

ASSEMBLY BILL NO. 542—COMMITTEE ON ELECTIONS,
PROCEDURES, AND ETHICS

APRIL 7, 2003

Referred to Committee on Elections, Procedures, and Ethics

SUMMARY—Makes various changes relating to operation of
Legislature and Legislative Counsel Bureau.
(BDR 17-1024)

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 the Legislature; making various changes
relating to the operation of the Legislature and the
Legislative Counsel Bureau; 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 218.2405 is hereby amended to read as
2 follows:
3 218.2405 1. Except as otherwise provided by specific statute
4 , *joint rule* or concurrent resolution of the Legislature, the
5 Legislative Counsel shall honor:
6 (a) The number of requests for the drafting of a bill or resolution
7 for a regular session of the Legislature only as provided in NRS
8 218.240 to 218.255, inclusive.
9 (b) ~~[A request for the drafting of a bill or resolution for a regular~~
10 ~~session of the Legislature only if the request is received by the~~
11 ~~Legislative Counsel on or before December 15 preceding the~~
12 ~~commencement of that session.~~
13 ~~—(c)]~~ A request for the drafting of a bill or resolution for any
14 session of the Legislature which is submitted by a state agency,
15 board or department, a local government, the judiciary or another



1 authorized nonlegislative requester only if the request is in a subject
2 related to the function of the requester.

3 2. The Legislative Counsel shall not:

4 (a) Assign a number to a request for the drafting of a bill or
5 resolution for any session of the Legislature to establish the priority
6 of the request until sufficient detail has been received to allow
7 complete drafting of the legislative measure.

8 (b) Honor a request to change the subject matter of a request for
9 the drafting of a bill or resolution for any session of the Legislature
10 after it has been submitted for drafting.

11 (c) Honor a request for the drafting of a bill or resolution for any
12 session of the Legislature which has been combined in violation of
13 Section 17 of Article 4 of the Nevada Constitution.

14 **Sec. 2.** NRS 218.2415 is hereby amended to read as follows:

15 218.2415 1. An association of elected officials may directly
16 request the Legislative Counsel and the Legal Division of the
17 Legislative Counsel Bureau to prepare no more than 5 legislative
18 measures for a regular legislative session.

19 2. An association of counties or cities may directly request the
20 Legislative Counsel and the Legal Division of the Legislative
21 Counsel Bureau to prepare no more than 20 legislative measures for
22 a regular legislative session.

23 **3. *A request for the drafting of a legislative measure pursuant***
24 ***to this section must be submitted to the Legislative Counsel on or***
25 ***before September 1 preceding the commencement of a regular***
26 ***session of the Legislature.***

27 **Sec. 3.** NRS 218.2423 is hereby amended to read as follows:

28 218.2423 1. Each:

29 (a) Incumbent Assemblyman may request the drafting of not
30 more than 5 legislative measures submitted to the Legislative
31 Counsel on or before September 1 preceding the commencement of
32 a regular session of the Legislature and not more than 5 legislative
33 measures submitted to the Legislative Counsel after September 1 but
34 on or before December 15 preceding the commencement of a
35 regular session of the Legislature.

36 (b) Incumbent Senator may request the drafting of not more than
37 10 legislative measures submitted to the Legislative Counsel on or
38 before September 1 preceding the commencement of a regular
39 session of the Legislature and not more than 10 legislative measures
40 submitted to the Legislative Counsel after September 1 but on or
41 before December 15 preceding the commencement of a regular
42 session of the Legislature.

43 (c) Newly elected Assemblyman may request the drafting of not
44 more than 5 legislative measures submitted to the Legislative



1 Counsel on or before December 15 preceding the commencement of
2 a regular session of the Legislature.

3 (d) Newly elected Senator may request the drafting of not more
4 than 10 legislative measures submitted to the Legislative Counsel on
5 or before December 15 preceding the commencement of a regular
6 session of the Legislature.

7 2. In addition to the number authorized pursuant to
8 subsection 1:

9 (a) The chairman of each standing committee of the immediately
10 preceding regular legislative session, or a person designated in the
11 place of the chairman by the Speaker of the Assembly or the
12 Majority Leader of the Senate, as the case may be, may request
13 before *the date of the general election preceding* the
14 commencement of the next regular legislative session the drafting of
15 not more than 1 legislative measure for introduction by the
16 committee in a subject within the jurisdiction of the committee for
17 every 15 legislative measures that were referred to the respective
18 standing committee during the immediately preceding regular
19 legislative session.

