

## A COUPLE OF SURPRISES IN THE PRIMARY

By Bryan Wachter

**L**AST MONTH  
ROUGHLY 20  
PERCENT OF  
NEVADANS

participated in the 2018 Primary Election throughout Nevada. This represents nearly a twenty percent increase in the number of voters who participated over our last Primary Election and it played a significant role in which candidates are now facing off for the general election in November.

While in many cases those that advanced to the general election were candidates that had been expected to win in June, what was surprising is how, in the end, many of these races were noncompetitive.

In the weeks leading up to the June Primary, the general thought was that challenges from the progressive left would make Democratic primaries, such as the race to challenge the Republican nominee Adam Laxalt for Governor, a battle for the soul of the Democratic Party. For the first time on the ballot, Nevada had what many believed to be a viable progressive candidate capable of reaching the Governor's Mansion in Carson City. The

Clark County Commission Chairman garnered more than an 11% advantage in his race against Chris Giunchigliani, an almost 20,000 vote margin of victory. That advantage was most pronounced in Clark County, home to most of Nevada's Democratic base.

It wasn't just the Democratic primaries that saw a minority of the ideological base be driven back. In the race for Lt. Governor, between State Senator Michael Roberson and former Assemblyman Brent Jones, the race was even less close. Brent Jones, seen by many as a standard bearer of the far right, lost to Michael Roberson, often seen at odds with Mr. Jones' base of support, by more than 40,000 votes (46.24% to 18.08%). In fact, Mr. Jones garnered just more than 5% more votes than the third place finisher, "none of the above."

While the competitive nature of the primary elections belied a strong belief that 2018 might be the year of the party base, the general election should not disappoint. With Democrats guaranteed to control both houses of the Legislature, the possibility exists for one

or both of those houses to see supermajority control by the Democrat party, which makes the race for Governor more intense for those that worry what agenda would be pursued should Democratic Steve Sisolak win the governor's mansion with such a singularly controlled Legislature.

The Retail Association of Nevada will be reexamining our process for supporting candidates running for the general election in November

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## CEO's Corner

# MARY LAU, PRESIDENT/CEO

# YOUR VOTE IS IMPORTANT!

## ONCE THE PRIMARY ELECTION ENDED

members probably hoped for a bit of a respite from all the campaign rhetoric and distasteful news. It didn't take long for that hope to be dashed did it?

On June 5, 2018 the Pew Research Center published an article by two of their associates, Michael Barthel and Jeffrey Gottfried who are focusing on journalism research. The article was titled "Almost seven-in-ten American have news fatigue, more among Republicans." It highlighted that "...almost seven-in-ten Americans (68%) feel worn out by the amount of news there is these days, with only three-in-ten who say that they like the amount of news they get." This closely matched the 2016 presidential coverage for dissatisfaction.

It seems that those more fatigued are those that don't trust the media anyway. In my opinion the public is also exhausted with the negative coverage, hateful presentation of "stories" and overall bias that the media exhibits. By the way, the bias can run the gamut from progressive to ultra conservative. But polite discourse seems to have gone by the wayside, and with it the

ability to truly judge candidates by their qualifications and policies. June 5th of this year was the anniversary of George Orwell's 1984, so one could say that qualifications and policies have given way to polling and focus-group results becoming the political speak of the campaign.

Having painted this gloomy picture of motivation to vote, how does one determine who to vote for, and if the candidate of choice is truly best for the job?

To become an informed voter one must really take the time to do the research. It is very easy to ask your neighbors' choices—if you even know them—or listen to TV, read newspaper endorsements and, lest we forget, believe the mailers that crowd out the otherwise important mail that you receive; however, you are then guilty of letting someone else dictate your vote.

If you are conservative then, for example, the *Reno Gazette Journal*, or the *Reno News and Review* probably aren't your cups of tea; the *Nevada Appeal* is more balanced, but if you're progressive or left-leaning, then maybe the *Las Vegas Review Journal* won't work but the *Sun* speaks to you. Have you tried the on-line Nevada Independent? There is a lot of good information in that

publication.

If candidates are involved in a debate, that presents a chance to not only hear what is said but also watch for body language—clues that could tell you if they meant something different.

Then there is always Google! Most candidates running for office have an on-line record as it were. It can be votes, committee comments, or floor speeches (if in office) or interviews and other indicators.

Checking Facebook can also be a winner. If you really like research, then the Nevada Secretary of State website has the Contribution and Expense report, which by law is filed by all candidates. That report tells you who gave money to each candidate by name. This gives a clear picture of who the candidate's friends are.

