



2023 LEGISLATIVE REPORT

A recap of the 2023 Legislative Session including policy focus areas and member priorities.

2023 HCC Legislative Report Card



The 2023 Legislative Session has been an exciting time for your Legislative Committee. Starting with the Chamber's work with Governor Lombardo in outlining some legislative priorities and then working with the Governor and Legislators to bring meaningful legislation to fruition, the Henderson Chamber of Commerce has been the voice for small business. As is further detailed in this report, your Henderson Chamber of Commerce advocated on your behalf on a myriad of issues. We ensured that the voice of our members' businesses was heard loud and clear.

It is our privilege to ensure that the needs of businesses remain at the forefront of all legislative conversations. I cannot encourage you strongly enough to support the Henderson Chamber of Commerce's advocacy efforts. The value to your business and our Chamber is immeasurable from your support.

Please know that our work here has been a heavy lift. It could not have been accomplished without the extraordinary dedication of time, energy and resources of our Legislative Committee: Vice Chair Natalie Buckel of I Want My Two Dollars; David Edelblute of Howard & Howard; Chuck Mohler of Eagle Corporate Advisors; Katie Ryan of Dignity Health-St. Rose Dominican; and John Wightman of Rich, Wightman & Company, CPAs. The guidance, assistance and insights of the Chamber's contract lobby group, Carrara Nevada, enhanced the work of our Committee. Finally, NONE of this would have been possible but for the dedication and devotion of our Government Affairs Team – Emily Osterberg and Amy Palmeri along with the leadership of Scott Muelrath.

A handwritten signature in black ink, appearing to be 'Aviva Gordon'.

Aviva Gordon, Esq.
Legislative Committee Chair, Henderson Chamber of Commerce
Gordon Law Office





The 2023 Nevada Legislative Session has been an interesting and exciting time for the Henderson Chamber of Commerce (HCC). With my Government Affairs experience hailing from a certain state to our west (yes, I'm one of those transplants), I can honestly say this Legislative Session is like nothing I've ever experienced in my career. With only 120 days to create public policy that will affect Nevadans throughout the state, it is a fast-paced, dynamic and sometimes stressful four months.

While HCC has always been an impactful organization, our influence became even more apparent in the 2022 General Election when we endorsed Sheriff Joe Lombardo, who ultimately won the gubernatorial race. In turn, the Governor-Elect asked our President and CEO Scott Muelrath to chair his Government Reform Committee. HCC had a major role in assisting Governor Lombardo with determining his policy priorities and provided his office with insight and recommendations from a small-business perspective that were then included in some of his proposed legislation.

Governor Lombardo's victory changed the political landscape of the Nevada State Government from a one-party state to one with more checks and balances. HCC continues to be a bi-partisan organization (proven in our 2022 General Election slate of endorsed candidates that was neither red nor blue, but truly purple) and we will continue to work with elected officials across party lines to help shape pro-business public policy.

HCC's advocacy efforts would be nothing without our incredibly hard-working Legislative Committee. As of the 106th day of session, the committee has read and vetted more than 200 bills and taken positions on 131 pieces of legislation. When there is a position on a bill, we take action as needed which includes meeting with elected officials, testifying or writing letters explaining our position for the record. The committee volunteers their time and brainpower not only because their business, like yours, may be affected, but also because they genuinely care about our membership. Natalie, John, Chuck, Katie and David, your support, guidance and insight are genuinely appreciated. And to our chairwoman, Aviva Gordon, thank you for being our fearless leader and mentoring me through my first Legislative Session in Nevada.

I'd also like to thank our fantastic lobbying team, Carrara Nevada. HCC's impact in Carson City would not be possible without them. Rocky, Jenny, Isabelle and the entire team spend countless hours ensuring no bill or amendment that affects our members is missed and shepherds us on appropriate steps to take when acting on a bill. We are so grateful for your partnership.

Finally, a big thank you to our President and CEO Scott Muelrath and the HCC staff for their continuous support and encouragement, especially my partner in crime, Amy Palmeri, who is an essential part of our Government Affairs team's success.

HCC truly is a voice for small business, and I am proud to be part of it!

A handwritten signature in black ink that reads "Emily Osterberg".

