

Amendment No. 32

Assembly Amendment to Assembly Bill No. 45	(BDR 18-359)
Proposed by: Assembly Committee on Health and Human Services	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

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"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

DAN/EWR



Date: 4/3/2023

A.B. No. 45—Creates a program to repay the student education loans of certain providers of health care. (BDR 18-359)



ASSEMBLY BILL NO. 45—COMMITTEE
ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE STATE TREASURER)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Health and Human Services

SUMMARY—Creates a program to repay the student education loans of certain providers of health care. (BDR 18-359)

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 health care; creating a program to repay the student education loans of certain providers of health care; prescribing the requirements to receive repayment of student education loans under the program; providing for the administration of the program; providing certain funding for the program; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires the State Treasurer to perform certain duties relating to the
2 financing of higher education, including designating a Student Loan Ombudsman and
3 administering the Nevada College Savings Trust Fund and the Millennium Scholarship Trust
4 Fund. (NRS 226.400, 226.560, 353B.320, 353B.350, 396.926) **Section 6** of this bill creates
5 the Student Loan Repayment for Providers of Health Care in Underserved Communities
6 Program to repay the student education loans of qualified providers of health care who work
7 in certain underserved communities. **Section 6** requires the State Treasurer to ensure that at
8 least 15 percent of the money available for the Program in any year is used to repay the
9 student education loans of providers of health care who commit to practicing in a county
10 whose population is less than 100,000 (currently all counties other than Clark and
11 Washoe Counties). With regard to other money available for the Program, section 6
12 requires the State Treasurer to prioritize certain providers of health care when awarding
13 repayment of student education loans under the Program. ~~[-and section]~~ **Section 8** of this bill
14 requires the State Treasurer to adopt regulations prescribing : **(1) the procedure the State
15 Treasurer will use to repay the student education loans pursuant to section 6; and (2)** the
16 manner in which ~~that~~ **such** prioritization will be implemented. **Section 7** of this bill
17 prescribes the requirements for a provider of health care to be eligible for repayment of
18 student education loans under the Program. **Section 8** requires the State Treasurer to adopt
19 regulations to prescribe certain procedures and standards relating to the Program, including:
20 (1) the procedure to apply for repayment of student education loans under the Program; (2)
21 any additional standards for eligibility to receive repayment of student education loans under
22 the Program; and (3) a methodology for determining the amount of repayment of a student
23 education loan that a provider of health care may receive. **Section 8** also authorizes the State
24 Treasurer to adopt any other regulations necessary to carry out the Program. **Sections 2-5** of

25 this bill define certain terms related to the Program. **Sections 8 and 13** of this bill provide for
 26 the confidentiality of applications to receive repayment of student education loans under the
 27 Program and the personally identifiable information of applicants. **Section 9** of this bill: (1)
 28 authorizes the State Treasurer to employ the necessary staff to administer the Program; and (2)
 29 requires the State Treasurer to post certain information about the Program on an Internet
 30 website.

31 **Section 11** of this bill requires the Student Loan Ombudsman to assist certain student
 32 loan borrowers to become aware of, qualify for and apply for the Program.

33 **Section 10** of this bill creates the Account for Student Loan Repayment for Providers of
 34 Health Care in Underserved Communities in the State General Fund to fund the Program.

35 **Section 12** of this bill requires the State Treasurer to transfer certain money from the
 36 Abandoned Property Trust Account to the Account for Student Loan Repayment for Providers
 37 of Health Care in Underserved Communities.

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

1 **Section 1.** Chapter 226 of NRS is hereby amended by adding thereto the
 2 provisions set forth as sections 2 to 10, inclusive, of this act.

