1, the number of legislative measures that he or she must prefile or withdraw pursuant to this paragraph is reduced by that number of unused requests.

(c) Newly elected member of the Assembly must:

(1) Prefile at least ~~12~~ 1 of the legislative measures that he or she requested pursuant to subparagraph (1) of paragraph (c) of subsection 1; or

(2) Inform the Legislative Counsel of which ~~12~~ 1 legislative ~~measures~~ *measure* that he or she requested pursuant to subparagraph (1) of paragraph (c) of subsection 1 that he or she withdraws.

➤ If a newly elected member of the Assembly does not request the maximum number of legislative measures authorized by subparagraph (1) of paragraph (c) of subsection 1, the number of legislative measures that he or she must prefile or withdraw pursuant to this paragraph is reduced by that number of unused requests.

(d) Newly elected member of the Senate must:

(1) Prefile at least ~~14~~ 2 of the legislative measures that he or she requested pursuant to subparagraph (1) of paragraph (d) of subsection 1; or

(2) Inform the Legislative Counsel of which ~~14~~ 2 legislative measures that he or she requested pursuant to subparagraph (1) of paragraph (d) of subsection 1 that he or she withdraws.

➤ If a newly elected member of the Senate does not request the maximum number of legislative measures authorized by subparagraph (1) of paragraph (d) of subsection 1, the number of legislative measures that he or she must prefile or withdraw pursuant to this paragraph is reduced by that number of unused requests.

3. A Legislator may not request the drafting of a legislative measure pursuant to subsection 1 on or after the date on which the Legislator becomes a nonreturning Legislator. For the purposes of this subsection, “nonreturning Legislator” means a Legislator who, in the year that the Legislator’s term of office expires:



(a) Has not filed a declaration of candidacy within the time allowed for filing for election as a member of the Senate or the Assembly;

(b) Has failed to win nomination as a candidate for the Senate or the Assembly at the primary election; or

(c) Has withdrawn as a candidate for the Senate or the Assembly.

4. A Legislator may not request the drafting of a legislative measure pursuant to paragraph (a) or (b) of subsection 1 on or after the date on which the Legislator files a declaration of candidacy for election to the House in which he or she is not currently a member. If the Legislator is elected to the other House, any request that he or she submitted pursuant to paragraph (a) or (b) of subsection 1 before filing his or her declaration of candidacy for election counts against the applicable limitation set forth in paragraph (c) or (d) of subsection 1 for the House in which the Legislator is a newly elected member.

5. In addition to the number of requests authorized pursuant to subsection 1:

(a) The chair of each standing committee of the immediately preceding regular session, or a person designated in the place of the chair by the Speaker of the Assembly or the Majority Leader of the Senate, may request , *by submission to the Legislative Counsel* before the date of the general election preceding a regular session , the drafting of not more than 1 legislative measure for introduction by the committee in a subject within the jurisdiction of the committee for every ~~18~~ 24 legislative measures that were referred to the respective standing committee during the immediately preceding regular session.

(b) A person designated after the general election as a chair of a standing committee for the next regular session, or a person designated in the place of a chair by the person designated as the Speaker of the Assembly or the Majority Leader of the Senate for the next regular session, may request , *by submission to the Legislative Counsel* on or before December 10 preceding that regular session , the drafting of the remaining number of the legislative measures allowed for the respective standing committee that were not requested by the previous chair or designee.

(c) Each House may request the drafting of not more than 30 legislative measures submitted to the Legislative Counsel after a regular session has convened, but not later than 5 p.m. on the 15th calendar day of the regular session. The Majority Leader of the Senate and the Speaker of the Assembly shall, not later than the 8th calendar day of each regular session, allocate all, some or none of the 30 requests and provide the Legislative Counsel with a



1 *written list of the number of requests that may be submitted by*
2 *each member and standing committee of their respective Houses,*
3 *and as Majority Leader or Speaker, within the limit provided by*
4 *this paragraph. The lists may be revised any time before the 15th*
5 *calendar day of the regular session to reallocate any unused*
6 *requests or requests which were withdrawn before drafting began*
7 *on the request.*

8 6. Each request made pursuant to this section must be on a
9 form prescribed by the Legislative Counsel.