OK, does the above paragraph appear like a background check by a worried father on his daughters first date? Probably, but don't forget voting is one of the most important civic duties we citizens have. It doesn't matter what age, millennial or baby boomer, politics enters every phase of our lives and one vote is more powerful than people often realize.

Elected officials are only held accountable when citizens vote. There is no consequence



Mary F. Lau  
RAN's President/CEO

to misrepresentation of constituents by not voting. The only person that loses is the one who doesn't take action at the polls.

Our elected officials in the three branches of government only got there because they were voted into office—the bureaucrat — well that's another story. But simply put, the bureaucracy still depends on elected officials for "marching orders" as it were.

RAN knows that our members work day and night to just keep their heads above water to run their businesses; however, good government means better business opportunities.

Please remember that when you go to the polls in November. ■

Mary Lau



# SMITH'S OPENS FIRST MARKETPLACE STORE AT SKYE CANYON SHOPPING CENTER

## Smith's Marketplace

### SMITH'S HAS OPENED A NEW \$27.3 MILLION SMITH'S

Marketplace store at Skye Canyon, 9710 W. Skye Canyon Park Drive in Las Vegas. This is the first marketplace store in Nevada and will add 275 new jobs to the area. Chris Witt, who holds over 17 years of experience in the grocery industry, will serve as Store Director.

The 125,000 square foot multi-department store offers complete grocery items, along with apparel, housewares décor,



From left to right: Adam Deiter, a Smith's Store Manager; Marsha Gilford, Smith's Regional Corporate Affairs Director; Deana Collin, Smith's Vice President of Merchandising.

toys, hardware, and small kitchen appliances; a wide assortment of natural, organic and specialty bulk foods; seasonal products and a vast selection of fresh floral choices.

Smith's dine-in food fare serves Starbucks coffee, fresh sushi, Murray's gourmet cheese, a full-service bakery featuring RubySnap cookies; a Chef Shop featuring ready-to-eat salads, entrees and vegetables; grab-and-go meals provided by Cousin's Main Lobster, Chicken Co. and Boar's Head Sandwiches to be enjoyed in the large customer

seating area. In addition, the store features a two-lane drive through pharmacy, electric car charging stations, and an on-site Smith's Fuel Center.

A Smith's store at Warm Springs Road and Durango Drive also opened replacing a longtime independent grocer. The Warm Springs location benefits from a recent investment in technology by Smith's. Customers can use scanners or a cellphone app to scan and bag products to check out faster. The marketplace and other local Smith's stores should receive the technology next year.

A specially commissioned art mural, designed by local artist Joseph Watson, hangs in the store's window-spanned dining area, and portrays the combination of warmth, depth and natural beauty featuring a beautiful layered landscape the Nevada desert.

Las Vegas customers will have the opportunity to order from more than 40,000 items online or with their mobile device and choose to pick up their order curbside or select home delivery on the same day using ClickList. Special order pick-up parking is in a specially marked area of the store.

As part of the company's bold Zero Hunger | Zero Waste initiative, Smith's has implemented energy reducing technology through heating,

cooling, water, and lighting. Freezers and coolers are lit with more efficient LED lights. Smith's diverts waste from landfills by reducing packaging design, recycling plastic, or donating safe, perishable foods to Three Square Food Bank. During construction Smith's required the builder to recycle 90% of the project's total non-hazardous waste such as scrap wood, metal, cardboard, concrete brick, and plastic.

To celebrate the grand opening, Smith's will donate \$10,000 to the USO Las Vegas for its annual Red, White and Blue BBQ. USO Las Vegas serves America's military service members by keeping them connected to family, home, and country, throughout their service to the nation. In addition, Smith's will donate \$10,000 to Project 150, a local nonprofit that provides basic needs and supports homeless high school students in southern Nevada.

Both stores will be open from 6 a.m. to midnight. Hours for the in-store pharmacies will vary.

Smith's Food & Drug Stores is a division of the Kroger Co. (NYSE:KR), one of the nation's largest retail grocers. Today Smith's operates 142 stores in seven western states including 46 in Nevada. For more information please visit [www.smithsfoodanddrug.com](http://www.smithsfoodanddrug.com).