20 (b) A person designated after a general election as a chairman of
21 a standing committee for the next regular legislative session, or a
22 person designated in the place of a chairman by the person
23 designated as the Speaker of the Assembly or *the* Majority Leader
24 of the Senate for the next regular legislative session, may request *on*
25 *or* before *December 15 preceding* the commencement of the next
26 regular legislative session the drafting of the remaining number of
27 the legislative measures allowed for the respective standing
28 committee that were not requested by the previous chairman or
29 designee.

30 **Sec. 4.** NRS 218.2426 is hereby amended to read as follows:

31 218.2426 1. In addition to the number authorized pursuant to
32 NRS 218.2423:

33 (a) The Speaker of the Assembly and the Majority Leader of the
34 Senate may each request before ~~for during a~~ *the date of the general*
35 *election preceding the commencement of the next* regular
36 legislative session, without limitation, the drafting of not more than
37 15 legislative measures for that session.

38 (b) The Minority Leader of the Assembly and the Minority
39 Leader of the Senate may each request before ~~for during a~~ *the date*
40 *of the general election preceding the commencement of the next*
41 regular legislative session, without limitation, the drafting of not
42 more than 10 legislative measures for that session.

43 (c) A person designated after a general election as the Speaker
44 of the Assembly, the Majority Leader of the Senate, the Minority
45 Leader of the Assembly or the Minority Leader of the Senate for the



1 next regular legislative session may request *before the*
2 *commencement of the next regular legislative session* the drafting
3 of the remaining number of the legislative measures allowed for the
4 respective officer that were not requested by the previous officer.

5 2. The Legislative Counsel, the Secretary of the Senate and the
6 Chief Clerk of the Assembly may request before or during a regular
7 legislative session, without limitation, the drafting of as many
8 legislative measures as are necessary or convenient for the proper
9 exercise of their duties.

10 **Sec. 5.** NRS 218.2723 is hereby amended to read as follows:

11 218.2723 Before a vote is taken by a committee of the
12 Assembly or the Senate on any bill or joint resolution which
13 ~~reduces~~ *the Legislative Counsel, in consultation with the Fiscal*
14 *Analysis Division, determines may reduce* the revenues or
15 ~~increases~~ *increase* the expenditures of a local government, ~~for any~~
16 ~~bill which increases or newly provides for a term of imprisonment in~~
17 ~~a county or city jail or detention facility, or makes release on~~
18 ~~probation therefrom less likely.~~ the Fiscal Analysis Division shall
19 prepare a fiscal note ~~after consultation with the appropriate local~~
20 ~~governments or their representatives.~~ *pursuant to NRS 218.272 to*
21 *218.2758, inclusive. A fiscal note is not required if the only impact*
22 *on a local government is that a bill or joint resolution increases or*
23 *newly provides for a term of imprisonment in a county or city jail*
24 *or detention facility, or makes release on probation therefrom less*
25 *likely.*

26 **Sec. 6.** NRS 218.275 is hereby amended to read as follows:

27 218.275 1. The name of the agency preparing the fiscal note
28 must appear on the fiscal note with the ~~signature~~ *name* of the
29 official of the agency who is primarily responsible for preparing the
30 note.

31 2. The Department of Administration shall review the fiscal
32 notes prepared by the agencies before such notes are returned to the
33 Legislature. If the Department of Administration disagrees with a
34 fiscal note prepared by the agency, it may submit a supplementary
35 fiscal note for the bill or joint resolution.

36 **Sec. 7.** NRS 218.2752 is hereby amended to read as follows:

37 218.2752 1. Whenever a bill or joint resolution is submitted
38 to an agency for a fiscal note, the agency shall prepare the note and
39 return it to the Fiscal Analysis Division within 5 working days. The
40 Fiscal Analysis Division may extend the period for not more than
41 10 additional working days if the matter requires extended research.

42 2. *Whenever a bill or joint resolution is submitted to a local*
43 *government for a fiscal note, the local government shall:*



1 (a) Review the provisions of the bill or joint resolution to
2 determine whether the bill or joint resolution reduces the revenues
3 or increases the expenditures of the local government; and

4 (b) If the local government determines that the bill or joint
5 resolution reduces the revenues or increases the expenditures of
6 the local government, prepare a fiscal note for that bill or
7 resolution and return it to the Fiscal Analysis Division within 8
8 working days.

