

ASSEMBLY BILL NO. 242—ASSEMBLYMEN KIRKPATRICK,
SMITH, OCEGUERA, CONKLIN AND ATKINSON

MARCH 7, 2011

Referred to Committee on Government Affairs

SUMMARY—Requires certain organizations to make available certain information. (BDR 31-67)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 state financial administration; requiring each designated organization that receives money from the Department of Health and Human Services to make available certain information to the public and to make reports biannually to the Department; requiring the Department to submit those reports to the Director of the Legislative Counsel Bureau; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires certain governmental entities to report quarterly to the
2 Interim Finance Committee regarding the taxes and fees that were legally due to be
3 paid to the governmental entity, the taxes and fees that the governmental entity was
4 actually able to collect, and the taxes and fees that the governmental entity failed to
5 collect or otherwise did not collect. (Chapter 238, Statutes of Nevada 2009, pp.
6 970-71) This bill requires each designated organization that receives money from
7 the Department of Health and Human Services in the form of a donation, gift, grant
8 or other conveyance to: (1) make certain information concerning the organization
9 available on an Internet website; and (2) make certain reports to the Department
10 every 6 months for the period commencing on July 1, 2011, and ending on June 30,
11 2013. This bill requires the Department to provide copies of those reports to the
12 Director of the Legislative Counsel Bureau. This bill defines the term “designated
13 organization” for the purposes of the bill to mean: (1) a nonprofit organization that
14 qualifies for tax-exempt status under 26 U.S.C. § 501(c); or (2) any entity which
15 receives money by way of a grant, contract or similar agreement for the purpose of
16 providing to persons services that are within the purview of the Department, and
17 which is created by or pursuant to an interlocal agreement. The provisions of this
18 bill sunset on July 31, 2013.



* A B 2 4 2 R 2 *

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

1 **Section 1.** Chapter 353 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 7, inclusive, of this
3 act.

4 **Sec. 2.** (Deleted by amendment.)

5 **Sec. 3.** (Deleted by amendment.)

6 **Sec. 4.** (Deleted by amendment.)

7 **Sec. 5. 1.** *If a designated organization receives money from*
8 *the Department in the form of a donation, gift, grant or other*
9 *conveyance, the following information must be included on*
10 *the Internet website of the designated organization or, if the*
11 *organization does not have a website, on the website of the*
12 *Department:*

13 (a) *The names and terms of the persons on the board of*
14 *directors or other governing body of the designated organization;*

15 (b) *The most recent annual report of the designated*
16 *organization; and*

17 (c) *The mission statement or other statement of purpose of the*
18 *designated organization.*

19 2. *For a period of 2 years commencing on July 1, 2011, and*
20 *ending on June 30, 2013, the Department shall require, as part of*
21 *any grant, contract or similar agreement pursuant to which a*
22 *designated organization provides to persons services that are*
23 *within the purview of the Department, that the designated*
24 *organization submit a report to the Department once every 6*
25 *months. Such reports must:*

26 (a) *Be submitted to the Department within 30 days after the*
27 *end of each 6-month period; and*

28 (b) *At a minimum, contain the following information:*

29 (1) *The amount of money that the designated organization*
30 *received from the Department during the immediately preceding 6-*
31 *month period;*

32 (2) *The number of persons served pursuant to the grant,*
33 *contract or similar agreement;*

34 (3) *A description of the services provided pursuant to the*
35 *grant, contract or similar agreement; and*

36 (4) *Any other information deemed appropriate by the*
37 *Department.*

38 3. *The Department shall submit copies of the reports*
39 *described in subsection 2, in electronic format, to the Director of*
40 *the Legislative Counsel Bureau.*

41 4. *As used in this section:*



1 (a) "Department" means the Department of Health and
2 Human Services created by NRS 232.300.

3 (b) "Designated organization" means:

4 (1) A nonprofit religious, charitable, fraternal or other
5 organization that qualifies as a tax-exempt organization pursuant
6 to 26 U.S.C. § 501(c); or

7 (2) Any other entity that:

8 (I) Receives money by way of a grant, contract or
9 similar agreement for the purpose of providing to persons services
10 that are within the purview of the Department, including, without
11 limitation, domestic violence prevention and assistance, and
12 treatment for mental health issues and substance abuse; and

13 (II) Is created by or pursuant to an interlocal
14 agreement.

15 **Sec. 6.** (Deleted by amendment.)

16 **Sec. 7.** (Deleted by amendment.)

17 **Sec. 8.** This act becomes effective upon passage and approval
18 and expires by limitation on July 31, 2013.

