
ASSEMBLY BILL NO. 530—COMMITTEE ON WAYS AND MEANS

(ON BEHALF OF THE DIVISION OF BUDGET AND PLANNING)

MARCH 28, 2011

Referred to Committee on Ways and Means

SUMMARY—Revises provisions relating to stale claims by state agencies. (BDR 31-1178)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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; revising provisions relating to stale claims by state agencies; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Under existing law, a state agency is authorized to present a claim to the State
2 Board of Examiners for payment from the Stale Claims Account in the State
3 General Fund of an obligation if, for the year in which the obligation was incurred,
4 an amount of money at least equal to the claim was appropriated to the state agency
5 and reverted to the fund from which the money was appropriated. (NRS 353.097)
6 This bill authorizes a state agency to pay from the appropriate budget account in the
7 current fiscal year an obligation which is less than \$100 or is for medical expenses
8 pursuant to a claim by a third-party administrator and which was incurred in the
9 previous fiscal year but was not submitted for payment until after money
10 appropriated to the state agency for the previous fiscal year was reverted.

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

1 **Section 1.** NRS 353.097 is hereby amended to read as follows:
2 353.097 1. As used in this section, “stale claim” means ~~an~~
3 *any claim other than a claim for medical expenses submitted by a*
4 *third-party administrator or a claim* which *is \$100 or more, and*
5 *which* is presented by a state agency to the State Board of
6 Examiners after the date on which it is provided by law that money



1 appropriated to that state agency for the previous fiscal year reverts
2 to the fund from which appropriated.

3 2. There is hereby created a Stale Claims Account in the State
4 General Fund. Money for the Account must be provided by direct
5 legislative appropriation.

6 3. Upon the approval of a stale claim as provided in this
7 section, the claim must be paid from the Stale Claims Account.
8 Payments of stale claims for a state agency must not exceed the
9 amount of money reverted to the fund from which appropriated by
10 the state agency for the fiscal year in which the obligations
11 represented by the stale claims were incurred.

12 4. A stale claim must be approved for payment from the Stale
13 Claims Account by the State Board of Examiners, except that the
14 State Board of Examiners may authorize its Clerk, under such
15 circumstances as it deems appropriate, to approve stale claims on
16 behalf of the Board. A state agency that is aggrieved by a
17 determination of the Clerk to deny all or any part of a stale claim
18 may appeal that determination to the State Board of Examiners.

19 5. A stale claim may be approved and paid at any time, despite
20 the age of the claim, if payable from available federal grants or from
21 a permanent fund in the State Treasury other than the State General
22 Fund.

23 *6. A state agency may pay from the appropriate budget*
24 *account in the current fiscal year an obligation of the state agency*
25 *which:*

26 (a) *Is:*

27 (1) *Less than \$100; or*

28 (2) *For medical expenses pursuant to a claim from a third-*
29 *party administrator; and*

30 (b) *Was incurred in the previous fiscal year but was not*
31 *submitted for payment until after the date on which it is provided*
32 *by law that money appropriated to that state agency for the*
33 *previous fiscal year reverts to the fund from which appropriated.*

34 **Sec. 2.** This act becomes effective on July 1, 2011.