9 **Sec. 8.** NRS 218.2753 is hereby amended to read as follows:
10 218.2753 1. Agencies *and local governments* may use the
11 bills and joint resolutions submitted to them for official purposes
12 only. A person shall not copy or otherwise disseminate information
13 concerning any bill or joint resolution submitted to him which has
14 not been introduced in the Legislature without the consent of the
15 requester.

16 2. Any person who knowingly disseminates information in
17 violation of this section is guilty of a misdemeanor.

18 **Sec. 9.** NRS 218.2754 is hereby amended to read as follows:
19 218.2754 1. The summary of each bill or joint resolution
20 introduced in the Legislature must include the statement:

21 (a) "Fiscal Note: Effect on Local Government: ~~{Yes,}~~ *May*
22 *have Fiscal Impact,*"

23 "Fiscal Note: Effect on Local Government: No,"

24 "Fiscal Note: Effect on Local Government: ~~{Contains~~
25 ~~Appropriation included in Executive Budget,~~ or

26 ~~"Fiscal Note: Effect on Local Government: Contains~~
27 ~~Appropriation not included in Executive Budget,"}~~

28 *Increases or Newly Provides for Term of Imprisonment*
29 *in County or City Jail or Detention Facility,"*

30 whichever is appropriate; and

31 (b) "Effect on the State: Yes,"

32 "Effect on the State: No,"

33 "Effect on the State: Contains Appropriation included in
34 Executive Budget,"

35 "Effect on the State: Executive Budget," or

36 "Effect on the State: Contains Appropriation not included in
37 Executive Budget,"

38 whichever is appropriate.

39 2. The Legislative Counsel shall consult the Fiscal Analysis
40 Division to secure the appropriate information for summaries of
41 bills and joint resolutions.

42 **Sec. 10.** NRS 218.2755 is hereby amended to read as follows:

43 218.2755 After a bill or joint resolution has been drafted, the
44 Fiscal Analysis Division shall inform the requester that a fiscal note
45 is required when the draft is submitted to the requester for review. If



1 the requester so directs, the Fiscal Analysis Division shall promptly
2 determine the agency *or local government* to which the bill or joint
3 resolution should be submitted and shall submit it for a fiscal note.
4 If the requester is a Legislator and desires to introduce the bill or
5 joint resolution without a fiscal note, he may do so, but when the
6 bill is introduced, the Fiscal Analysis Division shall promptly
7 determine the agency *or local government* to which the bill or joint
8 resolution is to be submitted and shall forward it to the agency *or*
9 *local government* to obtain the fiscal note.

10 **Sec. 11.** NRS 218.2756 is hereby amended to read as follows:

11 218.2756 1. ~~[The original, signed copy of a fiscal note that is~~
12 ~~obtained before a bill or joint resolution is introduced must be~~
13 ~~retained by the Fiscal Analysis Division to be used as printer's copy~~
14 ~~after the bill or joint resolution is introduced.~~

15 ~~—2.— If the fiscal note is obtained after the bill or joint resolution~~
16 ~~has been introduced, the Fiscal Analysis Division shall forward a~~
17 ~~signed copy to the Superintendent of the State Printing Division of~~
18 ~~the Department of Administration for the purposes of printing.~~

19 ~~—3.— The original fiscal note must be retained by the Fiscal~~
20 ~~Analysis Division.~~

21 ~~—4.— The]~~ *As soon as practicable after a fiscal note is received*
22 *from an agency, the* Fiscal Analysis Division shall send a copy of
23 the fiscal note to the chairman of the standing committee or
24 committees to which the bill or joint resolution has been referred.
25 *The Fiscal Analysis Division shall retain the original fiscal note.*

26 2. *Upon expiration of the period prescribed in paragraph (b)*
27 *of subsection 2 of NRS 218.2752, the Fiscal Analysis Division*
28 *shall prepare a single consolidated fiscal note into which any*
29 *information submitted by a local government regarding a bill or*
30 *joint resolution must be incorporated. If, upon the expiration of*
31 *that period, the Fiscal Analysis Division determines that no local*
32 *governments have submitted information regarding the fiscal*
33 *impact of a bill or joint resolution, the Fiscal Analysis Division*
34 *shall prepare a fiscal note indicating that local governments have*
35 *reported no decreases in revenues or increases in expenditures*
36 *resulting from the bill or joint resolution. The Fiscal Analysis*
37 *Division shall send to the chairman of the standing committee or*
38 *committees to which the bill or joint resolution has been referred a*
39 *copy of a fiscal note prepared pursuant to this subsection. The*
40 *Fiscal Analysis Division shall retain the original fiscal note and*
41 *any fiscal notes submitted by local governments for the bill or*
42 *resolution.*