3 **Sec. 2.** *As used in sections 2 to 10, inclusive, of this act, unless the context*
 4 *otherwise requires, the words and terms defined in sections 3, 4 and 5 of this act*
 5 *have the meanings ascribed to them those sections.*

6 **Sec. 3.** *“Program” means the Student Loan Repayment for Providers of*
 7 *Health Care in Underserved Communities Program created by section 6 of this*
 8 *act.*

9 **Sec. 4.** *“Provider of health care” ~~has the meaning ascribed to it in NRS~~*
 10 *~~629.031.7~~ means:*

11 1. A physician;

12 2. A physician assistant licensed pursuant to chapter 630 or 633 of NRS;

13 3. A dentist;

14 4. A licensed nurse;

15 5. A person who holds a license as an attendant or is certified as an
 16 emergency medical technician, advanced emergency medical technician or
 17 paramedic pursuant to chapter 450B of NRS;

18 6. An optometrist;

19 7. An audiologist;

20 8. A practitioner of respiratory care;

21 9. A podiatric physician;

22 10. A psychologist;

23 11. A clinical professional counselor;

24 12. A perfusionist;

25 13. A pharmacist or pharmacy technician;

26 14. An associate in social work, a social worker, a master social worker, an
 27 independent social worker or a clinical social worker licensed pursuant to
 28 chapter 641B of NRS;

29 15. A midwife; or

30 16. A provider of doula services who is enrolled with the Division of Health
 31 Care Financing and Policy of the Department of Health and Human Services to
 32 receive reimbursement through Medicaid pursuant to NRS 422.27177.

33 **Sec. 5.** *“Student education loan” has the meaning ascribed to it in NRS*
 34 *226.510.*

1 **Sec. 6. 1. The Student Loan Repayment for Providers of Health Care in**
2 **Underserved Communities Program is hereby created to repay the student**
3 **education loans of providers of health care who are eligible for the Program**
4 **pursuant to sections 7 and 8 of this act and any regulations adopted pursuant**
5 **thereto.**

6 2. The State Treasurer shall administer the Program.

7 3. In administering the Program, the State Treasurer shall:

8 (a) Ensure that persons who receive repayment of student education loans
9 are committed to providing health care services in an underserved community in
10 this State;

11 (b) ~~[[Prioritize]]~~ Ensure that at least 15 percent of money available for the
12 Program in any year be used to repay the student education loans of providers of
13 health care who commit to practicing in a county whose population is less than
14 100,000, to the extent that such providers are participating in the Program;

15 (c) With regard to money available for the Program other than money used
16 for the purpose described in paragraph (b), prioritize the repayment of student
17 education loans for providers of primary care , providers of health care who
18 commit to accepting as patients recipients of Medicaid or insurance pursuant to
19 the Children’s Health Insurance Program and other providers of health care
20 specified by ~~[regulation of] the regulations adopted by the State Treasurer ~~in~~~~
21 accordance with the regulations adopted] pursuant to section 8 of this act; and

22 ~~[[c]]~~ (d) Work collaboratively to raise awareness about the Program with
23 organizations that work with providers of health care and students studying to
24 become providers of health care, including, without limitation:

25 (1) Educational institutions in this State, including, without limitation,
26 institutions in the Nevada System of Higher Education;

27 (2) Organizations that represent medical students and other students
28 studying to become providers of health care;

29 (3) Organizations that represent providers of health care;

30 (4) Tribal governments; and

31 (5) Organizations who advocate for improved health outcomes in
32 minority communities.

33 4. As used in this section, “primary care” means the practice of family
34 medicine, pediatrics, internal medicine , psychiatry or obstetrics and gynecology.