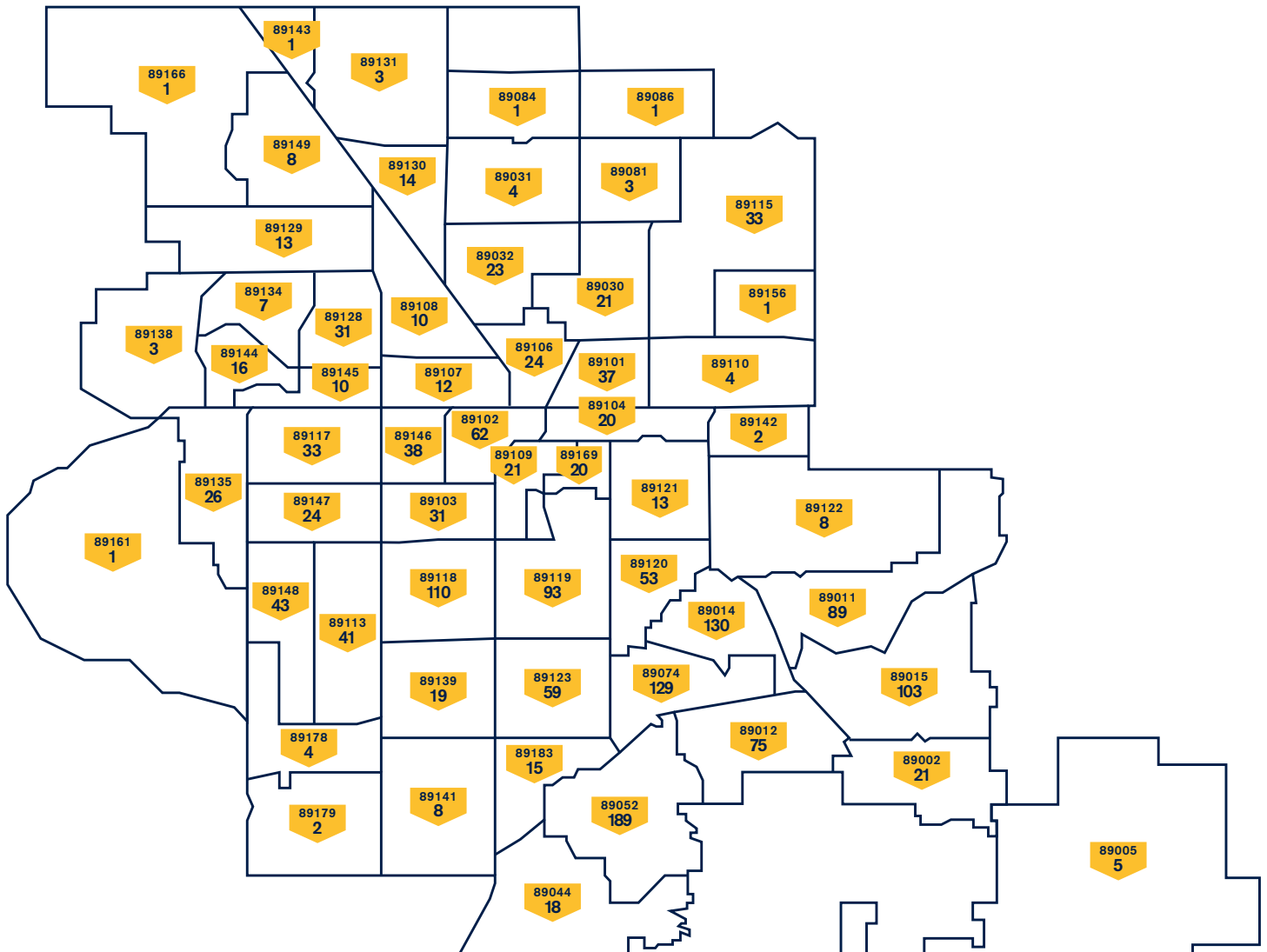
Emily Osterberg
Director of Government Affairs
Henderson Chamber of Commerce

