

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.

~

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



\* A B 5 4 2 R 1 \*

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



\* A B 5 4 2 R 1 \*

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 *1. 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 , ~~*[or 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.*

22 *2. Before preparing a fiscal note pursuant to this section, the*  
23 *Fiscal Analysis Division shall:*

24 *(a) Provide to the appropriate local governments a copy of the*  
25 *bill or joint resolution for which the fiscal note is required; and*

26 *(b) Request that the local governments review the bill or joint*  
27 *resolution and, if required, prepare a fiscal note pursuant to the*  
28 *provisions of subsection 2 of NRS 218.2752.*

29 *3. Except as otherwise provided in this subsection, a fiscal*  
30 *note is not required if the only impact on a local government is*  
31 *that a bill or joint resolution increases or newly provides for a*  
32 *term of imprisonment in a county or city jail or detention facility,*  
33 *or makes release on probation therefrom less likely. The Fiscal*  
34 *Analysis Division shall prepare a fiscal note for a bill or joint*  
35 *resolution for which a fiscal note is not otherwise required*  
36 *pursuant to this subsection if, within 8 working days after the bill*  
37 *or joint resolution is introduced:*

38 *(a) A local government prepares a fiscal note for the bill or*  
39 *joint resolution and submits it to the Fiscal Analysis Division; and*

40 *(b) The fiscal note complies with requirements set forth in*  
41 *NRS 218.2751.*

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

43 218.275 1. The name of the agency preparing the fiscal note  
44 must appear on the fiscal note with the ~~*[signature]*~~ *name* of the



1 official of the agency who is primarily responsible for preparing the  
2 note.

3 2. The Department of Administration shall review the fiscal  
4 notes prepared by the agencies before such notes are returned to the  
5 Legislature. If the Department of Administration disagrees with a  
6 fiscal note prepared by the agency, it may submit a supplementary  
7 fiscal note for the bill or joint resolution.

8 **Sec. 6.5.** NRS 218.2751 is hereby amended to read as follows:  
9 218.2751 The fiscal note must be factual and concise in nature,  
10 and must provide a reliable estimate of the dollar amount of effect  
11 the bill or joint resolution will have. If the agency *or local*  
12 *government* concludes that no dollar amount can be estimated, the  
13 note must so state with reasons for such a conclusion.

14 **Sec. 7.** NRS 218.2752 is hereby amended to read as follows:  
15 218.2752 **1.** Whenever a bill or joint resolution is submitted  
16 to an agency for a fiscal note, the agency shall prepare the note and  
17 return it to the Fiscal Analysis Division within 5 working days. The  
18 Fiscal Analysis Division may extend the period for not more than  
19 10 additional working days if the matter requires extended research.

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

22 *(a) Review the provisions of the bill or joint resolution to*  
23 *determine whether the bill or joint resolution reduces the revenues*  
24 *or increases the expenditures of the local government; and*

25 *(b) If the local government determines that the bill or joint*  
26 *resolution reduces the revenues or increases the expenditures of*  
27 *the local government, prepare a fiscal note for that bill or*  
28 *resolution and return it to the Fiscal Analysis Division within 8*  
29 *working days.*

30 **Sec. 8.** NRS 218.2753 is hereby amended to read as follows:  
31 218.2753 **1.** Agencies *and local governments* may use the  
32 bills and joint resolutions submitted to them for official purposes  
33 only. A person shall not copy or otherwise disseminate information  
34 concerning any bill or joint resolution submitted to him which has  
35 not been introduced in the Legislature without the consent of the  
36 requester.

37 **2.** Any person who knowingly disseminates information in  
38 violation of this section is guilty of a misdemeanor.

39 **Sec. 9.** NRS 218.2754 is hereby amended to read as follows:  
40 218.2754 **1.** The summary of each bill or joint resolution  
41 introduced in the Legislature must include the statement:

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

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



1 “Fiscal Note: Effect on Local Government: ~~[Contains~~  
 2 ~~Appropriation included in Executive Budget,” or~~  
 3 ~~“Fiscal Note: Effect on Local Government: Contains~~  
 4 ~~Appropriation not included in Executive Budget,”]~~  
 5 *Increases or Newly Provides for Term of Imprisonment*  
 6 *in County or City Jail or Detention Facility,”*

7 whichever is appropriate; and  
 8 (b) “Effect on the State: Yes,”  
 9 “Effect on the State: No,”  
 10 “Effect on the State: Contains Appropriation included in  
 11 Executive Budget,”  
 12 “Effect on the State: Executive Budget,” or  
 13 “Effect on the State: Contains Appropriation not included in  
 14 Executive Budget,”  
 15 whichever is appropriate.