35 **Sec. 7. A provider of health care is eligible for repayment of a student**
36 **education loan under the Program if the provider of health care:**

37 1. Is a current resident of this State;

38 2. ~~[[Graduated on or after July 31, 2023, from an institution in the Nevada~~
39 ~~System of Higher Education or another accredited institution of higher education~~
40 ~~in this State with a degree in a health related field;~~

41 ~~— 3.]~~ Is actively licensed, certified or registered in good standing to practice in
42 this State as a provider of health care; and

43 ~~[[4]]~~ 3. Commits to at least 5 years of clinical practice as a licensed, certified
44 or registered provider of health care in this State:

45 (a) In a census tract which, upon commencement of such clinical practice, is
46 designated as a qualified census tract by the United States Secretary of Housing
47 and Urban Development pursuant to 26 U.S.C. § 42(d)(5)(B)(ii);

48 (b) In a census tract which, upon commencement of such clinical practice,
49 has a high level of social vulnerability as determined according to the Social
50 Vulnerability Index developed by the Centers for Disease Control and Prevention
51 of the United States Department of Health and Human Services;

1 (c) In a community in which, according to the decennial census immediately
2 preceding the commencement of such clinical practice, at least 20 percent of
3 households were not proficient in the English language;

4 (d) On tribal lands or in a community where tribal members commonly
5 reside; ~~for~~

6 (e) In a geographic area that has been subject to historical instances of
7 redlining, segregation or other discriminatory practices on the basis of race,
8 color, religion, national origin, disability, sexual orientation, sex or gender
9 identity or expression, as determined by the State Treasurer in accordance with
10 the regulations adopted pursuant to section 8 of this act ~~17~~; or

11 (f) In a county whose population is less than 100,000.

12 **Sec. 8.** 1. A provider of health care who meets the qualifications set forth
13 in section 7 of this act and wishes to receive repayment of student education loans
14 from the Program must submit an application to the State Treasurer in the form
15 prescribed by the State Treasurer and comply with any regulations adopted
16 pursuant to subsection 2.

17 2. The State Treasurer:

18 (a) Shall adopt regulations prescribing the procedures and standards, in
19 addition to those prescribed by section 7 of this act, for determining the eligibility
20 of a provider of health care to receive repayment of a student education loan
21 from the Program.

22 (b) Shall adopt regulations establishing a methodology for determining the
23 amount of repayment of a student education loan that a provider of health care is
24 eligible to receive from the Program. That methodology must include, without
25 limitation, a sliding scale that conditions the amount a provider of health care
26 should receive from the Program on areas of specialization, type of degree and
27 average loan burden for the particular field of health care in which the provider
28 practices.

29 (c) Shall adopt regulations establishing the ~~manner~~;

30 (1) Procedure that the State Treasurer will use to carry out the provisions
31 of paragraph (b) of subsection 3 of section 6 of this act; and

32 (2) Manner in which the Program must prioritize the repayment of
33 student education loans for the providers of health care pursuant to paragraph
34 ~~(b)~~ (c) of subsection 3 of section 6 of this act.

35 (d) Shall adopt regulations prescribing the manner in which the State
36 Treasurer will determine whether a geographic area meets the requirements of
37 paragraph (e) of subsection ~~44~~ 3 of section 7 of this act.

38 (e) Shall adopt regulations prescribing the procedures for the repayment of a
39 student education loan of a provider of health care who has been found eligible
40 to receive such repayment from the Program.

41 (f) May adopt any other regulations necessary to carry out the Program.

42 3. The Program may not provide to a provider of health care more than
43 \$120,000 for the repayment of student education loans.

44 4. The application of a provider of health care for repayment of a student
45 education loan and any related personally identifiable information of the
46 applicant is confidential.

47 **Sec. 9.** The State Treasurer:

48 1. May employ such staff as the State Treasurer deems necessary to
49 administer the Program.

50 2. Shall post information about the Program, including, without limitation,
51 the requirements to be eligible to receive repayment of student education loans
52 from the Program and the procedure to apply for such repayment, on an Internet
53 website maintained by the State Treasurer.

1 **Sec. 10. 1. The Account for Student Loan Repayment for Providers of**
2 **Health Care in Underserved Communities is hereby created in the State General**
3 **Fund. The State Treasurer shall administer the Account.**

4 2. Money for the Account may be provided:

5 (a) By direct legislative appropriation;

6 (b) By transfer from another account, including, without limitation, the
7 **Abandoned Property Trust Account created by NRS 120A.620; or**

8 (c) As provided in subsection 5.

