

Amendment No. 252

Assembly Amendment to Assembly Bill No. 222	(BDR 23-752)
Proposed by: Assembly Committee on Government Affairs	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION	Initial and Date		SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>
Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>
Receded <input type="checkbox"/>	Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/>	Not <input type="checkbox"/>

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

TJO/HAC



Date: 4/16/2023

A.B. No. 222—Makes changes to the computation of credit for service for certain members of the Public Employees’ Retirement System.
(BDR 23-752)



ASSEMBLY BILL NO. 222—ASSEMBLYMEN CARTER, PETERS, LA RUE HATCH, ANDERSON, TORRES; DURAN, MONROE-MORENO, SUMMERS-ARMSTRONG, TAYLOR AND THOMAS

FEBRUARY 23, 2023

JOINT SPONSOR: SENATOR NGUYEN

Referred to Committee on Government Affairs

SUMMARY—Makes changes to the computation of credit for service for certain members of the Public Employees’ Retirement System. (BDR 23-752)

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 the Public Employees’ Retirement System; revising the computation of credit for service for certain members of the Public Employees’ Retirement System who are employed by a school district; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law establishes a method for calculating the credit for service received by a
2 public employee who is a member of the Public Employees’ Retirement System. (NRS
3 286.470-286.505) Under existing law, a school district employee who is a member of the
4 System receives a full year of service credit if the employee works full-time for the full school
5 year. (NRS 286.501) **Section 2** of this bill provides for an employee of a school district who is
6 a member of the Public Employees’ Retirement System to receive a full year of service credit
7 if the employee works ~~for a scheduled basis, an on-call basis or any combination thereof, for~~
8 ~~not less than 8 months of the~~ **at least 900 hours in a** school year. **Section 1** of this bill makes
9 a conforming change to allow for the computation of service credit in **section 2**.

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

1 **Section 1.** NRS 286.481 is hereby amended to read as follows:
2 286.481 A member shall not be credited with service for:
3 1. Except as otherwise provided in NRS 286.385, leave of absence without
4 pay;
5 2. Overtime work;

1 3. Employment in a position which does not qualify the member for
2 participation in the System;

3 4. ~~[More]~~ *Except as otherwise provided in NRS 286.501, more* than 1 day
4 within a day, 1 month within a month, or 1 year of service in any 12-month period;
5 or

6 5. Any period for which compensation is not received by the member unless
7 specifically otherwise provided in this chapter.

8 **Sec. 2.** NRS 286.501 is hereby amended to read as follows:

9 286.501 Each member who is employed by a school district for less than 12
10 months per school year and each member of the professional staff of the Nevada
11 System of Higher Education employed for the academic year who is employed for
12 less than 12 months per fiscal year is credited with service as follows:

13 1. Service is credited on the basis of a full year if the member ~~works~~ *at least 900 hours in a* school year ~~or~~
14 ~~—(a) Works full-time for the full]~~ *at least 900 hours in a* school year ~~or~~
15 ~~—(b) Is employed by a school district and works on a scheduled basis, on an~~
16 ~~on-call basis or any combination thereof, for not less than 8 months of the school~~
17 ~~year.]~~

18 2. Employment for ~~[a part of]~~ *less than 900 hours in* a school year is ~~or~~
19 ~~except as otherwise provided in paragraph (b) of subsection 1.]~~ credited on a ratio
20 of one and one-third days for each day worked, but credit may not be given in
21 advance or until the appropriate period has expired.

22 3. A full year of service is not credited until the full 12-month period has
23 expired. If the employee begins work under a new contract before the expiration of
24 the 12-month period for the old contract, credit must be granted for the period of
25 overlap, as certified by the school district, at the first period in which there is a
26 lapse in service.

27 4. Service credit under this section must be computed according to:

28 (a) The school year for school district employees.

29 (b) The fiscal year for members of the professional staff of the Nevada System
30 of Higher Education.

31 5. A member receives full credit while on sabbatical leave if the public
32 employer certifies that the compensation and contributions reported for the member
33 are the same as if the member were employed full-time. If the employer does not so
34 certify, the member receives credit in the proportion that the member's actual
35 compensation bears to the member's previous compensation.

36 ➤ No member may receive less credit under this section than was provided under
37 the law in force when the credit was earned.

38 **Sec. 3.** *This bill becomes effective on July 1, 2023.*