# WALGREENS MARKS AVAILABILITY OF 1,000 SAFE MEDICATION DISPOSAL KIOSKS NATIONWIDE

## WALGREENS ANNOUNCED IT HAS REACHED

1,000 safe medication disposal kiosk installations at its drugstores nationwide. Joining company officials to mark the 1000th kiosk milestone at one of its Las Vegas stores was Governor Brian Sandoval of Nevada, where Walgreens has expanded its safe medication disposal kiosks this year to 12 drugstores throughout Nevada.

The first-of-its-kind program to allow for safe medication disposal in a drugstore setting allows individuals to safely and conveniently dispose of their unwanted, unused or expired prescriptions, including controlled substances, and over-the-counter medications, year-round at no cost.

The kiosks are available during regular pharmacy hours and offer one of the best ways to ensure medications are not accidentally used or intentionally misused by someone else.

"As we mark the installation of 1,000 safe

medication disposal kiosks in our drugstores, we are truly inspired by the response to the program from communities around the country," said Richard Ashworth, Walgreens president of operations.

"We are proud to provide a solution to get unwanted medications out of home medicine cabinets and avoid landfills while we continue to expand the program to address a real health crisis facing the country."

Governor Sandoval praised the kiosks pointing out that Nevada loses one person a day to the drug overdoses.

Walgreens safe medication disposal program has collected and safely disposed of more than 270 tons of medications, or the equivalent of about 150 cars, since the launch of the program in 2016.

The program makes the disposal of medications — including opioids and other controlled substances — easier and more convenient while helping to reduce the misuse of medications and the rise in overdose deaths.

Last fall, the company announced its partnership



**Governor Brian Sandoval praises the kiosk to Richard Ashworth, Walgreens president of operations.**

with leading health care organizations AmerisourceBergen, Pfizer and Prime Therapeutics to expand the availability of safe medication disposal kiosks to approximately 1,500 Walgreens stores nationwide.

To learn more about safe medication disposal efforts visit **Walgreens.com/ combatdrugabuse.** ■

### **These are all the Nevada locations:**

- 5011 E Sahara Ave. Las Vegas, NV 89142
- 1701 N Green Valley Pkwy. Henderson, NV 89074
- 6865 W Tropicana Ave. Las Vegas, NV 89103

- 7599 W Lake Mead Blvd. Las Vegas, NV 89128
- 1445 W Craig Rd. N Las Vegas, NV 89032
- 2389 E Windmill Ln. Las Vegas, NV 89123
- 9415 W Desert Inn Rd. Las Vegas, NV 89117
- 8500 W Cheyenne Ave. Las Vegas, NV 89129
- 4470 E Bonanza Rd. Las Vegas, NV 89110
- 4905 W Tropicana Ave. Las Vegas, NV 89103
- 1180 E Flamingo Rd. Las Vegas, NV 89119
- 750 N Virginia St. Reno, NV 89501



# ELECTION EFFECTS ON RETAIL

By Andy Peterson

**T**HERE ARE TWICE AS MANY NEVADA JOBS SUPPORTED

by retail, as there are slot machines in Las Vegas. This amounts to 371,642 jobs supported by retail in 31,028 retail establishments, with an economic impact of \$23.3 billion in Nevada according to the National Retail Federation (NRF).

Retail is a big deal in Nevada. It's no wonder then that the Retail Association of Nevada is

paying attention to what is happening in our upcoming election.

The outcome likely will have effects on the future of the industry in both subtle and not so subtle ways. These include, but are not limited to tax rates, regulations, and the education of our children.

Unfortunately, it is sometimes difficult to see and measure the impacts of poor governmental decisions until it is too late.

Worse, tax increases, regulatory changes,

and the challenges of education that prove ineffective or harmful, once established by law, are often times left for years before they can be readjusted or eliminated.

This is due to the aforementioned political oversight of government rather than common sense and competitive pressures — which tend to punish poorly run companies leaving only the best-run companies to grow and thrive. We need good government

***"Our goal is to make sure both the number of retail establishments, and jobs they support, increase due to bad laws being eliminated and good laws being passed."***

in order to run our businesses efficiently.

To be sure, those elected to office do their best. Those in public service should be commended, most serve unnoticed on a school board, a county commission, or in the state legislature. They are as anonymous as any non-elected citizen when they visit their local grocery store. Certainly, they don't serve for

money or fame.

Yet, it is important we —members of the Retail Association of Nevada— build solid relationships with our potential elected officials. We want them to be wise in their decision-making processes and to be successful in their elected positions.

To this end we've been monitoring the election, encouraging candidates, and making sure we have a solid relationship with both those who almost get elected and with

those who do get elected.