43 3. *If a local government wishes to submit a fiscal note for a*
44 *bill or joint resolution after the expiration of the period prescribed*
45 *in paragraph (b) of subsection 2 of NRS 218.2752, the local*



1 *government must submit the fiscal note to the chairman of the*
2 *committee or committees to which the bill or joint resolution has*
3 *been referred, and a copy of the fiscal note to the Fiscal Analysis*
4 *Division. The Fiscal Analysis Division shall retain the copy of the*
5 *fiscal note provided by the local government.*

6 **Sec. 12.** NRS 218.277 is hereby amended to read as follows:
7 218.277 1. Any member of the next succeeding regular
8 session of the Legislature may request the Legislative Counsel to
9 prefile any legislative bill or joint resolution that was requested by
10 that Legislator for introduction in the next succeeding regular
11 session of the Legislature.

12 2. *A person designated as a chairman of a standing*
13 *committee for the next succeeding regular session of the*
14 *Legislature may request the Legislative Counsel to prefile on*
15 *behalf of the committee any legislative bill or joint resolution*
16 *within the jurisdiction of the committee for introduction in the*
17 *next succeeding regular session of the Legislature.*

18 3. Such bills and joint resolutions must be in such final and
19 correct form for introduction in the Legislature as required by the
20 *Nevada* Constitution and this chapter.

21 ~~3.~~ 4. The Legislative Counsel shall not prefile a bill or joint
22 resolution requested by:

23 (a) A member of the Legislature who is not a candidate for
24 reelection until after the general election immediately preceding the
25 regular session of the Legislature.

26 (b) A member of the Legislature who is elected or reelected to
27 his office at the general election immediately preceding the regular
28 session of the Legislature until he is determined to have received the
29 highest number of votes pursuant to the canvass of votes required by
30 NRS 293.395.

31 **Sec. 13.** NRS 218.480 is hereby amended to read as follows:
32 218.480 1. At the end of each session of the Legislature, ~~100~~
33 ~~copies of~~ the journals must be printed, indexed and bound in book
34 form in the same style as those of the 1927 session of the
35 Legislature. The journal of each house must be bound separately.

36 2. The Secretary of the Senate and the Chief Clerk of the
37 Assembly shall direct the compilation of the journal indexes, for
38 their respective houses and shall deliver the completed journal
39 indexes to the Superintendent.

40 3. The bound volumes must be delivered to the Legislative
41 Counsel Bureau and constitute the journals of the Senate and the
42 Assembly.

43 4. Each member of the Legislature of which such journals are
44 the record is entitled to one copy of the Senate Journal and one copy
45 of the Assembly Journal.



1 **Sec. 14.** NRS 218.642 is hereby amended to read as follows:
2 218.642 A petty cash account of the Legislative Counsel
3 Bureau is hereby created ~~{for}~~ :

4 1. *For* each building in which offices of employees of the
5 Legislative Counsel Bureau are located ; *and*

6 2. *In any division approved for the sale of souvenirs pursuant*
7 *to NRS 218.6845,*

8 in the sum of not more than \$1,000 each for the minor expenses of
9 the Legislative Counsel Bureau. Each account must be kept in the
10 custody of an employee designated by the Director of the
11 Legislative Counsel Bureau and must be replenished periodically
12 from the Legislative Fund upon approval of expenditures and
13 submission of vouchers or other documents to indicate payment.

14 **Sec. 15.** NRS 218.647 is hereby amended to read as follows:

15 218.647 1. The Legislative Counsel Bureau shall compile
16 and publish a Legislative Manual containing information concerning
17 the Legislature and ~~{the offices, departments, institutions and~~
18 ~~agencies of the state government and}~~ other information appropriate
19 for Legislators.

20 2. The costs of compilation and publication shall be paid from
21 the Legislative Fund.

22 **Sec. 16.** NRS 218.683 is hereby amended to read as follows:

23 218.683 1. The Director of the Legislative Counsel Bureau,
24 as executive head of the Legislative Counsel Bureau, shall direct
25 and supervise all its administrative and technical activities. The
26 fiscal analysts, Legislative Auditor, Research Director and
27 Legislative Counsel shall perform the respective duties assigned to
28 them by law under the administrative supervision of the Director.