MEMBER PRIORITIES

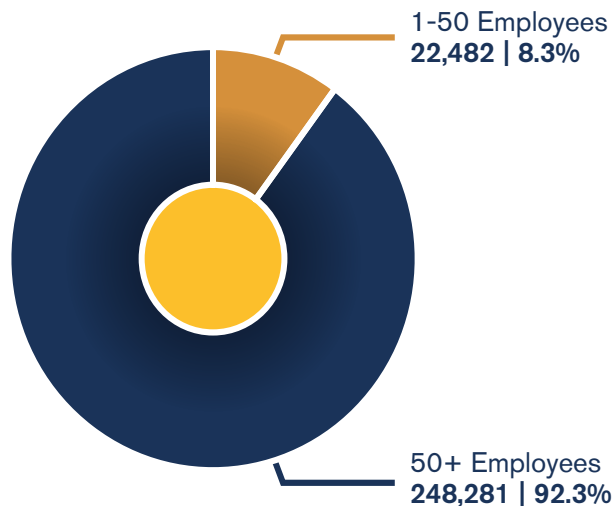
As the business voice for Nevada's second largest and one of the nation's fastest growing cities, the Henderson Chamber of Commerce (HCC) advocates on behalf of its business members for policies that foster economic growth, jobs and new opportunities, which ultimately continue to create the diverse and dynamic community we love.

Currently, the HCC represents more than 1,800-member businesses throughout Clark County. Because of HCC's varied membership, it represents businesses of all sizes, industries and stages.

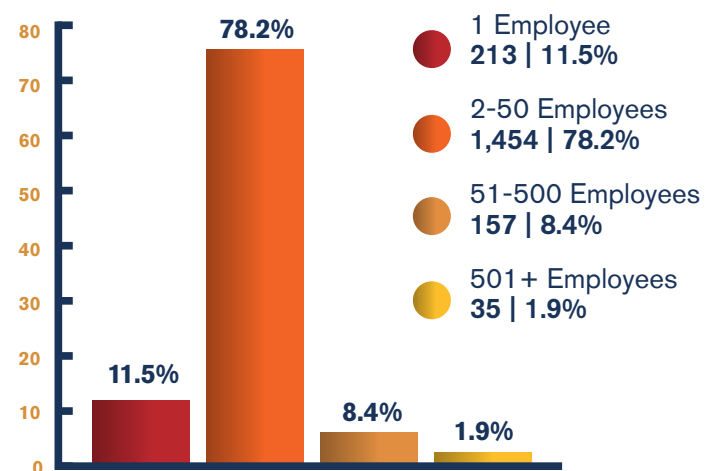
MEMBERS BY ZIP CODE



EMPLOYMENT BY SMALL AND LARGE BUSINESSES



MEMBER BUSINESS SIZE



Total employees represented by the HCC membership | **270,763**

POLICY FOCUS AREAS

Each year, surveys and focus groups take place to engage HCC members on policy issues, all of which aid in the creation of HCC's policy platform and how the organization serves as your voice in Carson City.

In supporting a pro-business climate, the HCC focuses its legislative work in the following areas:

Economic Development: Economic competitiveness through diversification, workforce development, access to capital, public-private collaboration and proper land-use policies to support a vibrant economy and ability to create an inclusive and welcoming environment for businesses.

Taxes & Regulations: Tax policies that stimulate growth, innovation, job creation and support regulations that provide businesses with certainty and flexibility.

Education & Workforce Readiness: Encourage enhanced education and skilled workforce efforts that aim to produce a well-educated, well-trained Nevada workforce for tomorrow's business needs while also supporting education measures that appeal to existing, expanding and relocating businesses.

Infrastructure & Developable Lands: Economic growth through diversification, workforce development, access to capital, public-private collaboration and proper land-use policies to support a vibrant economy and ability to create an inclusive and welcoming environment for businesses. The HCC supports projects and policies that develop and improve infrastructure in the areas of communication, energy, water and transportation as critical public assets that benefit all businesses and promote job growth and livability in Henderson.

Healthcare: Meaningful health care reform and education curriculum support aimed at addressing better health outcomes, enhance individual experience of care, reduce per capita cost of care and support quality of life measures that appeal to existing, expanding and relocating businesses.



HCC OVERVIEW AND PRIORITY BILLS

Content provided by Carrara Nevada and the Henderson Chamber of Commerce.

The 82nd Legislative Session was one of compromise and collaboration with legislators and lobbyists alike. The political flipping of the Governor's seat from a Democrat to Republican, led to a much more collaborative environment in Legislature as the Senate Democrats did not have a supermajority, meaning both houses would need to compromise with Governor Lombardo to make sure their bills were not vetoed.