10 **Sec. 2.** NRS 218D.155 is hereby amended to read as follows:

11 218D.155 1. In addition to the number of requests authorized
12 pursuant to NRS 218D.150:

13 (a) The Speaker of the Assembly and the Majority Leader of the
14 Senate may each request *, by submission to the Legislative Counsel*
15 *before the date of the general election preceding a regular session,*
16 ~~without limitation,~~ the drafting of not more than ~~15~~ 8 legislative
17 measures for that regular session.

18 (b) The Minority Leader of the Assembly and the Minority
19 Leader of the Senate may each request *, by submission to the*
20 *Legislative Counsel* before the date of the general election
21 preceding a regular session, ~~without limitation,~~ the drafting of not
22 more than ~~10~~ 5 legislative measures for that regular session.

23 (c) ~~[A person designated after the general election as the~~
24 ~~Speaker of the Assembly, the Majority Leader of the Senate,~~
25 ~~the Minority Leader of the Assembly or the Minority Leader of the~~
26 ~~Senate for the next regular session may request before the first day~~
27 ~~of that regular session the drafting of the remaining number of the~~
28 ~~legislative measures allowed for the respective officer that were not~~
29 ~~requested by the previous officer.]~~ *The Speaker of the Assembly*
30 *and the Majority Leader of the Senate may each request, on his or*
31 *her own behalf or on the behalf of another Legislator or standing*
32 *committee of the Assembly or Senate, by submission to the*
33 *Legislative Counsel after a regular session has convened, the*
34 *drafting of not more than 3 legislative measures for that regular*
35 *session.*

36 (d) *The Minority Leader of the Assembly and the Minority*
37 *Leader of the Senate may each request, on his or her own behalf*
38 *or on the behalf of another Legislator or standing committee of*
39 *the Assembly or Senate, by submission to the Legislative Counsel*
40 *after a regular session has convened, the drafting of not more*
41 *than 2 legislative measures for that regular session.*

42 2. A request submitted pursuant to paragraph (c) or (d) of
43 subsection 1:

44 (a) *May be submitted at any time during a regular session and*
45 *is not subject to any of the requirements relating to the submission*



1 of details, time for introduction or final dates for action by
2 committees.

3 (b) Is in addition to, and not in lieu of, any other requests for
4 the drafting of a legislative measure that are authorized to be
5 submitted to the Legislative Counsel by the Majority Leader of the
6 Senate, Speaker of the Assembly, Minority Leader of the Senate or
7 Minority Leader of the Assembly.

8 3. The list of requests for the preparation of legislative
9 measures prepared pursuant to NRS 218D.130 must include the
10 phrase "EMERGENCY REQUEST OF" and state the title of the
11 person who requested each legislative measure pursuant to
12 paragraph (c) or (d) of subsection 1. If the request was made on
13 behalf of another Legislator or a standing committee, the list must
14 also include the name of the Legislator or standing committee on
15 whose behalf the legislative measure was requested.

16 4. The Legislative Counsel shall cause to be printed on the
17 face of the introductory copy and all reprints of each legislative
18 measure requested pursuant to paragraph (c) or (d) of subsection
19 1 the phrase "EMERGENCY REQUEST OF" and state the title of
20 the person who requested the bill or resolution.

21 5. The Legislative Counsel, the General Counsel, the Secretary
22 of the Senate and the Chief Clerk of the Assembly may *each* request
23 before or during a regular session ~~[, without limitation,]~~ the drafting
24 of ~~[as many]~~ *not more than 10* legislative measures ~~[as]~~ *which* are
25 necessary or convenient for the proper exercise of their duties.

26 **Sec. 3.** NRS 218D.160 is hereby amended to read as follows:

27 218D.160 1. The Chair of the Legislative Commission may
28 request the drafting of not more than ~~[10]~~ *8* legislative measures
29 before the first day of a regular session, with the approval of the
30 Legislative Commission, which relate to the affairs of the
31 Legislature or its employees, including legislative measures
32 requested by the legislative staff.

33 2. The Chair of the Interim Finance Committee may request
34 the drafting of not more than ~~[10]~~ *5* legislative measures before the
35 first day of a regular session, with the approval of the Committee,
36 which relate to matters within the scope of the Committee.