9 3. Money in the Account must be used solely:

10 (a) To administer the Account and the Program; and

11 (b) To repay the student education loans of providers of health care who
12 **have qualified for such repayment pursuant to sections 7 and 8 of this act.**

13 4. The interest and income earned on the money in the Account, after
14 **deducting any applicable charges, must be credited to the Account. Any money**
15 **remaining in the Account at the end of a fiscal year does not revert to the State**
16 **General Fund, and the balance in the Account must be carried forward to the**
17 **next fiscal year.**

18 5. The State Treasurer may apply for and accept any gift, donation, bequest,
19 **grant or other source of money for the purpose of administering the Program and**
20 **repaying the student education loans of providers of health care who have**
21 **qualified for repayment of student education loans pursuant to sections 7 and 8**
22 **of this act. The State Treasurer shall deposit any money so received into the**
23 **Account.**

24 **Sec. 11.** NRS 226.570 is hereby amended to read as follows:

25 226.570 The Student Loan Ombudsman shall:

26 1. Receive, review and attempt to resolve any complaint from a student loan
27 borrower, including, without limitation, attempting to resolve such a complaint in
28 collaboration with an institution of higher education, a student loan servicer and
29 any other person who participates in providing a student education loan.

30 2. Compile and analyze data on complaints as described in subsection 1.

31 3. Assist student loan borrowers to understand their rights and responsibilities
32 under the terms of student education loans.

33 4. Provide information to the public, governmental agencies and the
34 Legislature regarding the problems and concerns of student loan borrowers and
35 make recommendations for resolving those problems and concerns.

36 5. Analyze and monitor the development and implementation of federal, state
37 and local laws, regulations and policies relating to student loan borrowers and
38 recommend any changes the Student Loan Ombudsman deems necessary.

39 6. Review the complete history of any student education loan for any student
40 loan borrower who has provided written consent for such a review.

41 7. Disseminate information concerning the availability of the Student Loan
42 Ombudsman to assist student loan borrowers, potential student loan borrowers,
43 institutions of higher education, student loan servicers and any other persons who
44 participate in providing a student education loan, with any concerns relating to
45 student loan servicing.

46 8. **Assist student loan borrowers who are pursuing degrees in a health-**
47 **related field to become aware of, qualify for and apply for the Student Loan**
48 **Repayment for Providers of Health Care in Underserved Communities Program**
49 **created by section 6 of this act.**

50 9. Take any other actions necessary to fulfill the duties of the Student Loan
51 Ombudsman as set forth in this section.

1 **Sec. 12.** NRS 120A.620 is hereby amended to read as follows:

2 120A.620 1. There is hereby created in the State General Fund the
3 Abandoned Property Trust Account.

4 2. All money received by the Administrator under this chapter, including the
5 proceeds from the sale of abandoned property, must be deposited by the
6 Administrator in the State General Fund for credit to the Account.

7 3. Before making a deposit, the Administrator shall record the name and last
8 known address of each person appearing from the holders' reports to be entitled to
9 the abandoned property and the name and last known address of each insured
10 person or annuitant, and with respect to each policy or contract listed in the report
11 of an insurance company, its number, the name of the company and the amount
12 due. The record must be available for public inspection at all reasonable business
13 hours.

14 4. The Administrator may pay from money available in the Account:

15 (a) Any costs in connection with the sale of abandoned property.

16 (b) Any costs of mailing and publication in connection with any abandoned
17 property.

18 (c) Reasonable service charges.

19 (d) Any costs incurred in examining the records of a holder and in collecting
20 the abandoned property.

21 (e) Any valid claims filed pursuant to this chapter.

22 5. Except as otherwise provided in NRS 120A.610, by the end of each fiscal
23 year, the balance in the Account must be transferred as follows:

24 (a) The first \$7,600,000 each year must be transferred to the Millennium
25 Scholarship Trust Fund created by NRS 396.926.

