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ASSEMBLY BILL NO. 169—COMMITTEE ON  
GOVERNMENT AFFAIRS

FEBRUARY 20, 2003

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing voluntary deductions for employee organizations and labor organizations from payroll of state officers and employees. (BDR 23-939)

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.

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AN ACT relating to State Government; revising provisions governing voluntary deductions for employee organizations and labor organizations from the payroll of state officers and employees; repealing the authority of the State Controller to adopt regulations concerning such deductions; 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.** NRS 281.129 is hereby amended to read as follows:  
2     281.129 *1.* Any officer of the State, except the Legislative  
3 Fiscal Officer, who disburses money in payment of salaries and  
4 wages of officers and employees of the State may, upon written  
5 requests of the officer or employee specifying amounts, withhold  
6 those amounts and pay them to:  
7     ~~1.~~ *(a)* Charitable organizations;  
8     ~~2.~~ *(b)* Employee credit unions;  
9     ~~3.~~ *(c)* Insurers, if the Board of the Public Employees' Benefits  
10 Program has approved the request;  
11     ~~4.~~ *(d)* The United States for the purchase of savings bonds and  
12 similar obligations of the United States; and



1 ~~[5.] (e) Employee organizations and labor organizations [~~  
2 ~~The State Controller may adopt regulations necessary to withhold~~  
3 ~~money from the salaries or wages of officers and employees of the~~  
4 ~~executive department.] that represent:~~

- 5 (1) *At least 100 officers or employees of the State; or*  
6 (2) *At least 50 percent of a group of officers or employees*  
7 *of the State that has a sufficient community of interest to make it*  
8 *appropriate for the group to be represented by a particular*  
9 *employee organization or labor organization.*

10 2. *After the commencement of a withholding for an employee*  
11 *organization or labor organization pursuant to paragraph (e) of*  
12 *subsection 1, if the number of officers or employees who are*  
13 *members of that organization falls below the number of members*  
14 *required for a withholding pursuant to paragraph (e) of*  
15 *subsection 1, the officers or employees who had requested that*  
16 *money be withheld from their salaries or wages for payment to*  
17 *that organization may continue to have that money withheld and*  
18 *paid to the organization for not more than 1 year after the*  
19 *membership of the organization ceases to meet the number of*  
20 *members required for a withholding pursuant to paragraph (e) of*  
21 *subsection 1. If the number of members required for a*  
22 *withholding pursuant to paragraph (e) of subsection 1 is not met*  
23 *in that year, the withholding must be discontinued unless the*  
24 *employee organization or labor organization demonstrates to the*  
25 *person who disburses money in payment of the salaries or wages*  
26 *of the officers or employees that the decline in membership was*  
27 *directly related to a layoff, restriction on hiring or other hiring*  
28 *practice beyond the control of the organization.*

29 **Sec. 2.** The administrative regulation adopted by the State  
30 Controller which is codified as NAC 281.250 is hereby declared  
31 void. In preparing the supplements to the Nevada Administrative  
32 Code on or after July 1, 2003, the Legislative Counsel shall remove  
33 that regulation.

34 **Sec. 3.** This act becomes effective on July 1, 2003.