16 2. The Legislative Counsel shall consult the Fiscal Analysis  
 17 Division to secure the appropriate information for summaries of  
 18 bills and joint resolutions.

19 **Sec. 10.** NRS 218.2755 is hereby amended to read as follows:  
 20 218.2755 After a bill or joint resolution has been drafted, the  
 21 Fiscal Analysis Division shall inform the requester that a fiscal note  
 22 is required when the draft is submitted to the requester for review. If  
 23 the requester so directs, the Fiscal Analysis Division shall promptly  
 24 determine the agency *or local government* to which the bill or joint  
 25 resolution should be submitted and shall submit it for a fiscal note.  
 26 If the requester is a Legislator and desires to introduce the bill or  
 27 joint resolution without a fiscal note, he may do so, but when the  
 28 bill is introduced, the Fiscal Analysis Division shall promptly  
 29 determine the agency *or local government* to which the bill or joint  
 30 resolution is to be submitted and shall forward it to the agency *or*  
 31 *local government* to obtain the fiscal note.

32 **Sec. 11.** NRS 218.2756 is hereby amended to read as follows:  
 33 218.2756 1. ~~[The original, signed copy of a fiscal note that is~~  
 34 ~~obtained before a bill or joint resolution is introduced must be~~  
 35 ~~retained by the Fiscal Analysis Division to be used as printer’s copy~~  
 36 ~~after the bill or joint resolution is introduced.~~  
 37 ~~—2.— If the fiscal note is obtained after the bill or joint resolution~~  
 38 ~~has been introduced, the Fiscal Analysis Division shall forward a~~  
 39 ~~signed copy to the Superintendent of the State Printing Division of~~  
 40 ~~the Department of Administration for the purposes of printing.~~  
 41 ~~—3.— The original fiscal note must be retained by the Fiscal~~  
 42 ~~Analysis Division.~~  
 43 ~~—4.— The]~~ *As soon as practicable after a fiscal note is received*  
 44 *from an agency, the* Fiscal Analysis Division shall send a copy of  
 45 the fiscal note to the chairman of the standing committee or



1 committees to which the bill or joint resolution has been referred.  
2 *The Fiscal Analysis Division shall retain the original fiscal note.*

3 2. *Upon expiration of the period prescribed in paragraph (b)*  
4 *of subsection 2 of NRS 218.2752, the Fiscal Analysis Division*  
5 *shall prepare a single consolidated fiscal note into which any*  
6 *information submitted by a local government regarding a bill or*  
7 *joint resolution must be incorporated. If, upon the expiration of*  
8 *that period, the Fiscal Analysis Division determines that no local*  
9 *governments have submitted information regarding the fiscal*  
10 *impact of a bill or joint resolution, the Fiscal Analysis Division*  
11 *shall prepare a fiscal note indicating that local governments have*  
12 *reported no decreases in revenues or increases in expenditures*  
13 *resulting from the bill or joint resolution. The Fiscal Analysis*  
14 *Division shall send to the chairman of the standing committee or*  
15 *committees to which the bill or joint resolution has been referred a*  
16 *copy of a fiscal note prepared pursuant to this subsection. The*  
17 *Fiscal Analysis Division shall retain the original fiscal note and*  
18 *any fiscal notes submitted by local governments for the bill or*  
19 *resolution.*

20 3. *If a local government wishes to submit a fiscal note for a*  
21 *bill or joint resolution after the expiration of the period prescribed*  
22 *in paragraph (b) of subsection 2 of NRS 218.2752, the local*  
23 *government must submit the fiscal note to the chairman of the*  
24 *committee or committees to which the bill or joint resolution has*  
25 *been referred, and a copy of the fiscal note to the Fiscal Analysis*  
26 *Division. The Fiscal Analysis Division shall retain the copy of the*  
27 *fiscal note provided by the local government.*

28 **Sec. 12.** NRS 218.277 is hereby amended to read as follows:  
29 218.277 1. Any member of the next succeeding regular  
30 session of the Legislature may request the Legislative Counsel to  
31 prefile any legislative bill or joint resolution that was requested by  
32 that Legislator for introduction in the next succeeding regular  
33 session of the Legislature.