26 (b) The next \$1,000,000 each year must be transferred to the Grant Matching
27 Account created by NRS 223.492.

28 (c) *The next \$5,000,000 each year must be transferred to the Account for*
29 *Student Loan Repayment for Providers of Health Care in Underserved*
30 *Communities created by section 10 of this act.*

31 (d) The remainder must be transferred to the State General Fund, but remains
32 subject to the valid claims of holders pursuant to NRS 120A.590 and owners
33 pursuant to NRS 120A.640 and any claims approved for payment by the
34 Administrator pursuant to NRS 120A.525. No such claim may be satisfied from
35 money in the Millennium Scholarship Trust Fund , ~~for~~ the Grant Matching
36 Account ~~H~~ *or the Account for Student Loan Repayment for Providers of Health*
37 *Care in Underserved Communities.*

38 6. If there is an insufficient amount of money in the Account to pay any cost
39 or charge pursuant to subsection 4 or NRS 120A.525, the State Board of Examiners
40 may, upon the application of the Administrator, authorize a temporary transfer from
41 the State General Fund to the Account of an amount necessary to pay those costs or
42 charges. The Administrator shall repay the amount of the transfer as soon as
43 sufficient money is available in the Account.

44 **Sec. 13.** NRS 239.010 is hereby amended to read as follows:

45 239.010 1. Except as otherwise provided in this section and NRS 1.4683,
46 1.4687, 1A.110, 3.2203, 41.0397, 41.071, 49.095, 49.293, 62D.420, 62D.440,
47 62E.516, 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 75A.100,
48 75A.150, 76.160, 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515,
49 87.5413, 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345,
50 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270, 116B.880,
51 118B.026, 119.260, 119.265, 119.267, 119.280, 119A.280, 119A.653, 119A.677,
52 119B.370, 119B.382, 120A.640, 120A.690, 125.130, 125B.140, 126.141, 126.161,
53 126.163, 126.730, 127.007, 127.057, 127.130, 127.140, 127.2817, 128.090,