29 2. The Director of the Legislative Counsel Bureau shall,
30 consistent with the budget approved by the Legislative Commission
31 and within the limits of legislative appropriations and other
32 available funds, employ and fix the salaries of or contract for the
33 services of such professional, technical, clerical and operational
34 personnel and consultants as the execution of his duties and the
35 operation of the Legislative Counsel Bureau may require.

36 3. All of the personnel of the Legislative Counsel Bureau are
37 exempt from the provisions of chapter 284 of NRS. They are
38 entitled to such leaves of absence as the Legislative Commission
39 shall prescribe.

40 ~~{4. The Director shall serve as the Nevada Legislative Federal-~~
41 ~~State Coordinator.}~~

42 **Sec. 17.** NRS 218.926 is hereby amended to read as follows:

43 218.926 1. Each registrant shall file with the Director within
44 30 days after the close of the legislative session a final report signed
45 under penalty of perjury concerning his lobbying activities. In



1 addition, *except as otherwise provided in this subsection*, each
2 registrant shall file with the Director between the 1st and 10th day
3 of the month after each month that the Legislature is in session a
4 report concerning his lobbying activities during the previous month,
5 whether or not any expenditures were made. *The Legislative*
6 *Commission may by regulation exempt a classification of lobbyist*
7 *from filing a monthly report if expenditures were not made.* Each
8 report must be on a form prescribed by the Director and must
9 include the total of all expenditures, if any, made by the registrant
10 on behalf of a Legislator or an organization whose primary purpose
11 is to provide support for Legislators of a particular political party
12 and house, including expenditures made by others on behalf of the
13 registrant if the expenditures were made with the registrant's
14 express or implied consent or were ratified by the registrant. Except
15 as otherwise provided in subsection 4, the report must identify each
16 Legislator and each organization whose primary purpose is to
17 provide support for Legislators of a particular political party and
18 house on whose behalf expenditures were made and must be
19 itemized with respect to each such Legislator and organization. An
20 expenditure on behalf of a person other than a Legislator or an
21 organization whose primary purpose is to provide support for
22 Legislators of a particular political party and house need not be
23 reported pursuant to this section unless the expenditure is made for
24 the benefit of a Legislator or such an organization.

25 2. If expenditures made by or on behalf of a registrant during
26 the previous month exceed \$50, the report must include a
27 compilation of expenditures, itemized in the manner required by the
28 regulations of the Legislative Commission, in the following
29 categories:

30 (a) Entertainment;

31 (b) Expenditures made in connection with a party or similar
32 event hosted by the organization represented by the registrant;

33 (c) Gifts and loans, including money, services and anything of
34 value provided to a Legislator, to an organization whose primary
35 purpose is to provide support for Legislators of a particular political
36 party and house, or to any other person for the benefit of a
37 Legislator or such an organization; and

38 (d) Other expenditures directly associated with legislative
39 action, not including personal expenditures for food, lodging and
40 travel expenses or membership dues.

41 3. The Legislative Commission may authorize an audit or
42 investigation by the Legislative Auditor that is proper and necessary
43 to verify compliance with the provisions of this section. A lobbyist
44 shall make available to the Legislative Auditor all books, accounts,
45 claims, reports, vouchers and other records requested by the



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1 Legislative Auditor in connection with any such audit or
2 investigation. The Legislative Auditor shall confine his requests for
3 such records to those which specifically relate to the lobbyist's
4 compliance with the reporting requirements of this section.

5 4. A report filed pursuant to this section must not itemize with
6 respect to each Legislator an expenditure if the expenditure is the
7 cost of a function to which every Legislator was invited. For the
8 purposes of this subsection, "function" means a party, meal or other
9 social event.

10 **Sec. 18.** NRS 220.120 is hereby amended to read as follows:

11 220.120 1. In preparing the annotations and keeping Nevada
12 Revised Statutes current, the Legislative Counsel is authorized:

13 (a) To adopt such system of numbering as he deems practical.

14 (b) To cause the revision to be published in a number of
15 volumes deemed convenient.

16 (c) To cause the volumes to be bound in loose-leaf binders of
17 good, and so far as possible, permanent quality.

18 2. The pages of Nevada Revised Statutes must conform in size
19 and printing style to the pages of the Statutes of Nevada, and roman
20 style type must be used.