34 2. *A person designated as a chairman of a standing*  
35 *committee for the next succeeding regular session of the*  
36 *Legislature may request the Legislative Counsel to prefile on*  
37 *behalf of the committee any legislative bill or joint resolution*  
38 *within the jurisdiction of the committee for introduction in the*  
39 *next succeeding regular session of the Legislature.*

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

43 ~~3-~~ 4. The Legislative Counsel shall not prefile a bill or joint  
44 resolution requested by:



1 (a) A member of the Legislature who is not a candidate for  
2 reelection until after the general election immediately preceding the  
3 regular session of the Legislature.

4 (b) A member of the Legislature who is elected or reelected to  
5 his office at the general election immediately preceding the regular  
6 session of the Legislature until he is determined to have received the  
7 highest number of votes pursuant to the canvass of votes required by  
8 NRS 293.395.

9 **Sec. 13.** NRS 218.480 is hereby amended to read as follows:

10 218.480 1. At the end of each session of the Legislature, ~~{100~~  
11 ~~copies of}~~ the journals must be printed, indexed and bound in book  
12 form in the same style as those of the 1927 session of the  
13 Legislature. The journal of each house must be bound separately.

14 2. The Secretary of the Senate and the Chief Clerk of the  
15 Assembly shall direct the compilation of the journal indexes, for  
16 their respective houses and shall deliver the completed journal  
17 indexes to the Superintendent.

18 3. The bound volumes must be delivered to the Legislative  
19 Counsel Bureau and constitute the journals of the Senate and the  
20 Assembly.

21 4. Each member of the Legislature of which such journals are  
22 the record is entitled to one copy of the Senate Journal and one copy  
23 of the Assembly Journal.

24 **Sec. 14.** NRS 218.642 is hereby amended to read as follows:

25 218.642 A petty cash account of the Legislative Counsel  
26 Bureau is hereby created ~~{for}~~ :

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

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

31 in the sum of not more than \$1,000 each for the minor expenses of  
32 the Legislative Counsel Bureau. Each account must be kept in the  
33 custody of an employee designated by the Director of the  
34 Legislative Counsel Bureau and must be replenished periodically  
35 from the Legislative Fund upon approval of expenditures and  
36 submission of vouchers or other documents to indicate payment.

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

38 218.647 1. The Legislative Counsel Bureau shall compile  
39 and publish a Legislative Manual containing information concerning  
40 the Legislature and ~~{the offices, departments, institutions and~~  
41 ~~agencies of the state government and}~~ other information appropriate  
42 for Legislators.

43 2. The costs of compilation and publication shall be paid from  
44 the Legislative Fund.





1       **Sec. 16.** NRS 218.683 is hereby amended to read as follows:  
2       218.683 1. The Director of the Legislative Counsel Bureau,  
3 as executive head of the Legislative Counsel Bureau, shall direct  
4 and supervise all its administrative and technical activities. The  
5 fiscal analysts, Legislative Auditor, Research Director and  
6 Legislative Counsel shall perform the respective duties assigned to  
7 them by law under the administrative supervision of the Director.  
8       2. The Director of the Legislative Counsel Bureau shall,  
9 consistent with the budget approved by the Legislative Commission  
10 and within the limits of legislative appropriations and other  
11 available funds, employ and fix the salaries of or contract for the  
12 services of such professional, technical, clerical and operational  
13 personnel and consultants as the execution of his duties and the  
14 operation of the Legislative Counsel Bureau may require.  
15       3. All of the personnel of the Legislative Counsel Bureau are  
16 exempt from the provisions of chapter 284 of NRS. They are  
17 entitled to such leaves of absence as the Legislative Commission  
18 shall prescribe.