There is a short five months between the June primary and

the November general election. Once the dust settles in mid-November we need to know the general orientation of the elected victor and we will need to have built a relationship with him or her by the time they take their seat.

This is important because once the legislative session starts laws passed have good and bad consequences for the 31,028 Nevada



Andy Peterson

retail establishments and 371,642 jobs they support.

Our goal is to make sure both the number of retail establishments, and jobs they support, increase due to bad laws being eliminated and good laws being passed. Investing time and energy throughout all phases of the election cycle helps us build the relationships we need to be active participants in the eventual law-making process.

We love slot machines. They've helped make Nevada great. But we love retail more — they provide more jobs than any other commercial sector of our economy. ■



# Nevada Notes

## LAWSUIT FILED AGAINST MESQUITE SMOKING BAN

A lawsuit was filed in Clark County District Court seeking an injunction against a ballot initiative petition that would outlaw smoking in casinos, private apartments and townhomes, and other outdoor areas in Mesquite.

The plaintiffs in the Complaint include Mesquite Gaming LLC, Rancho Mesquite Casino Inc., and six individuals, all of whom list Mesquite as their home. The defendants include the Mesquite Citizens' Initiative for Clean Indoor Air, Mesquite City Council and City Clerk, and the Clark County Registrar of Voters.

A second document "Plaintiffs' Memorandum (Memo) of Points and Authorities in Support of Complaint for Declaratory and Injunctive Relief" was also filed in the same court that further spells out the deficiencies in the Initiative for Clean Indoor Air petition.

The Complaint "challenges the initiative petition identified by the title Mesquite Citizens' Clean Indoor Air Initiative or Mesquite Clean Indoor Air Ordinance petition. The Petition is legally invalid because its mandatory Description of Effect is defective as it is incomplete

and misleading. Plaintiffs respectfully request that this Court grant declaratory relief and rule that the Petition is invalid."

The committee also acted in an official capacity in April when it submitted the petition to the Mesquite City Clerk even though it had not been properly registered with the state. The political action committee has not filed any contribution and expense reports with the Secretary of State which are due by January 1 of each year. Primarily, that makes it impossible to determine where contributions funding the considerable expenses of the committee come from.

*Mesquite Local News Editor's Note: While RAN is not involved in any of these activities, staff will be monitoring the situation and keeping you informed.*

## KEEPING EMPLOYEES SAFE IN THE WORKPLACE THROUGH TECHNOLOGY

In today's chaotic society, it is important for businesses to face the issues of workplace and employee safety to avoid any unnecessary incidents. Companies should stay up-to-date on their current security systems to avoid security breaches and provide a plan

for a faster reaction time from employees during an emergency.

The most simplistic form of security in the workplace has always been the "lock-and-key" concept. Unlike a traditional door lock, using a key fob will increase security and make it more difficult for locks to be compromised, copied or altered. An intruder can easily copy a traditional key, giving them access to an entire office.

Security cameras are one of the oldest forms of workplace security. Businesses should consider increasing safety measures by not only placing cameras inside the building, but also in company parking lots and outside of the office building entrances. Security cameras are the ideal feature to implement on a tight budget, and are currently the most affordable option for workplace security.

A set of quality cameras is appropriate for a small office and would only cost around \$200. Security cameras come in a variety of different models, shapes and sizes that may affect the price.

*Las Vegas Business Press*

## SHOPPERS SQUARE HITS ON NEW NAME

In preparation for a \$34 million remodel, owners of Shoppers Square have

settled on a new name: Reno Public Market.

The renovation would take place over the next few years and involves peeling away layers of the mall's facade, moving tenants, building out a large barn shaped food court with glass roof and changing signage and the parking area.

The new name comes from their vision of a multitenant "greenhouse" gathering area focused on food and drink.

Owners were not able to reveal information about the brewery-distillery and organic grocery store they're leasing space to in RPM.

*RGJ*

## APRIL SEES FOURTH CONSECUTIVE ANNUAL DECLINE IN INITIAL CLAIMS ACTIVITY

Initial claims for unemployment insurance claims totaled just over 9,980 in April, up 640 claims compared to March. Initial claims decreased 5.1 percent year-over-year, continuing the downward trend observed in each month of 2017.

"April's initial claims for unemployment insurance held relatively steady. With a reading of 9,980, claims are up nearly seven percent

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# National Notes

## NRF PROTECT 2018

In a session titled Retail to the Rescue, a 2-minute video showcased how retailers came together during the 2017 hurricane season. Since the video was so moving and impactful, we wanted to share it with broader retail and loss prevention community who didn't have the opportunity to see it live on our keynote stage.