Despite the split in the Executive and Legislative branches, the overwhelming majority of progressive Democrats in both houses made it difficult for pro-business interests to pass meaningful legislation. However, the hard work of the HCC Legislative team and the lobbying core in Carson City was not in vain, many of the anti-business proposed policies were outright defeated or heavily amended to alleviate the concerns of the business community. Positive strides were made in economic development across the state, providing an optimistic outlook for the future growth of our state.

The Governor was busy at the end of session, expressing his executive authority liberally (ironic), vetoing antibusiness legislation that made it through the Legislature. Outlined below are the bills the Henderson Chamber of Commerce was most closely tracking throughout the session. HCC will not be happy with every bill that passed, but the balance struck between the Executive and Legislative branches created a more business-friendly environment than in previous sessions and your lobbying team made sure that the Chamber was heavily involved in all discussions related to small businesses.

SB24 – Revises provisions relating to the Office of Small Business Advocacy within the Office of the Lieutenant Governor (PASSED) – Effective July 1, 2023.

Primary Sponsors: Committee on Government Affairs (on behalf of the Lieutenant Governor)

SB24 extends the Office of Small Business Advocacy (OSBA) sunset to July 1, 2025. The OSBA is essential to strengthening Nevada's entrepreneurial infrastructure and supporting the state's small business owners. The OSBA helps guide small business owners and educate them on their rights and responsibilities, as well as make recommendations to the state, local government agencies, and legislators. As approximately 85% of our members are small businesses, HCC understands the value of this office and sent a letter and testified in support of SB24. The bill passed the Assembly 42 to 0 and the Senate 20 to 0 with one excused.

SB181 – Revises provisions relating to economic development. (PASSED) – Effective October 1, 2023.

Primary Sponsors: Senators Julie Pazina (D-SD12), Scott Hammond (R-SD18), Jeff Stone (R-SD20), and Lisa Krasner (R-SD16)

This bipartisan legislation streamlines applications for partial tax credits by increasing the amount the Executive Director of the Office of Economic Development can approve from a maximum of \$250,000 to now \$500,000. Easing the application process will attract new business and industry into the State and support economic development, specifically for small, independently owned businesses. HCC testified in support of SB181. The bill passed the Assembly 31 to 11 and the Senate 18 to 2 with one excused.

SB259 – Revises provisions relating to alcoholic beverages. (PASSED) – Effective October 1, 2023.

Primary Sponsor: Senators Marilyn Dondero Loop (D-SD8), Nicole Cannizzaro (D-SD6), Fabian Donate (D-SD10), Dallas Harris (D-SD11), Rochelle Nguyen (D-SD3), and Julie Pazina (D-SD12)

SB259 allows wineries to sell wine at one other location in addition to its premises. It also increases the limit of the amount of wine that they are authorized to sell. As most wineries are small businesses, this bill allows them to expand in a responsible manner while easing regulations that can stifle their growth. HCC testified in support of SB259. The bill passed unanimously in both houses.

SB261 – Revises provisions relating to local governments. (PASSED) – Effective October 1, 2023.

Primary Sponsor: Senator Dina Neal (D-SD4)

SB261 requires local governments to notify chambers of commerce and associations about a proposed rule that is likely to impose a direct and significant economic burden on a business. In addition, it requires local government to hold a workshop to solicit comments if two or more chambers of commerce request it. Notifying businesses and groups, like HCC, and holding workshops when necessary will help to inform policymakers about potential negative or positive impacts, alert our membership about rules that would impact them, and is an important tool for increasing transparency in government. HCC testified in support in both the Senate and the Assembly. The bill passed unanimously in the Assembly and 20 to 1 in the Senate.

SB301 – Revises provisions governing public works. (FAILED)

Primary Sponsor: Senators Roberta Lange (D-SD7), Fabian Donate (D-SD10), and Pat Spearman (D-SD1)

SB301 would include those delivering or removing construction work to the definition of those providing services to a public work. This has an adverse consequence on the construction industry as a whole and would cause greater challenges to ensure that public projects are completed at reasonable costs and without undue delay. We oppose policies that make work within that sector more challenging and therefore submitted a letter opposing SB301. The Governor vetoed this bill and it will return in the 83rd Session.