21 3. The Legislative Counsel shall classify and arrange the entire
22 body of statute laws in logical order throughout the volumes, the
23 arrangement to be such as will enable subjects of a kindred nature to
24 be placed under one general head, with necessary cross references.

25 4. Notes of decisions of the Supreme Court, historical
26 references and other material must be printed and arranged in such
27 manner as the Legislative Counsel finds will promote the usefulness
28 thereof.

29 5. The Legislative Counsel in keeping Nevada Revised Statutes
30 current shall not alter the sense, meaning or effect of any legislative
31 act, but may renumber sections and parts of sections thereof, change
32 the wording of headnotes, rearrange sections, change reference
33 numbers or words to agree with renumbered chapters or sections,
34 substitute the word "chapter" for "article" and the like, substitute
35 figures for written words and vice versa, change capitalization for
36 the purpose of uniformity, *correct inaccurate references to the*
37 *titles of officers, the names of departments or other agencies of the*
38 *State, local governments, or the Federal Government, and such*
39 *other name changes as are necessary to be consistent with the*
40 *laws of this state* and correct manifest clerical or typographical
41 errors.

42 6. The Legislative Counsel may create new titles, chapters and
43 sections of Nevada Revised Statutes, or otherwise revise the title,
44 chapter and sectional organization of Nevada Revised Statutes, all
45 as may be required from time to time, to effectuate the orderly and



1 logical arrangement of the statutes. Any new titles, chapters,
2 sections and organizational revisions have the same force and effect
3 as the 58 titles originally enacted and designated as the Nevada
4 Revised Statutes pursuant to chapter 2, Statutes of Nevada 1957.

5 7. The Legislative Counsel shall assign NRS numbers to such
6 new permanent and general laws enacted at any legislative session.

7 8. The Legislative Counsel shall resolve all nonsubstantive
8 conflicts between multiple laws enacted at any legislative session as
9 if made by a single enactment. If multiple amendments to a single
10 section of NRS are made during a legislative session, such
11 amendments are all effective and must be compiled in a manner that
12 is consistent with the intent of the Legislature as determined by the
13 Legislative Counsel.

14 *9. The Legislative Counsel shall substitute the name of any*
15 *agency, officer or instrumentality of the State or of a political*
16 *subdivision whose name is changed by law or to which powers,*
17 *duties and responsibilities have been transferred by law, for the*
18 *name which the agency, officer or instrumentality previously used*
19 *or which was previously vested with the same powers and charged*
20 *with the same duties and responsibilities.*

21 **Sec. 19.** The preliminary chapter of NRS is hereby amended
22 by adding thereto a new section to read as follows:

23 *The provisions of any law or statute which is reenacted,*
24 *amended or revised, so far as they are the same as those of prior*
25 *laws, shall be construed as a continuation of such laws and not as*
26 *new enactments. If any provision of a law is repealed and in*
27 *substance reenacted, a reference in any other law to the repealed*
28 *provision shall be deemed to be a reference to the reenacted*
29 *provision.*

30 **Sec. 20.** NRS 0.025 is hereby amended to read as follows:

31 0.025 1. Except as otherwise expressly provided in a
32 particular statute or required by the context:

33 (a) "May" confers a right, privilege or power. The term "is
34 entitled" confers a private right.

35 (b) "May not" or "no * * * may" abridges or removes a right,
36 privilege or power.

37 (c) "Must" expresses a requirement when:

38 (1) The subject is a thing, whether the verb is active or
39 passive.

40 (2) The subject is a natural person and:

41 (I) The verb is in the passive voice; or

42 (II) Only a condition precedent and not a duty is imposed.

43 (d) "Shall" imposes a duty to act.

44 (e) "Shall be deemed" or "shall be considered" creates a legal
45 fiction.



- 1 (f) "Shall not" imposes a prohibition against acting.
2 2. Except as otherwise required by the context, text of a statute
3 that:
4 (a) Follows subsections, paragraphs, subparagraphs or sub-
5 subparagraphs that are introduced by a colon;
6 (b) Is not designated as a separate subsection, paragraph,
7 subparagraph or sub-subparagraph; and
8 (c) Begins flush to the left margin rather than immediately
9 following the material at the end of the final subsection, paragraph,
10 subparagraph or sub-subparagraph,
11 ↪ applies to the section as a whole, in the case of subsections, or to
12 the subdivision preceding the colon as a whole rather than solely to
13 the subdivision that the text follows. *The symbol "↪" in bills and*
14 *in Nevada Revised Statutes indicates the beginning of such text.*

15 **Sec. 21.** NRS 286.495 is hereby amended to read as follows:

16 286.495 Except as provided in NRS 286.470, 286.475 and
17 286.501, members shall be credited with service on the basis of
18 days, months or years actually worked by a member, except that:

19 1. Intermittent service shall be credited to a member on the
20 basis of 1 day of service for each 8 hours worked, and portions of a
21 day shall be prorated.