To view the video, please cut and paste the link below:

<https://www.youtube.com/watch?v=Xh8B-gNTQ1E&feature=youtu.be>

## MAY RETAIL SALES INCREASED 5.6 PERCENT OVER LAST YEAR

May retail sales increased 0.7 percent seasonally adjusted over April and 5.6 percent unadjusted year-over-year as a growing economy prompted consumers to continue to spend, the National Retail Federation said today. The numbers exclude automobiles, gasoline stations and restaurants.

"The economy is looking strong and households have a solid financial foundation on which to base their spending," NRF Chief Economist Jack Kleinhenz said, noting increased take-home pay thanks in part to

tax cuts, unemployment at a long-time low and good availability of consumer credit.

Online and other non-store sales were up 9.1 percent year-over-year and up 0.1 percent over April seasonally adjusted.

Clothing and clothing accessory stores were up 8.2 percent year-over-year and up 1.3 percent from April seasonally adjusted.

Building materials and garden supply stores were up 5.3 percent year-over-year and up 2.4 percent from April seasonally adjusted.

Grocery and beverage stores were up 4.4 percent year-over-year and unchanged from April.

Furniture and home furnishings stores were up 4.2 percent year-over-year but down 2.4 percent from April seasonally adjusted.

Sporting goods stores were down 0.5 percent year-over-year and down 1.1 percent from April seasonally adjusted.

NRF

## AT&T DEAL SETS UP COMPETITION

AT&T's green light to seal its \$85.4 billion deal for Time Warner is expected to kick off a new wave of video-streaming services seeking to battle Netflix.

Consumers won't have to wait long to see results

from the No. 2 wireless company and owner of DirecTV adding Turner, HBO and Warner Bros. to its stable.

AT&T will launch Watch TV, an ad-supported video service that's free for its unlimited wireless subscribers and \$15 for other consumers. The entertainment-centric service will have Turner channels and no sports.

A look at some of the possibilities:

● AT&T: In addition to Watch TV, AT&T will likely look for ways to expand the reach of DirecTV Now. And it could even launch a targeted sports service, said Joel Espelien, an analyst with Plano, Texas-based research firm The Diffusion Group. Earlier this year,

Turner announced plans to include pay-per-view of live games in progress as part of its Bleacher Report Live service in the upcoming NBA season.

USA TODAY

## HOW TO CONNECT WITH GEN Z

While Millennials are often dubbed digital natives, today's teens are truly the first generation of consumers to grow up in an entirely post-digital era. They have never known a world without smart-phones and instant access to information at their fingertips.

For Generation Z, which we call the Pivotal Generation, the digital realm is as important to daily life as oxygen.

As a result, the modern market is now dependent on constant communication: a two-way conversation between brands and consumers.

Though this aspect of marketing did not even exist during Baby Boomer years, if a brand doesn't have a responsive online presence in today's world, does it even exist? Not to Gen Z.

While all generations are active on at least one social platform, our research at Futurecast found Pivotal to be the top users of YouTube, Instagram, Twitter, Snapchat, Tumblr, Kik, Periscope and even Tinder.

Our research found Gen Z uses a detailed ecosystem of rules and guidelines when it comes to the Big Four: Facebook, Twitter, Instagram and Snapchat.

● Instagram is for conveying carefully manicured style.

● Snapchat is for in-the-moment, raw and scrappy messaging.

● Twitter is for real-time talk around trending events.

● Facebook, well, that's for Mom and Grandma.

Word of caution? Don't make the mistake of

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# PRIMARY RESULTS

By Josh Hicks, Partner, McDonald Carano Law Firm

## 2018 NEVADA PRIMARY

While there were no major surprises in the 2018 Nevada primary, there were several close races and a handful of upsets. Some key takeaways:

### ● U.S. SENATE

Front runners Dean Heller (R) and Jacky Rosen (D) easily advanced to the general election.

### ● U.S. HOUSE

In CD 1, incumbent Dina Titus (D) easily advanced to the general in a heavily Democratic district.

In CD 2, Incumbent Mark Amodei (R) easily advanced to the general in a heavily Republican district.

In CD 3, Susie Lee (D) and Danny Tarkanian (R) advanced to the general election. Tarkanian surmounted a crowded field, including well-funded opponents and a mid-term state senator.

