

Amendment No. 150

Senate Amendment to Senate Bill No. 126	(BDR S-791)
Proposed by: Senate Committee on Revenue and Economic Development	
Amends: Summary: No Title: Yes 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.



SENATE BILL NO. 126—SENATOR NEAL

FEBRUARY 8, 2023

Referred to Committee on Revenue and
Economic Development

SUMMARY—Revises provisions relating to the NV Grow Program. (BDR S-791)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Contains Appropriation not included in
Executive Budget.

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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 economic development; revising provisions governing the NV
Grow Program; making ~~[an appropriation.]~~ appropriations; and
providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law directs the Division of Workforce and Economic Development of the
College of Southern Nevada to develop, create, oversee and manage the NV Grow Program to
provide certain informational and technical assistance to existing small businesses in this State
that are expanding or ready to expand. Existing law further directs the Division to: (1) select
the lead counselor who serves as coordinator of the Program; (2) employ a geographic
information specialist; and (3) consult with a stakeholder group in identifying additional
components that are necessary, advisable or advantageous for the growth and development of
businesses located in this State. (Section 2 of chapter 459, Statutes of Nevada 2015, as last
amended by chapter 570, Statutes of Nevada 2019, at page 3666)

Section 1 of this bill requires the Division to establish requirements for: (1) the
supervision of the lead counselor by at least two employees of the Division or by an advisory
team appointed by the Division; and (2) the training of the geographic information specialist.
Section 1 also requires the Program to provide to participants in the Program classes and
resources on business development and business financing. **Section 1** further revises the
stakeholder group to include the African Chamber of Commerce and Tourism ~~[]~~ and the
Vegas Chamber.

Existing law provides that the institutions of the Nevada System of Higher
Education located in Clark County and the Nevada Small Business Development Center
in Clark County shall cooperate with the geographic information system specialist to
mentor and track businesses participating in the Program in Clark County. (Section 2 of
chapter 459, Statutes of Nevada 2015, as last amended by chapter 570, Statutes of
Nevada 2019, at page 3666) Section 1 removes the requirement for the Nevada Small
Business Development Center in Clark County to participate in the tracking and
mentoring of businesses participating in the Program in Clark County. Section 1 also
provides that the Nevada Small Business Development Center located in Clark County
and the Division will assist in identifying skilled labor in this State and focus on the
utilization of existing resources as part of the Program.

Section 2 of this bill appropriates ~~[\$2,100,000]~~ \$950,000 for each fiscal year to [the
Nevada System of Higher Education to: (1) enable] the College of Southern Nevada to assist
and carry out the NV Grow Program. ~~[]~~ and (2) study the feasibility of establishing a center to

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31 ~~provide services and training in geographic information systems and assist in carrying out the~~
 32 ~~geographic information services provided by the Program. Section 2 requires the Nevada~~
 33 ~~System of Higher Education to prepare a report on the results of the study.]~~

34 Section 3.5 of this bill: (1) appropriates \$100,000 to the University of Nevada
 35 Cooperative Extension in Clark County to provide certain services to the NV Grow
 36 Program; and (2) appropriates \$30,000 to the stakeholder group of the NV Grow
 37 Program to employ or contract with a marketing professional to provide marketing
 38 services for the NV Grow Program.

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

1 **Section 1.** Section 2 of the NV Grow Act, being chapter 459, Statutes of
 2 Nevada 2015, as last amended by chapter 570, Statutes of Nevada 2019, at page
 3 3666, is hereby amended to read as follows:

4 Sec. 2. 1. The Division, in consultation with the stakeholders
 5 group, shall develop, create and oversee the NV Grow Program to stimulate
 6 Nevada's economy with a view toward providing assistance to businesses
 7 that are already located and operating in this State rather than recruiting
 8 businesses from other states to relocate in Nevada.

9 2. Under the auspices of the program:

10 (a) Institutions of the Nevada System of Higher Education located in
 11 Clark County ~~[and the Nevada Small Business Development Center in~~
 12 ~~Clark County]~~ shall, in cooperation with the geographic information system
 13 specialist employed at the College of Southern Nevada, mentor and track
 14 businesses participating in the program in Clark County. The Clark County
 15 Department of Business License will coordinate with the College to provide
 16 such data as may be necessary for the operation of the program in Clark
 17 County.