19       ~~4. The Director shall serve as the Nevada Legislative Federal-~~  
20 ~~State Coordinator.]~~

21       **Sec. 17.** NRS 218.934 is hereby amended to read as follows:  
22       218.934 The Director may:  
23       1. Prepare and publish such reports concerning lobbying  
24 activities as he deems appropriate.  
25       2. Release to the public the name of any lobbyist who fails to  
26 file any activity report within 14 days after the date it is required to  
27 be filed.  
28       3. Revoke the registration of any lobbyist who fails to file any  
29 activity report within 30 days after the date it is required to be filed  
30 ~~or fails to file two or more activity reports within the time~~  
31 ~~required.~~

32       **Sec. 17.5.** NRS 218.940 is hereby amended to read as follows:  
33       218.940 1. ~~Any~~ *Except as otherwise provided in this*  
34 *subsection, a* registrant who files an activity report after the time  
35 provided in NRS 218.926 shall pay to the Director a fee for late  
36 filing of \$10 for each day that it was late, but the Director may  
37 reduce or waive this fee upon a finding of just cause. *The*  
38 *Legislative Commission may by regulation exempt a classification*  
39 *of lobbyist from the fee for late filing.*

40       2. An activity report with respect to which a late filing fee has  
41 been paid by the registrant or waived by the Director shall be  
42 deemed timely filed, and the late filing is not a public offense.

43       **Sec. 18.** NRS 220.120 is hereby amended to read as follows:  
44       220.120 1. In preparing the annotations and keeping Nevada  
45 Revised Statutes current, the Legislative Counsel is authorized:



- 1 (a) To adopt such system of numbering as he deems practical.  
2 (b) To cause the revision to be published in a number of  
3 volumes deemed convenient.  
4 (c) To cause the volumes to be bound in loose-leaf binders of  
5 good, and so far as possible, permanent quality.
- 6 2. The pages of Nevada Revised Statutes must conform in size  
7 and printing style to the pages of the Statutes of Nevada, and roman  
8 style type must be used.
- 9 3. The Legislative Counsel shall classify and arrange the entire  
10 body of statute laws in logical order throughout the volumes, the  
11 arrangement to be such as will enable subjects of a kindred nature to  
12 be placed under one general head, with necessary cross references.
- 13 4. Notes of decisions of the Supreme Court, historical  
14 references and other material must be printed and arranged in such  
15 manner as the Legislative Counsel finds will promote the usefulness  
16 thereof.
- 17 5. The Legislative Counsel in keeping Nevada Revised Statutes  
18 current shall not alter the sense, meaning or effect of any legislative  
19 act, but may renumber sections and parts of sections thereof, change  
20 the wording of headnotes, rearrange sections, change reference  
21 numbers or words to agree with renumbered chapters or sections,  
22 substitute the word "chapter" for "article" and the like, substitute  
23 figures for written words and vice versa, change capitalization for  
24 the purpose of uniformity , *correct inaccurate references to the*  
25 *titles of officers, the names of departments or other agencies of the*  
26 *State, local governments, or the Federal Government, and such*  
27 *other name changes as are necessary to be consistent with the*  
28 *laws of this state* and correct manifest clerical or typographical  
29 errors.
- 30 6. The Legislative Counsel may create new titles, chapters and  
31 sections of Nevada Revised Statutes, or otherwise revise the title,  
32 chapter and sectional organization of Nevada Revised Statutes, all  
33 as may be required from time to time, to effectuate the orderly and  
34 logical arrangement of the statutes. Any new titles, chapters,  
35 sections and organizational revisions have the same force and effect  
36 as the 58 titles originally enacted and designated as the Nevada  
37 Revised Statutes pursuant to chapter 2, Statutes of Nevada 1957.
- 38 7. The Legislative Counsel shall assign NRS numbers to such  
39 new permanent and general laws enacted at any legislative session.
- 40 8. The Legislative Counsel shall resolve all nonsubstantive  
41 conflicts between multiple laws enacted at any legislative session as  
42 if made by a single enactment. If multiple amendments to a single  
43 section of NRS are made during a legislative session, such  
44 amendments are all effective and must be compiled in a manner that



\* A B 5 4 2 R 1 \*

1 is consistent with the intent of the Legislature as determined by the  
2 Legislative Counsel.