37 3. Except as otherwise provided by a specific statute, joint rule
38 or concurrent resolution:

39 (a) Except as otherwise provided in paragraphs (b), (c) and (d), a
40 Joint Interim Standing Committee may request the drafting of not
41 more than ~~[10]~~ *5* legislative measures which relate to matters within
42 the scope of the Committee.

43 (b) The Joint Interim Standing Committee on Health and Human
44 Services may request the drafting of not more than ~~[15]~~ *8* legislative
45 measures which relate to matters within the scope of the Committee,



1 at least ~~15~~ 2 of which must relate to matters relating to child
2 welfare.

3 (c) The Joint Interim Standing Committee on the Judiciary may
4 request the drafting of not more than ~~15~~ 8 legislative measures which
5 relate to matters within the scope of the Committee, at least ~~15~~ 2 of
6 which must relate to matters relating to juvenile justice.

7 (d) The Joint Interim Standing Committee on Natural Resources
8 may request the drafting of not more than ~~14~~ 7 legislative
9 measures which relate to matters within the scope of the Committee,
10 at least ~~14~~ 2 of which must relate to matters relating to public lands
11 based on the recommendations for legislation submitted by the
12 Subcommittee on Public Lands pursuant to NRS 218E.525.

13 (e) Any legislative committee created by a statute, other than the
14 Legislative Committee on Senior Citizens, Veterans and Adults
15 With Special Needs created by NRS 218E.750 or an interim
16 legislative committee, may request the drafting of not more than
17 ~~10~~ 5 legislative measures which relate to matters within the scope
18 of the committee.

19 (f) The Legislative Committee on Senior Citizens, Veterans and
20 Adults With Special Needs created by NRS 218E.750 may request
21 the drafting of not more than ~~6~~ 3 legislative measures which relate
22 to matters within the scope of the Committee.

23 (g) Any committee or subcommittee established by an order of
24 the Legislative Commission pursuant to NRS 218E.200 may request
25 the drafting of not more than ~~5~~ 3 legislative measures which relate
26 to matters within the scope of the study or investigation, except that
27 such a committee or subcommittee may request the drafting of
28 additional legislative measures if the Legislative Commission
29 approves each additional request by a majority vote.

30 (h) Any other committee established by the Legislature which
31 conducts an interim legislative study or investigation may request
32 the drafting of not more than ~~5~~ 3 legislative measures which relate
33 to matters within the scope of the study or investigation.

34 ➤ The requests authorized pursuant to this subsection must be
35 submitted to the Legislative Counsel on or before September 1
36 preceding a regular session unless the Legislative Commission
37 authorizes submitting a request after that date.

38 4. Each request made pursuant to this section must be on a
39 form prescribed by the Legislative Counsel.

40 **Sec. 4.** NRS 218D.175 is hereby amended to read as follows:

41 218D.175 1. Except as otherwise provided in subsection 2,
42 for a regular session, the Governor or the Governor's designated
43 representative may request the drafting of not more than ~~110~~ 55
44 legislative measures which have been approved by the Governor or
45 the Governor's designated representative on behalf of the officers,



1 agencies, boards, commissions, departments and other units of the
2 Executive Department. The requests must be submitted to the
3 Legislative Counsel on or before August 1 preceding the regular
4 session.

5 2. The Governor or the Governor's designated representative
6 may request at any time before or during a regular session, without
7 limitation, the drafting of as many legislative measures as are
8 necessary to carry out the provisions of NRS 288.400 to 288.630,
9 inclusive.

10 3. The Director of the Office of Finance may request on or
11 before the 19th day of a regular session ~~[-without limitation,]~~ the
12 drafting of ~~[as many]~~ **not more than 50** legislative measures ~~[as]~~
13 **which** are necessary to implement the budget proposed by the
14 Governor and to provide for the fiscal management of the State. In
15 addition to the requests otherwise authorized pursuant to this
16 section, the Governor may request the drafting of not more than ~~[5]~~
17 **4** legislative measures on or before the 19th day of a regular session
18 to propose the Governor's legislative agenda.