1 130.312, 130.712, 136.050, 159.044, 159A.044, 172.075, 172.245, 176.015,
2 176.0625, 176.09129, 176.156, 176A.630, 178.39801, 178.4715, 178.5691,
3 179.495, 179A.070, 179A.165, 179D.160, 200.3771, 200.3772, 200.5095, 200.604,
4 202.3662, 205.4651, 209.392, 209.3923, 209.3925, 209.419, 209.429, 209.521,
5 211A.140, 213.010, 213.040, 213.095, 213.131, 217.105, 217.110, 217.464,
6 217.475, 218A.350, 218E.625, 218F.150, 218G.130, 218G.240, 218G.350,
7 224.240, 226.300, 228.270, 228.450, 228.495, 228.570, 231.069, 231.1473,
8 232.1369, 233.190, 237.300, 239.0105, 239.0113, 239.014, 239B.026, 239B.030,
9 239B.040, 239B.050, 239C.140, 239C.210, 239C.230, 239C.250, 239C.270,
10 239C.420, 240.007, 241.020, 241.030, 241.039, 242.105, 244.264, 244.335,
11 247.540, 247.550, 247.560, 250.087, 250.130, 250.140, 250.150, 268.095,
12 268.0978, 268.490, 268.910, 269.174, 271A.105, 281.195, 281.805, 281A.350,
13 281A.680, 281A.685, 281A.750, 281A.755, 281A.780, 284.4068, 284.4086,
14 286.110, 286.118, 287.0438, 289.025, 289.080, 289.387, 289.830, 293.4855,
15 293.5002, 293.503, 293.504, 293.558, 293.5757, 293.870, 293.906, 293.908,
16 293.910, 293B.135, 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335,
17 338.070, 338.1379, 338.1593, 338.1725, 338.1727, 348.420, 348.503, 348.506,
18 353.205, 353A.049, 353A.085, 353A.100, 353C.240, 360.240, 360.247, 360.255,
19 360.755, 361.044, 361.2242, 361.610, 365.138, 366.160, 368A.180, 370.257,
20 370.327, 372A.080, 378.290, 378.300, 379.0075, 379.008, 379.1495, 385A.830,
21 385B.100, 387.626, 387.631, 388.1455, 388.259, 388.501, 388.503, 388.513,
22 388.750, 388A.247, 388A.249, 391.033, 391.035, 391.0365, 391.120, 391.925,
23 392.029, 392.147, 392.264, 392.271, 392.315, 392.317, 392.325, 392.327, 392.335,
24 392.850, 393.045, 394.167, 394.16975, 394.1698, 394.447, 394.460, 394.465,
25 396.1415, 396.1425, 396.143, 396.159, 396.3295, 396.405, 396.525, 396.535,
26 396.9685, 398A.115, 408.3885, 408.3886, 408.3888, 408.5484, 412.153, 414.280,
27 416.070, 422.2749, 422.305, 422A.342, 422A.350, 425.400, 427A.1236, 427A.872,
28 432.028, 432.205, 432B.175, 432B.280, 432B.290, 432B.4018, 432B.407,
29 432B.430, 432B.560, 432B.5902, 432C.140, 432C.150, 433.534, 433A.360,
30 439.4941, 439.4988, 439.840, 439.914, 439A.116, 439A.124, 439B.420, 439B.754,
31 439B.760, 439B.845, 440.170, 441A.195, 441A.220, 441A.230, 442.330, 442.395,
32 442.735, 442.774, 445A.665, 445B.570, 445B.7773, 447.345, 449.209, 449.245,
33 449.4315, 449A.112, 450.140, 450B.188, 450B.805, 453.164, 453.720, 458.055,
34 458.280, 459.050, 459.3866, 459.555, 459.7056, 459.846, 463.120, 463.15993,
35 463.240, 463.3403, 463.3407, 463.790, 467.1005, 480.535, 480.545, 480.935,
36 480.940, 481.063, 481.091, 481.093, 482.170, 482.368, 482.5536, 483.340,
37 483.363, 483.575, 483.659, 483.800, 484A.469, 484B.830, 484B.833, 484E.070,
38 485.316, 501.344, 503.452, 522.040, 534A.031, 561.285, 571.160, 584.655,
39 587.877, 598.0964, 598.098, 598A.110, 598A.420, 599B.090, 603.070, 603A.210,
40 604A.303, 604A.710, 612.265, 616B.012, 616B.015, 616B.315, 616B.350,
41 618.341, 618.425, 622.238, 622.310, 623.131, 623A.137, 624.110, 624.265,
42 624.327, 625.425, 625A.185, 628.418, 628B.230, 628B.760, 629.047, 629.069,
43 630.133, 630.2671, 630.2672, 630.2673, 630.30665, 630.336, 630A.327,
44 630A.555, 631.332, 631.368, 632.121, 632.125, 632.3415, 632.3423, 632.405,
45 633.283, 633.301, 633.4715, 633.4716, 633.4717, 633.524, 634.055, 634.1303,
46 634.214, 634A.169, 634A.185, 635.111, 635.158, 636.262, 636.342, 637.085,
47 637.145, 637B.192, 637B.288, 638.087, 638.089, 639.183, 639.2485, 639.570,
48 640.075, 640.152, 640A.185, 640A.220, 640B.405, 640B.730, 640C.580,
49 640C.600, 640C.620, 640C.745, 640C.760, 640D.135, 640D.190, 640E.225,
50 640E.340, 641.090, 641.221, 641.2215, 641.325, 641A.191, 641A.217, 641A.262,
51 641B.170, 641B.281, 641B.282, 641C.455, 641C.760, 641D.260, 641D.320,
52 642.524, 643.189, 644A.870, 645.180, 645.625, 645A.050, 645A.082, 645B.060,
53 645B.092, 645C.220, 645C.225, 645D.130, 645D.135, 645G.510, 645H.320,