SB305 – Provides for the establishment of a retirement savings program for private sector employees. (PASSED) – Effective July 1, 2025.

Primary Sponsors: Senators Dallas Harris (D-SD11), Pat Spearman (D-SD1), Ira Hansen (R-SD14), Dina Neal (D-SD14), Skip Daly (D-SD13), Roberta Lange (D-SD7), James Ohrenschall (D-SD21), Melanie Scheible (D-SD9), and Jeff Stone (R-SD20)

This bill would require a business with five or more employees that does not offer a retirement savings plan to take part in the Nevada Employee Savings Trust, a state-run retirement savings program, or a similar program. The legislation would task employers with additional obligations to comply with state regulations, which could be onerous and burdensome on small businesses. The disproportionate effect on small business through additional payroll and reporting obligations was so substantial that we testified in opposition to SB305. The bill passed unanimously in both houses.

SB344 – Revises provisions governing education. (FAILED)

Primary Sponsor: Senator Dina Neal (D-SD4)

SB344 would have required that employers provide as much leave as requested for a parent or guardian to attend any school meeting that is “required or encouraged.” As a school meeting can be interpreted in various ways, there would be opportunity for employees to take advantage of the requirements, leaving many employers with the difficult task of finding substitutes in a short period of time. Because of this, HCC was opposed to SB344.

SB350 – Revises provisions relating to graduate medical education. (PASSED) -Effective June 12, 2023

Primary Sponsors: Senators Julie Pazina (D-SD12), Marilyn Dondero Loop (D-SD8), Roberta Lange (D-SD7), Lisa Krasner (R-SD16), Fabian Donate (D-SD10), and Assemblyman C.H. Miller (D-AD7)

SB350 would require the Office of Science, Innovation and Technology (OSIT) in the Office of the Governor to establish the Graduate Medical Education Grant Program for the purpose of awarding competitive grants to create, expand and retain residency and fellowship programs for physicians in this State, establishing and prescribing the duties of the Advisory Council on Graduate Medical Education. HCC sent a letter of support for SB350. This bill unanimously passed the Senate and unanimously passed the Assembly with two members marked as excused. It was approved by the Governor.

SB370- Revises provisions relating to the protection of consumer information. (PASSED)-Effective March 31, 2024.

Primary Sponsors: Senators Nicole Cannizzaro (D-SD6), Rochelle Nguyen (D-SD3), Fabian Donate (D-SD10), Skip Daly (D-SD13), Dallas Harris (D-SD11), Roberta Lange (D-SD7), Dina Neal (D-SD4), Julie Pazina (D-SD12), and Melanie Scheible (D-SD9)

While this bill's intent is to protect consumer data, the amended language includes protection of biometric identifiers. This inclusion could negatively impact the business community as technology is advancing and the use of biometric identifiers is being utilized by many organizations, even small businesses. The requirements SB370 would be extremely burdensome for businesses to comply with and could potentially expose them to litigation, as it has to businesses in other states with similar legislation. Because of this HCC sent a letter of opposition. This bill passed the Assembly 33 to 8 with one excused and the Senate 13 to 8.

SB371 – Revises provisions governing local government. (FAILED)

Primary Sponsor: Senate Government Affairs Committee.

This bill would have authorized county commissioners and the governing body of incorporated cities, except where prohibited by law, to enact ordinances or measures related to affordable housing, including rent control. It would have amended existing law that allows such bodies to exercise powers necessary for effective government operations related to local concerns. HCC testified in opposition of SB371. It passed the Senate with 12 to 9 approval and the Assembly 26-14. Governor Lombardo vetoed the bill.

SB427 – Revises provisions relating to occupational safety and health. (FAILED)

Primary Sponsor: Senate Committee on Government Affairs

This bill would have required businesses to put in place certain programs and training with regard to heat illness and exposure to poor air quality. While HCC supports having safe working conditions for employees, the bill's broad language would have made it difficult for businesses to comply and would have had significant ramifications in the business community across the state. Because of this, HCC testified in opposition to SB427.

SB429 – Revises provisions governing economic development. (FAILED)

Primary Sponsor: Senate Committee on Government Affairs

SB429 would have required new and expanding businesses with 50 or more full-time employees to provide certain paid family and medical leave to employees to receive a partial tax abatement. HCC believes this would be harmful to Nevada’s economic development efforts, as it limits the ability for businesses coming to the state to apply for abatements which will deter them from coming to the state. HCC testified in opposition to SB429. This bill was vetoed by the Governor, however the language was included in amendments for SB1 of the 35th Special Session.