3 *9. The Legislative Counsel shall substitute the name of any*  
4 *agency, officer or instrumentality of the State or of a political*  
5 *subdivision whose name is changed by law or to which powers,*  
6 *duties and responsibilities have been transferred by law, for the*  
7 *name which the agency, officer or instrumentality previously used*  
8 *or which was previously vested with the same powers and charged*  
9 *with the same duties and responsibilities.*

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

12 *The provisions of any law or statute which is reenacted,*  
13 *amended or revised, so far as they are the same as those of prior*  
14 *laws, shall be construed as a continuation of such laws and not as*  
15 *new enactments. If any provision of a law is repealed and in*  
16 *substance reenacted, a reference in any other law to the repealed*  
17 *provision shall be deemed to be a reference to the reenacted*  
18 *provision.*

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

20 0.025 1. Except as otherwise expressly provided in a  
21 particular statute or required by the context:

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

24 (b) "May not" or "no \* \* \* may" abridges or removes a right,  
25 privilege or power.

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

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

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

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

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

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

33 (e) "Shall be deemed" or "shall be considered" creates a legal  
34 fiction.

35 (f) "Shall not" imposes a prohibition against acting.

36 2. Except as otherwise required by the context, text of a statute  
37 that:

38 (a) Follows subsections, paragraphs, subparagraphs or sub-  
39 subparagraphs that are introduced by a colon;

40 (b) Is not designated as a separate subsection, paragraph,  
41 subparagraph or sub-subparagraph; and

42 (c) Begins flush to the left margin rather than immediately  
43 following the material at the end of the final subsection, paragraph,  
44 subparagraph or sub-subparagraph,



1 ↪ applies to the section as a whole, in the case of subsections, or to  
2 the subdivision preceding the colon as a whole rather than solely to  
3 the subdivision that the text follows. *The symbol “↪” in bills and*  
4 *in Nevada Revised Statutes indicates the beginning of such text.*

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

6 286.495 Except as provided in NRS 286.470, 286.475 and  
7 286.501, members shall be credited with service on the basis of  
8 days, months or years actually worked by a member, except that:

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

12 2. Part-time employees who regularly work at least half-time  
13 for a full year with a minimum of 720 hours worked are entitled to a  
14 full year of credit for retirement eligibility only, with credit for  
15 actual service for determination of benefit being granted on actual  
16 time worked.

17 3. *An employee of the Nevada Legislature who works full*  
18 *time for at least 6 months in a fiscal year during which the*  
19 *Legislature meets in regular session is entitled to a full year of*  
20 *credit for retirement eligibility only, with credit for actual service*  
21 *for determination of benefit being granted on actual time*  
22 *worked.*

23 Service credit under this section shall be computed according to the  
24 fiscal year. No member may receive less credit under this section  
25 than was provided under the law in force at the time when the credit  
26 was earned. *Nothing in this section allows a member to receive*  
27 *more than 1 year of credit for retirement eligibility in any year.*

28 **Sec. 22.** (Deleted by amendment.)

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

30 **Sec. 24.** 1. The Public Employees’ Retirement System shall,  
31 upon request by a current or former officer or employee of the  
32 Nevada Legislature who would have been entitled to additional  
33 credit for service pursuant to NRS 286.495, as amended by section  
34 21 of this act, had those provisions been in effect for any period  
35 during which he was an officer or employee of the Nevada  
36 Legislature, recalculate that person’s credit for service to take into  
37 account the additional amount provided pursuant to that section.

38 2. A current or former officer or employee of the Nevada  
39 Legislature who would be entitled to credit for service in the Public  
40 Employees’ Retirement System pursuant to the provisions of NRS  
41 286.495, as amended by section 21 of this act, but who has  
42 withdrawn his contributions pursuant to NRS 286.430, may  
43 redeposit his withdrawn contributions pursuant to NRS 286.440,  
44 under the terms and conditions provided pursuant to chapter 286 of



1 NRS, and thereby qualify for the credit for service provided  
2 pursuant to NRS 286.495, as amended by section 21 of this act.  
3 **Sec. 25.** Sections 21 and 24 of this act apply retroactively to  
4 all persons who would have been entitled to additional service credit  
5 pursuant to NRS 286.495, as amended by section 21 of this act, had  
6 those provisions been in effect for any period during which they  
7 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.