In CD 4, Steven Horsford (D) and Crescent Hardy (R) advanced to the general election. Horsford, a former state senator and current lobbyist in D.C., dominated several strong opponents, including a mid-term state senator.

### ● GOVERNOR

Republican Adam Laxalt dominated his primary, as expected.

Democrat Steve Sisolak defeated Chris Giunchigliani relatively easily, based mainly on a strong showing in Clark County.

### ● LT. GOVERNOR

Front runners Michael Roberson (R) and Kate Marshall (D) easily advanced to the general election.

### ● ATTORNEY GENERAL

Front runners Aaron Ford (D) and Wes Duncan (R) advanced to the general election.

### ● NEVADA SUPREME COURT

In Seat C, current district court judge and front-runner Elissa Cadish will face current court of appeals judge Jerry Tao in the general election.

### ● STATE SENATE

In swing District 8, Marilyn Dondero-Loop (D) will face Valerie Weber (R) in the general election.

In swing District 9, Melanie Scheible (D) advanced to the general, where she will face Tiffany Jones (R), who had no primary opponent.

In swing District 20, Keith Pickard (R) easily defeated a well-funded and strongly endorsed opponent, and will face political newcomer Julia Pazina (D), who defeated a former state assemblyman.

In heavily Democratic District 10, incumbent Yvanna Cancelli (D) advances to the general election.

In heavily Republican District 16, incumbent Ben Kieckhefer (R) advances to the general election.

In heavily Democratic District 21, former state Assemblyman James Ohrenschall (D) advances to the

general election.

### ● STATE ASSEMBLY

In District 2, incumbent and former Speaker John Hambrick (R) is currently ahead in a very close race against newcomer Jim Small.

In heavily democratic District 15, newcomer Howard Watts (D) fought off multiple opponents.

In District 22, Melissa Hardy (R) defeated a well-funded opponent to advance to the general.

In heavily democratic District 24, Sarah Peters (D) surprised many by defeating two strong candidates, including the caucus-endorsed candidate Deonne Contine.

In heavily Republican District 32, Alexis Hansen (R) advances to the general to fill an open seat formerly held by her husband Ira, who is now running for the Senate.

In heavily Republican rural District 33, incumbent John Ellison (R) defeated the current Mayor of Elko to advance to the general election.

District 35 will see caucus-endorsed Michelle Gorelow (D) face endorsed David Schoen (R). While the district has about a 7% Democratic lead, it has flipped, and flipped again, in recent years.

In the upset of the season, incumbent James Oscarson (R) narrowly fell to brothel owner Dennis Hof.

In the battle for District 42 being vacated by long-time Assemblywoman Irene



Josh Hicks, General Counsel for the Retail Association of Nevada

Bustamante-Adams (D), the caucus-endorsed candidate, Alexander Assefa (D), won with 56% of the vote.

### ● CLARK COUNTY COMMISSION

Senator Tick Segerblom (D), running mid-term for the commission District E vacated by Chris Giunchigliani, narrowly beat newcomer Marco Hernandez (D). If Segerblom wins the General, which is very likely in this highly Democratic district, then Clark County Commission will appoint a replacement to round out the last half of his term in the Senate.

Justin Jones (D) slid to the top of the Democratic ticket in District F will face Tisha Black (R). Jones is favored in the General this district that leans Democrat. (more)

District G Commissioner Jim Gibson (D) who advanced directly to the General will be challenged by candidate Cindy Lake (R) who advanced with nearly 72% of the GOP vote. ■



# BOARD OF PHARMACY UPDATE

By Liz MacMenamin

## THE LATEST MEETING OF THE NEVADA BOARD OF PHARMACY

was held in Reno, Nevada on June 6th and 7th, 2018. The board heard and passed several regulations that will now be returned to the Legislative Council Bureau. These regulations will then be heard before the Legislative Commission before becoming new law in Nevada. The next meeting of this body is scheduled for August 30, 2018. The following are the regulations that were voted on and passed during the public hearing:

**A. LCB File No. R131-17** – This language amends the Nevada Administrative Code Chapter 639 to address the legislation regarding prescription readers for the visually impaired community. The final adopted language by the board will require a pharmacy to provide written notice in the form of signage or provide either written or

verbal notice to the patient or caregiver regarding availability of a prescription reader. RAN worked with the sponsor and stakeholders during the last legislative session regarding this legislation. The board also engaged all the stakeholders in the drafting of their regulation and the association was able to support the final language of this regulation.

