
ASSEMBLY BILL NO. 159—ASSEMBLYMEN ARBERRY,
ANDERSON, PARKS, CONKLIN AND PERKINS

FEBRUARY 18, 2003

Referred to Committee on Ways and Means

SUMMARY—Requires payment of additional compensation to state employees in classified service for performance of certain dangerous duties. (BDR 23-841)

FISCAL NOTE: Effect on Local Government: No.
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 employees; requiring the payment of additional compensation to employees in the classified service of the State for the performance of certain dangerous duties; and providing other matters properly relating thereto.

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

- 1 **Section 1.** Chapter 284 of NRS is hereby amended by adding
2 thereto a new section to read as follows:
3 ***1. Except as otherwise provided in subsection 2, an employee***
4 ***in the classified service is entitled to receive additional pay equal***
5 ***to 10 percent of his normal rate of pay for each hour in which the***
6 ***employee is required by his employer to:***
7 ***(a) Engage in scuba or skin diving.***
8 ***(b) Perform duties at a height of more than 16 feet above the***
9 ***floor inside a building or structure or more than 16 feet above***
10 ***ground level outside a building or structure if the duties are***
11 ***performed on portable equipment or outside a railed or protected***
12 ***area.***
13 ***(c) Perform duties on, between, under or in the immediate***
14 ***vicinity of railroad equipment on a right-of-way or property of a***
15 ***railroad or at an industrial facility, including, without limitation,***



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1 *inspection of railroad cars containing hazardous materials. As*
2 *used in this paragraph, "railroad equipment" includes, without*
3 *limitation, locomotives, railroad cars and railroad tracks.*

4 *(d) Be a passenger in a single engine aircraft or helicopter.*

5 *(e) Handle or use explosives.*

6 *2. An employee in the classified service described in*
7 *subsection 2 of NRS 284.148 who is required by his employer to*
8 *perform any duty described in subsection 1 for any portion of a*
9 *workday is entitled to receive additional pay equal to 10 percent of*
10 *his normal rate of pay for all his regularly scheduled hours of*
11 *employment on that workday.*

12 *3. As used in this section, "normal rate of pay" means the*
13 *rate set forth in the pay plan adopted pursuant to NRS 284.175 for*
14 *the class of position in which the employee is employed plus any*
15 *additional adjustment to that rate that is prescribed by regulation*
16 *and has been approved for the employee.*

17 **Sec. 2.** The administrative regulation adopted by the
18 Department of Personnel which is codified as NAC 284.208 is
19 hereby declared void. In preparing the supplements to the Nevada
20 Administrative Code on or after July 1, 2003, the Legislative
21 Counsel shall remove that regulation.

22 **Sec. 3.** This act becomes effective upon passage and approval.