SB431 – Revises provisions relating to governmental administration. (PASSED) – Effective July 1, 2023.

Primary Sponsor: Senate Committee on Government Affairs (on behalf of Office of the Governor)

SB431 is part of Governor Joe Lombardo’s effort to modernize state government to better serve the citizens of Nevada. As Government Efficiency was a major focus of the white paper produced for the Governor by the Government Reform Committee, chaired by HCC President and CEO Scott Muelrath, we were pleased to see some of our recommendations included within this legislation. One example is creating the Office of Nevada Boards, Commissions and Councils Standards within the Department of Business and Industry. This would centralize and establish uniform operating protocols across 60+ state boards and commissions, making it easier for businesses, specifically new or relocating businesses, to navigate what is required of them from the State. Overall, this bill will benefit the business community and the entire State of Nevada. For these reasons, HCC President and CEO Scott Muelrath testified in support of SB431. The bill unanimously passed both houses.

SB496 – Revises provisions relating to the film industry. (FAILED)

Primary Sponsors: Senators Roberta Lange (D-SD7), Julie Pazina (D-SD12) Skip Daly (D-SD13), Pat Spearman (D-SD1), Lisa Krasner (R-SD16), and Assemblyman Cameron Miller (D-AD7)

SB496 would have created the Nevada Film Studio Infrastructure Act and provided tax credits to develop film infrastructure to create the Las Vegas Media Campus Project and Summerlin Production Studio Project. As HCC’s priorities include economic and workforce development, and the Henderson Development Authority (H.D.A.) plays an integral role in growth throughout Southern Nevada, we believed the Nevada Film Studio Infrastructure Act was an exciting opportunity to bring an industry to our state that would have provided a variety of jobs for residents. In addition to the numerous construction and development jobs that would have been needed to develop and construct the Las Vegas Media Campus Project and the Summerlin Productions Studios Project, the proposed Act would also have created permanent positions for those in the entertainment industry; and invested in future jobs by providing grants to organizations that provide education and vocational training for workforce development.

SB509 / SB1 – Revises provisions governing stadium infrastructure projects. (SB1 PASSED in Special Session)

Primary Sponsor: Senate Committee on Finance

SB509 would help to fund a ballpark should the Oakland A’s move to Las Vegas. The bill’s primary focus is on funding construction of the proposed stadium, a \$1.5 billion project. \$380 million of public funding is being requested, the bulk of which would be paid for through tax credits from the state and bonds through Clark County. The project would create thousands of jobs through constructing and operating a stadium. Additionally, a Major League Baseball team would bring increased tax revenue to the state. SB509 did not pass out of the Legislative Session, but its language was brought forward again in the form of SB1 during the 35th Special Session, the second special session called by Governor Lombardo. SB1 was amended to include language from two vetoed bills, including SB429 which HCC opposed. Amendments also changed the homelessness prevention fund to a low-income housing county fund and made changes to the community benefits agreement. HCC testified in support of SB509 and the original language of SB1, but did not testify after amendments were included. SB 1 passed the Assembly 25 to 15 with 2 excused and the Senate 13 to 8.

AB6 – Revises provisions relating to the cost of health care. (FAILED)

Primary Sponsor: Assembly Health and Human Services Committee

This bill would have established a target for the maximum growth of total health care spending for each year. Certain state agencies would have been required to develop strategies to meet this target, and insurers would have been required to report health care spending information. The Director of the Department of Health and Human Services would have been required to publish an annual report, and the Patient Protection Commission would have been required to make recommendations and hold an annual public hearing on health care spending. The bill was passed by the Assembly 28 to 14, but was never given a hearing on the Senate side.

AB11 – Revising provisions governing hospitals. (FAILED)

Primary Sponsor: Assembly Committee on Health and Human Services

AB11 would have prohibited hospitals from employing physicians. Nevada already has a shortage of physicians, and the passage of AB11 would have severely limited the ability to attract new doctors and keep current doctors in the state. For these reasons, the HCC testified in opposition to AB11. This bill was vetoed by Governor Lombardo with no further consideration.