**B. LCB File No. R031-17** – This language sets to clarify and add guidelines to practitioners that are now required by law to access the Prescription Monitoring Program (PMP) when prescribing controlled substances to a patient.

This language will allow the practitioner to appoint designees from staff to act as delegates for the purpose of accessing the PMP database. The regulations also state the instances when the board may suspend or terminate a user for access to the PMP if the board has probable cause to believe the database has been intentionally accessed for

purposes not authorized by law. C. The association has always supported legislation or regulations that serve to protect and safeguard the information of patients that is stored in this database.

**D. LCB File No. R047-18** – This regulation defines terms for the practitioner writing prescriptions for controlled substances in Nevada. This will now require a review of the medical history of a patient and physical examination of a patient and specifies the conditions that will determine if the practitioner has made a “good faith” to obtain these records. This also stipulates that “written consent” of a patient needs to be obtained before writing a prescription for these substances.

This language clearly tracks the legislative intent of AB474 of the 2017 Legislative Session. This is the bill that Governor Sandoval sponsored regarding the opioid epidemic in Nevada. RAN has been supportive of the

legislation and the regulation.

During the workshop the board also discussed a proposed regulation that will further define a “controlled substance” regarding “written informed consent” and “medication agreement”. Dave Wuest, deputy executive secretary, informed those present, that staff have worked with stakeholders regarding this language and have attempted to set minimum standards as guidance for practitioners. As a result, there was no opposition at the workshop to the language going forward to the public hearing.

The next meeting of this board will be in Las Vegas, Nevada on July 18th and 19th, 2018.

RAN will have representation in attendance. If you have any questions or comments please contact Liz MacMenamin at [lizm@rannv.org](mailto:lizm@rannv.org) or call her at **775-720-2528**. ■

## PRIMARY SURPRISES *Continued from page 1*

and will report on the responses and goals each of the potential 63 legislators have for the 2019 Legislative Session, and how the business community might fare under their leadership. With less than 120 days

before the November 6th election, there is a lot for the retail community to explore and learn about who will be making decisions regarding employment, economic development, taxes and fees, transportation and a

litany of issues facing the business community. Even with the primary elections not realizing the heated battle for ideology that many were expecting, the general election is sure to excite.



**Bryan Wachter**



## Important Information for SIG Members

NRS requires all existing members of a self-insured group to be notified of all new members.  
NRNSIG new members are listed below.

- Bagelmania Holdings LLC dba Bagelmania**
- Enlyten Energy LLC**
- Higher Level Gaming LLC**
- Shirley S. Rulon dba Rulon Financial**
- Simons Law PC**
- Todd Cox CPA, PC**
- USA Ski & Golf Tours LLC**
- Virrey Cleaning Service**
- Western Inn of Elko LLC**
- Willey Brothers Enterprises LLC**

## CREDIT CARD PAYMENTS

The Retail Association of Nevada is happy to announce that you can now pay your annual membership dues by credit card on the new website: [www.rannv.org](http://www.rannv.org).  
Please contact Piper Brown if you have any questions, **775-882-1700**.



**NRNSIG** members who wish to register a negative vote on a new group member, please write NRNSIG at 575 S. Saliman Road, Carson City, NV 89701, indicating which member and the reason(s) for the negative vote.



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- Comply with State Regulations
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## NEVADA NOTES *Continued from page 6*

relative to March, and down just over five percent relative to last April.

In fact, this is the fifth consecutive month of year-over-year declines in claims activity. These moderate

declines in claims activity are an indication of continued strengthening of the labor market in Nevada. These trends are corroborated by moderate year-over-year declines in measures

of both the average unemployment duration and the benefit exhaustion rate; which are down 2.7 percent and 1.9 percentage points, respectively," said Jeremey Hays, Economist,

for the Department of Employment, Training & Rehabilitation.

*Nevada Dept. of Training and Rehabilitation*

## NATIONAL NOTES *Continued from page 7*

pandering to this generation by trying to speak "teen" and using too many popular acronyms. They will instantly peg you as trying too hard.

IF YOU TRY TO SELL, YOU WILL FAIL. The best approach is to listen to Pivotal and then engage in an authentic, meaningful way.

