



# Office of the Governor

JIM GIBBONS  
GOVERNOR

May 23, 2009

The Honorable Barbara Buckley  
Speaker of the Assembly  
Legislative Building  
401 South Carson Street  
Carson City, NV 89701

**RE: Assembly Bill 410 of the 75<sup>th</sup> Legislative Session**

Dear Speaker Buckley,

I am herewith forwarding to you, for filing within the constitutional time limit and without my approval, Assembly Bill 410, which is entitled:

AN ACT relating to industrial insurance; allowing the provisions of certain collective bargaining agreements to supersede various statutory provisions relating to industrial insurance; and providing other matters properly relating thereto.

This bill would allow collective bargaining agreements to supersede state laws pertaining to industrial insurance. Nevada's industrial insurance laws have been developed and refined over the course of many decades and many legislative sessions.

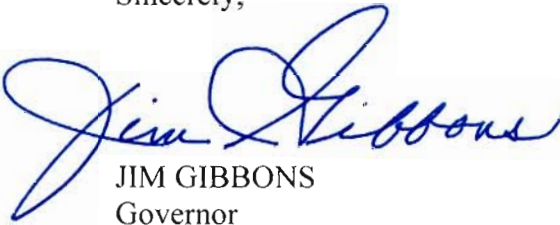
To allow collective bargaining agreements to usurp existing laws would lead to a plethora of unintended consequences, as those agreements are often written by and agreed to by individuals who are not experts in the field of industrial insurance. This bill could result in the preclusion of worker's compensation benefits for workers who are currently entitled to those benefits pursuant to state law. Additionally, this bill could cause confusion and delay in the provision of benefits due to difficulties interpreting the language of varying collective bargaining agreements. Existing law allows workers entitled to benefits to choose physicians outside an approved provider list under certain

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circumstances. This bill could severely curtail if not eliminate the ability currently afforded to workers to choose a different physician. These are examples of only some of the unintended and harmful consequences to Nevadans that would result if this bill were to unwind years of legislative efforts and become law.

For these reasons, I hereby exercise my constitutional grant of authority and veto Assembly Bill 410.

Sincerely,



JIM GIBBONS  
Governor

Enclosure

Cc: The Honorable Steven Horsford, Senate Majority Leader (without enclosure)  
The Honorable Ross Miller, Secretary of State (without enclosure)  
Susan Furlong Reil, Chief Clerk of the Assembly (without enclosure)  
Claire J. Clift, Secretary of the Senate (without enclosure)  
Brenda Erdoes, Esq., Legislative Counsel (without enclosure)