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Office of the Governor

June 2, 2025

The Honorable Nicole Cannizzaro
Majority Leader of the Nevada State Senate
401 South Carson Street
Carson City, Nevada 89701

Re: Senate Bill 167 of the 83rd Legislative Session

Dear Leader Cannizzaro:

I am forwarding to you, for filing within the time limit set forth in the Nevada Constitution and without my approval, Senate Bill 167 ("SB 167"), which is titled as follows:

AN ACT relating to trade practices; prohibiting the importation and sale of household cleaning products for which animal testing was performed; providing penalties; and providing other matters properly relating thereto.

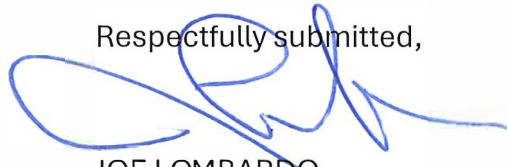
SB 167 has the commendable goal of promoting more humane treatment of animals. However, as written, SB 167 would be impractical for courts to consider and could result in both short- and long-term economic burdens for Nevada families. Specifically, Section 2(b) is problematic for two reasons. First, it provides an exclusion allowing animal testing when "no *appropriate* non-animal testing methods exist[.]" There is no guidance provided regarding what would or would not constitute "appropriate" non-animal testing, leaving a court to determine appropriateness based on necessarily subjective analysis. Second, the second clause of the subsection adds that the exclusion also applies when "the existing non-animal testing methods cannot be reasonably conducted." In this provision, "reasonably" is unpalatably broad. The reasonability of animal testing methods could be based on cost concerns, technical feasibility, time involved, or expertise required for the testing. To determine reasonability, courts would have to rely on highly technical judgments which would drive up litigation costs and risk inconsistency across determinations.

Not only does the language in Section 2(b) raise constitutional vagueness concerns, it raises broader market concerns as well. Manufacturers are likely to be the first impacted by SB 167, as they often begin adjusting production and redirecting products to other markets well before a ban takes effect to avoid compliance risks. Retailers typically follow by reducing or halting orders in the lead-up to enforcement, aiming to avoid unsellable inventory. This anticipatory behavior triggers costly logistical shifts and legal complexities across the supply chain. As a result, consumers face reduced access and higher prices even before the law is officially implemented.

Because SB 167 would introduce legal uncertainty and increase prices for Nevadans, I cannot support it.

For these reasons, I veto this bill and return it to you without my signature or approval.

Respectfully submitted,



JOE LOMBARDO
Governor of Nevada

Enclosure

cc: The Honorable Stavros Anthony, President of the Senate (without enclosure)
The Honorable Steve Yeager, Speaker of the Assembly (without enclosure)
The Honorable Francisco Aguilar, Secretary of State (without enclosure)
Brendan Bucy, Secretary of the Senate (without enclosure)
Bonnie Borda Hoffecker, Chief Clerk of the Assembly (without enclosure)
Diane Thornton, Legislative Counsel Bureau, Director (without enclosure)
Asher Killian, Legislative Counsel Bureau, Legislative Counsel (without enclosure)