That might include taking a stand on an issue that's important to Gen Z, such as human equality. You may have a great product or service, but Gen Z wants to know how you are also making a positive impact on

the world. And when they ask you about that impact? Answer back. *SmartBrief*

### **SURVEY SAYS RETAIL 'SHRINK' DECREASED TO \$46.8 BILLION IN 2017**

Thefts, fraud and losses from other retail "shrink" decreased to \$46.8 billion in 2017 from \$48.9 billion the year before as shoplifting and organized retail crime continued to be the leading causes, according to the annual National Retail Security Survey released today by the National Retail Federation and

the University of Florida. "Retailers are making progress in combating criminal activity, but there are still many challenges," NRF Vice President of Loss Prevention Bob Moraca said. "Whether the threat is coming from cybersecurity, organized retail crime or employee theft, the job for retail security teams continues to become more difficult every day, especially when resources and staff are limited."

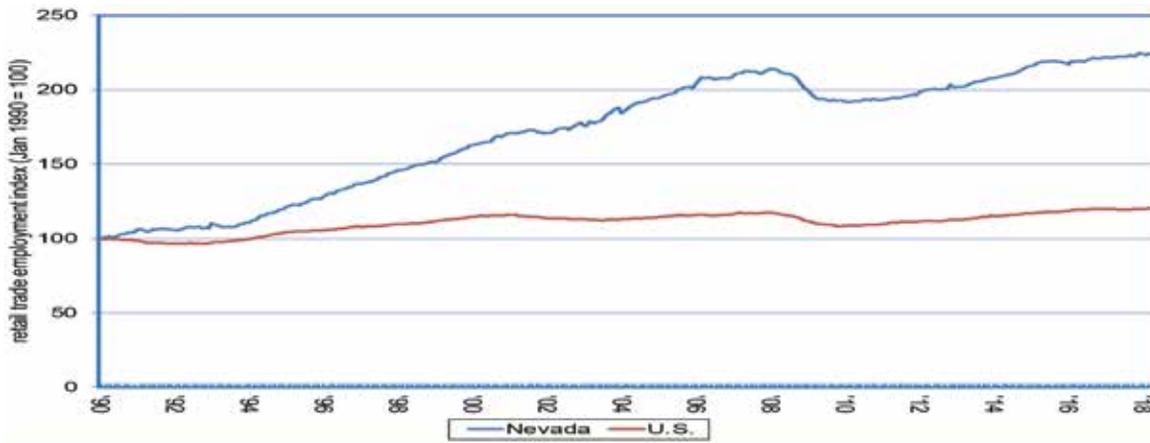
The most substantial losses per incident came from retail robberies, at an average \$4,237.02 each (down from

\$5,309.72 the year before), followed by employee theft at \$1,203.16 (down from \$1,922.80) and shoplifting/ORC at \$559 (down from \$798.48).

For the first time in the survey, retailers were asked about their role in combating cybercrime. Two-thirds of LP executives said they meet at least quarterly with IT/cybersecurity counterparts to discuss potential threats, and 86 percent said their companies have a cybersecurity incident response plan in place.

*NRF*

## Retail Trade Growth: Nevada vs. U.S.



Courtesy of Nevada Department of Employment, Training and Rehabilitation



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## RETAILERS AND ATM NETWORKS FORM NEW COALITION TO ADDRESS PAYMENTS SECURITY

**WASHINGTON — THE NATIONAL RETAIL FEDERATION**

(NRF), other retail groups and two of the nation's best-known ATM networks announced that they have formed a new coalition intended to improve the security of the U.S. electronic payments system ranging from credit and debit cards to emerging technology.

"The payments system has to keep pace with rapidly evolving technology and the needs of consumers and commerce," NRF Senior Vice President and General Counsel Stephanie Martz said. "

Initial members of the Secure Payments Partnership include NRF, the Food Marketing Institute, the National Association of Convenience Stores, the National Grocers Association, First Data's Star Network and the Shazam network. The coalition marks the first time that companies from the financial services industry have joined retailers' efforts to improve payments security.

SPP was formed to help guide the nation toward a faster and more secure payments system. The United States currently lags behind the rest of the world in card

payment security, largely because Visa and MasterCard control security standards without sufficient input from competing card networks, merchants, consumers and financial institutions. NRF and SPP believe all parties involved in the payments system must work together to achieve successful payment security, increase transparency and limit fraud.

The group will emphasize several priority areas including stronger user authentication, open standards setting, payment security innovation and network routing competition. The coalition

will also focus on consumer expectations for security, convenience and flexibility in payment options, especially as technology evolves.

NRF has led the retail industry's efforts to improve credit and debit card and other payments security for years. Among other issues, NRF has demanded that the card industry enable the use of personal identification numbers with new EMV chip cards, saying the chips alone are not sufficient to prove that a person using a card is the legitimate cardholder. ■