19 4. For a regular session, the following constitutional officers
20 may request, without the approval of the Governor or the
21 Governor's designated representative, the drafting of not more than
22 the following numbers of legislative measures, which must be
23 submitted to the Legislative Counsel on or before September 1
24 preceding the regular session:

25

26	Lieutenant Governor.....	[3] 2
27	Secretary of State.....	[6] 4
28	State Treasurer.....	[5] 4
29	State Controller.....	[5] 4
30	Attorney General	[20] 14

31

32 5. In addition to the requests authorized by subsection 4, the
33 Secretary of State may request, without the approval of the
34 Governor or the Governor's designated representative, the drafting
35 of not more than 2 legislative measures, which must be submitted to
36 the Legislative Counsel on or before December 31 preceding the
37 regular session.

38 6. Each request made pursuant to this section must be on a
39 form prescribed by the Legislative Counsel. The legislative
40 measures requested pursuant to subsections 1 and 4 must be prefiled
41 on or before the third Wednesday in November preceding the
42 regular session. A legislative measure that is not prefiled on or
43 before that day shall be deemed withdrawn.



Sec. 5. NRS 218D.190 is hereby amended to read as follows:

218D.190 1. For a regular session, the Supreme Court may request the drafting of not more than ~~10~~ 5 legislative measures which have been approved by the Supreme Court on behalf of the Judicial Department. The requests must be submitted to the Legislative Counsel on or before September 1 preceding the regular session.

2. Each request made pursuant to this section must be on a form prescribed by the Legislative Counsel. The legislative measures requested pursuant to this section must be prefiled on or before the third Wednesday in November preceding the regular session. A legislative measure that is not prefiled on or before that day shall be deemed withdrawn.

Sec. 6. NRS 218D.205 is hereby amended to read as follows:

218D.205 1. For a regular session, each board of county commissioners, board of trustees of a school district and city council may request the drafting of not more than the numbers of legislative measures set forth in this section if the requests are:

(a) Approved by the governing body of the county, school district or city at a public hearing before their submission to the Legislative Counsel; and

(b) Submitted to the Legislative Counsel on or before September 1 preceding the regular session.

2. The Legislative Counsel shall notify the requesting county, school district or city if its request substantially duplicates a request previously submitted by another county, school district or city.

3. The board of county commissioners of a county whose population:

(a) Is 700,000 or more may request the drafting of not more than ~~4~~ 3 legislative measures for a regular session.

(b) Is 100,000 or more but less than 700,000 may request the drafting of not more than 2 legislative measures for a regular session.

(c) Is less than 100,000 may request the drafting of not more than 1 legislative measure for a regular session.

4. The board of trustees of a school district in a county whose population:

(a) Is 700,000 or more may request the drafting of not more than 2 legislative measures for a regular session.

(b) Is less than 700,000 may request the drafting of not more than 1 legislative measure for a regular session.

5. The city council of a city whose population:

(a) Is ~~500,000~~ 150,000 or more may request the drafting of not more than ~~3~~ 2 legislative measures for a regular session.



(b) ~~His 150,000 or more but less than 500,000 may request the drafting of not more than 2 legislative measures for a regular session.~~

~~—(c)~~ Is less than 150,000 may request the drafting of not more than 1 legislative measure for a regular session.

6. Each request made pursuant to this section must be on a form prescribed by the Legislative Counsel. The legislative measures requested pursuant to this section must be prefiled on or before the third Wednesday in November preceding the regular session. A legislative measure that is not prefiled on or before that day shall be deemed withdrawn.

7. As used in this section, “population” means the current population estimate for that city or county as determined and published by the Department of Taxation and the demographer employed pursuant to NRS 360.283.

Sec. 7. NRS 218D.210 is hereby amended to read as follows:

218D.210 1. For a regular session, an association of counties or cities may request the drafting of not more than ~~15~~ 4 legislative measures. The requests must be submitted to the Legislative Counsel on or before September 1 preceding the regular session.

2. Each request made pursuant to this section must be on a form prescribed by the Legislative Counsel. The legislative measures requested pursuant to this section must be prefiled on or before the third Wednesday in November preceding the regular session. A legislative measure that is not prefiled on or before that day shall be deemed withdrawn.

Sec. 8. This act becomes effective on July 1, 2023.

