
SENATE BILL NO. 13—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE CITY OF LAS VEGAS)

PREFILED NOVEMBER 18, 2020

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to collective bargaining by local government employers. (BDR 31-370)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 local governments; revising provisions governing the budgeted ending fund balance of certain local governments that is excluded from collective bargaining negotiations; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law provides for the resolution of an impasse in collective bargaining
2 through fact-finding, arbitration or both, but imposes limitations on the money that
3 a fact finder or arbitrator may consider in determining the financial ability of a local
4 government employer to pay compensation or monetary benefits. (NRS 288.200,
5 288.215, 288.217, 354.6241) Under existing law, for certain governmental funds of
6 a local government other than a school district, a budgeted ending fund balance of
7 not more than 16.67 percent of the total budgeted expenditures, less capital outlay,
8 is not subject to negotiation in collective bargaining and must not be considered by
9 a fact finder or arbitrator in determining the local government employer’s financial
10 ability to pay compensation or monetary benefits. (NRS 354.6241) This bill
11 provides instead that a budgeted ending fund balance of not more than 25 percent
12 of the total budgeted expenditures, less capital outlay, is not subject to negotiation
13 in collective bargaining and must not be considered by a fact finder or arbitrator in
14 determining the local government employer’s financial ability to pay compensation
15 and monetary benefits.



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

1 **Section 1.** NRS 354.6241 is hereby amended to read as
2 follows:

3 354.6241 1. The statement required by paragraph (a) of
4 subsection 5 of NRS 354.624 must indicate for each fund set forth
5 in that paragraph:

6 (a) Whether the fund is being used in accordance with the
7 provisions of this chapter.

8 (b) Whether the fund is being administered in accordance with
9 generally accepted accounting procedures.

10 (c) Whether the reserve in the fund is limited to an amount that
11 is reasonable and necessary to carry out the purposes of the fund.

12 (d) The sources of revenues available for the fund during the
13 fiscal year, including transfers from any other funds.

14 (e) The statutory and regulatory requirements applicable to the
15 fund.

16 (f) The balance and retained earnings of the fund.

17 2. Except as otherwise provided in subsection 3 and NRS
18 354.59891 and 354.613, to the extent that the reserve in any fund set
19 forth in paragraph (a) of subsection 5 of NRS 354.624 exceeds the
20 amount that is reasonable and necessary to carry out the purposes
21 for which the fund was created, the reserve may be expended by
22 the local government pursuant to the provisions of chapter 288 of
23 NRS.

24 3. For any local government other than a school district, for the
25 purposes of chapter 288 of NRS, a budgeted ending fund balance of
26 not more than ~~H6.67~~ 25 percent of the total budgeted expenditures,
27 less capital outlay, for a general fund:

28 (a) Is not subject to negotiations with an employee organization;
29 and

30 (b) Must not be considered by a fact finder or arbitrator in
31 determining the financial ability of the local government to pay
32 compensation or monetary benefits.

33 **Sec. 2.** Insofar as they conflict with the provisions of such an
34 agreement, the amendatory provisions of this act do not apply
35 during the current term of any collective bargaining agreement
36 entered into before the effective date of this act, but do apply to any
37 extension or renewal of such an agreement and to any agreement
38 entered into on or after the effective date of this act. For the
39 purposes of this section, the term of an agreement ends on the date
40 provided in the agreement, notwithstanding any provision of the
41 agreement that it remains in effect, in whole or in part, after that
42 date until a successor agreement becomes effective.



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

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