22 2. Part-time employees who regularly work at least half-time
23 for a full year with a minimum of 720 hours worked are entitled to a
24 full year of credit for retirement eligibility only, with credit for
25 actual service for determination of benefit being granted on actual
26 time worked.

27 3. *An employee of the Nevada Legislature who works full*
28 *time for at least 6 months in a fiscal year during which the*
29 *Legislature meets in regular session is entitled to a full year of*
30 *credit for retirement eligibility only, with credit for actual service*
31 *for determination of benefit being granted on actual time*
32 *worked.*

33 Service credit under this section shall be computed according to the
34 fiscal year. No member may receive less credit under this section
35 than was provided under the law in force at the time when the credit
36 was earned.

37 **Sec. 22.** NRS 427A.370 is hereby amended to read as follows:

38 427A.370 1. The Nevada Silver Haired Legislative Forum
39 shall elect from among its members, to serve a term of 1 year:

40 (a) A President, who shall conduct meetings and oversee the
41 formation of committees as necessary to accomplish the purposes of
42 the Nevada Silver Haired Legislative Forum.

43 (b) A Vice President, who shall assist the President and conduct
44 meetings of the Nevada Silver Haired Legislative Forum if the
45 President is absent or otherwise unable to perform his duties.



1 (c) A Secretary, who shall:
2 (1) Prepare and keep a record of meetings, including, without
3 limitation, the date, time, place and purpose of every meeting; and

4 (2) At the first meeting every year of the Nevada Silver
5 Haired Legislative Forum, prepare a list of the dates of the meetings
6 that are scheduled for the year.

7 (d) A Treasurer, who shall ~~[, with the assistance of the Director
8 of the Legislative Counsel Bureau,]~~ administer any account
9 established pursuant to NRS 427A.395.

10 2. The ~~[Director of the Legislative Counsel Bureau shall
11 provide such persons as are necessary to assist the]~~ Nevada Silver
12 Haired Legislative Forum *may contract with such persons as are
13 necessary to assist the Forum* in carrying out its duties.

14 **Sec. 23.** NRS 218.274 is hereby repealed.

15 **Sec. 24.** 1. The Public Employees' Retirement System shall,
16 upon request by a current or former officer or employee of the
17 Nevada Legislature who would have been entitled to additional
18 credit for service pursuant to NRS 286.495, as amended by section
19 21 of this act, had those provisions been in effect for any period
20 during which he was an officer or employee of the Nevada
21 Legislature, recalculate that person's credit for service to take into
22 account the additional amount provided pursuant to that section.

23 2. A current or former officer or employee of the Nevada
24 Legislature who would be entitled to credit for service in the Public
25 Employees' Retirement System pursuant to the provisions of NRS
26 286.495, as amended by section 21 of this act, but who has
27 withdrawn his contributions pursuant to NRS 286.430, may
28 redeposit his withdrawn contributions pursuant to NRS 286.440,
29 under the terms and conditions provided pursuant to chapter 286 of
30 NRS, and thereby qualify for the credit for service provided
31 pursuant to NRS 286.495, as amended by section 21 of this act.

32 **Sec. 25.** Sections 21 and 24 of this act apply retroactively to
33 all persons who would have been entitled to additional service credit
34 pursuant to NRS 286.495, as amended by section 21 of this act, had
35 those provisions been in effect for any period during which they
36 were employed by the Nevada Legislature.

TEXT OF REPEALED SECTION

218.274 Fiscal notes prepared by two or more state agencies; general or consolidated fiscal note. Bills containing provisions for both appropriations and revenues or appropriations



for more than one state agency shall carry notes from each such agency, unless in the case of a bill which would require notes prepared by several agencies, the Fiscal Analysis Division determines that a single agency shall prepare a general note, or prepares a single consolidated fiscal note into which the information submitted by the several agencies is incorporated.

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