1 645H.330, 647.0945, 647.0947, 648.033, 648.197, 649.065, 649.067, 652.126,
2 652.228, 653.900, 654.110, 656.105, 657A.510, 661.115, 665.130, 665.133,
3 669.275, 669.285, 669A.310, 671.170, 673.450, 673.480, 675.380, 676A.340,
4 676A.370, 677.243, 678A.470, 678C.710, 678C.800, 679B.122, 679B.124,
5 679B.152, 679B.159, 679B.190, 679B.285, 679B.690, 680A.270, 681A.440,
6 681B.260, 681B.410, 681B.540, 683A.0873, 685A.077, 686A.289, 686B.170,
7 686C.306, 687A.060, 687A.115, 687B.404, 687C.010, 688C.230, 688C.480,
8 688C.490, 689A.696, 692A.117, 692C.190, 692C.3507, 692C.3536, 692C.3538,
9 692C.354, 692C.420, 693A.480, 693A.615, 696B.550, 696C.120, 703.196,
10 704B.325, 706.1725, 706A.230, 710.159, 711.600, *and section 8 of this act*,
11 sections 35, 38 and 41 of chapter 478, Statutes of Nevada 2011 and section 2 of
12 chapter 391, Statutes of Nevada 2013 and unless otherwise declared by law to be
13 confidential, all public books and public records of a governmental entity must be
14 open at all times during office hours to inspection by any person, and may be fully
15 copied or an abstract or memorandum may be prepared from those public books
16 and public records. Any such copies, abstracts or memoranda may be used to
17 supply the general public with copies, abstracts or memoranda of the records or
18 may be used in any other way to the advantage of the governmental entity or of the
19 general public. This section does not supersede or in any manner affect the federal
20 laws governing copyrights or enlarge, diminish or affect in any other manner the
21 rights of a person in any written book or record which is copyrighted pursuant to
22 federal law.

23 2. A governmental entity may not reject a book or record which is
24 copyrighted solely because it is copyrighted.

25 3. A governmental entity that has legal custody or control of a public book or
26 record shall not deny a request made pursuant to subsection 1 to inspect or copy or
27 receive a copy of a public book or record on the basis that the requested public
28 book or record contains information that is confidential if the governmental entity
29 can redact, delete, conceal or separate, including, without limitation, electronically,
30 the confidential information from the information included in the public book or
31 record that is not otherwise confidential.

32 4. If requested, a governmental entity shall provide a copy of a public record
33 in an electronic format by means of an electronic medium. Nothing in this
34 subsection requires a governmental entity to provide a copy of a public record in an
35 electronic format or by means of an electronic medium if:

36 (a) The public record:

37 (1) Was not created or prepared in an electronic format; and

38 (2) Is not available in an electronic format; or

39 (b) Providing the public record in an electronic format or by means of an
40 electronic medium would:

41 (1) Give access to proprietary software; or

42 (2) Require the production of information that is confidential and that
43 cannot be redacted, deleted, concealed or separated from information that is not
44 otherwise confidential.

45 5. An officer, employee or agent of a governmental entity who has legal
46 custody or control of a public record:

47 (a) Shall not refuse to provide a copy of that public record in the medium that
48 is requested because the officer, employee or agent has already prepared or would
49 prefer to provide the copy in a different medium.

50 (b) Except as otherwise provided in NRS 239.030, shall, upon request, prepare
51 the copy of the public record and shall not require the person who has requested the
52 copy to prepare the copy himself or herself.

53 **Sec. 14.** 1. This section becomes effective upon passage and approval.

- 1 2. Sections 1 to 13, inclusive, of this act become effective:
- 2 (a) Upon passage and approval for the purpose of adopting any regulations and
- 3 performing any other preparatory administrative tasks that are necessary to carry
- 4 out the provisions of this act; and
- 5 (b) On January 1, 2024, for all other purposes.