AB98 – Revises provisions governing economic development. (PASSED) – Effective May 30, 2023.

Primary Sponsor: Assemblyman Duy Nguyen (D-AD8)

AB98 changes the name of the Governor’s Workforce Investment Board to be the Governor’s Workforce Development Board (GWDB) and expands the representation requirements to include local workforce development boards and other business representatives. AB98 also allows for greater collaboration by directing the GWDB to work with local workforce development boards and establish regional and sector partnerships. As HCC represents many small businesses, we are grateful to see this legislation bring various stakeholders together to help address critical issues. This bill passed the Assembly 41 to 0 with one excused and the Senate 20 to 0 with one excused.

AB213 – Revises provisions governing residential zoning. (PASSED) – Effective on July 1, 2023, except for the publication of applications provision, which will be effective on January 1, 2024.

Primary Sponsor: Assemblywoman Sandra Jauregui (D-AD41)

AB213 requires cities and counties to have specific processes in place regarding land use planning and development. This includes publishing on its website a list of all applications relating to land use planning for residential housing, replying to an application for land use planning within 10 days if an application is not complete and provide specific description of information needed, and responding to a completed application within 5 days. HCC recognizes the importance of efficient timelines for developers as many of our members are in construction and development. In addition, our Henderson Development Association (H.D.A.) is an integral part of various projects occurring throughout Henderson. We believe AB213 will help streamline the building process throughout the state, which will in turn encourage economic growth. It passed the Assembly 39 to 3 and the Senate 18 to 2 with one excused.

AB250 – Establishes provisions governing prescription drugs. (FAILED)

Primary Sponsors: Assemblywomen Venicia Considine (D-AD18), and Natha Anderson (D-AD30)

This bill would have regulated pharmaceutical companies to base pricing on Medicare costs. This would have had wide ranging impacts for our healthcare members, including hospitals and pharmacists, who would have been subject to civil lawsuits. These measures only add to the cost to operate these types of businesses which would be passed on to consumers and patients.

2023 HCC Legislative Report Card

Accordingly, HCC testified in opposition to AB250. This bill was vetoed by Governor Lombardo with no further consideration.

AB343 – Revises provisions relating to occupational therapy. (PASSED)– Effective January 1, 2024.

Primary Sponsor: Assemblyman C.H. Miller (D-AD7)

AB343 has Nevada join an Occupational Therapy Licensure Compact. This authorizes the Board of Occupational Licensing to issue a license by reciprocity to a person who holds a valid and unrestricted license as an occupational therapist or occupational therapist assistant in any state that is a member of the Compact. HCC is an avid supporter of easing licensing restrictions for all businesses. We believe allowing reciprocal licensing is important for our members and will help ensure that Nevada continues to be a business-friendly state for all industries. For these reasons HCC wrote a letter of support. The bill passed both houses unanimously.

AB404 – Revises provisions governing civil actions against a provider of health care for professional negligence. (PASSED) – Effective October 1, 2023 for cause of action, other effective dates found below.

AB404 was brought forward by the Assembly Judiciary Committee and was the second of the two medical malpractice proposals that were pushed by the trial attorneys. The bill increases the amount of noneconomic damages a plaintiff may recover in a civil action against a health care provider for professional negligence from \$350,000 to \$750,000, beginning January 1, 2024, and ending on January 1, 2028, when the amount reaches \$750,000. Beginning January 1, 2029, the amount increases on January 1 of each year by 2.1%. This bill passed the Assembly with 24 to 17 approval and one member excused and passed the Senate with 16 to 5. This bill has been approved by the Governor.





CHAMPIONS OF BUSINESS

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Gordon Law

Natalie Buckel (Vice Chair)
I Want My Two Dollars, LLC

David Edelbute
Howard & Howard PLLC

Chuck Mohler
Eagle Corporate Advisors

Katie Ryan
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John Wightman, CPA, CGMA
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Scott Muelrath
Henderson Chamber of Commerce

Emily Osterberg
Henderson Chamber of Commerce

Amy Palmeri
Henderson Chamber of Commerce

Rocky Finseth (Contract Lobbyist)
Carrara Nevada

Isabelle Beaumont-Frenette
(Contract Lobbyist)
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Jenny Reese (Contract Lobbyist)
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Connor Cain (Contract Lobbyist)
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