18 (b) The Nevada Small Business Development Centers located in Clark
 19 County and Washoe County shall each cooperate with the geographic
 20 information system specialist employed to assist businesses in Clark
 21 County that are participating in the program with marketing and other
 22 efforts.

23 3. The Division shall select the lead counselor and manage the NV
 24 Grow Program, which must include, without limitation:

25 (a) The employment *and supervision* of the lead counselor at the
 26 College of Southern Nevada who, in addition to his or her other duties,
 27 serves as the coordinator of the program. *⚡ The Division shall, to the*
 28 *extent practicable, ensure that the work of the lead counselor of the*
 29 *program is supervised by at least two employees of the Division or an*
 30 *advisory team appointed by the Division.*

31 (b) The employment *and training* of a geographic information
 32 specialist at the College of Southern Nevada who provides data to clients of
 33 the stakeholders group. *⚡ To the extent practicable, the geographic*
 34 *information specialist must receive training in geographic information*
 35 *systems at the Nevada Small Business Development Center located in*
 36 *Washoe County.*

37 (c) The appointment of the College of Southern Nevada as
 38 administrator of the geographic information system and fiscal agent for the
 39 program. *⚡*

1 (d) An analysis and identification by the Division of businesses and
2 business sectors in this State that are ready to expand and a determination
3 of which of these businesses and business sectors will participate in the
4 program. ~~{}~~

5 (e) Identification by the ~~{Centers}~~ *Nevada Small Business*
6 *Development Center located in Clark County* and the Division of the
7 skilled labor that exists in this State and its potential for growth. ~~{}~~

8 (f) Targeting by the Centers and the Division of business sectors and
9 occupations in this State that have demonstrated the ability to grow and
10 stimulate the economy of the State. ~~{}~~

11 (g) A focus by the ~~{Centers}~~ *Nevada Small Business Development*
12 *Center located in Clark County* and the Division on the utilization of
13 existing resources. ~~{}~~

14 (h) The harnessing of the academic expertise of the College of
15 Southern Nevada and the Centers to provide economic and market data to
16 contribute to the diversification and growth of the economy of this State .
17 ~~{}~~

18 (i) The use of geographic information systems by the College of
19 Southern Nevada and the Centers to map areas of this State to determine
20 locations in which retail sales and other commerce are flourishing and
21 locations in which retail sales and commerce demonstrate the capacity for
22 further growth. ~~{}~~

23 (j) The elements described in subsection 2. ~~{}~~

24 (k) The provision of informational and other assistance by the College
25 of Southern Nevada to businesses and business sectors in this State,
26 including, without limitation, business training, nontraditional marketing
27 techniques and business mentoring. ~~{, and}~~

28 (l) Such other components as the Division, in consultation with the
29 stakeholders group, determines are likely to be necessary, advisable or
30 advantageous for the growth and development of businesses located in this
31 State.

32 4. The program shall, insofar as is possible, use the resources and
33 expertise of the Centers and make available those resources and that
34 expertise to businesses in this State for the purposes of:

35 (a) Developing business connections and business mentorships within
36 the program;

37 (b) Exchanging data and other information with and between
38 businesses and trade associations;

39 (c) Creating and facilitating peer-to-peer mentoring sessions for
40 participants in the NV Grow Program; ~~{and}~~

41 (d) Providing to businesses and business sectors data and other
42 information that is calculated or otherwise generated through the use of
43 geographic information systems ~~{}~~; *and*

44 *(e) Providing to participants in the NV Grow Program classes and*
45 *resources on business development and business financing.*

46 5. To the extent possible, the program must be conducted with the
47 goal of selecting at least 30 businesses in Clark County to participate in the
48 program every year.

49 6. To qualify to participate in the program, a business must:

50 (a) Have its principal place of business within the State of Nevada and
51 have had its principal place of business in this State for at least 2 years;

52 (b) Generate at least \$50,000 but not more than \$700,000 in revenue;
53 and

(c) Have a business plan.

7. As used in this section:

(a) "Business plan" means a written statement of a set of business goals, the reasons those goals are believed to be attainable and the plan for reaching those goals.

(b) "Centers" means all institutions of the Nevada System of Higher Education, including, without limitation, the College of Southern Nevada and the University of Nevada, Reno.

(c) "Geographic information system" means a computerized database management system for the capture, storage, retrieval, analysis and display of spatial or locationally defined data.

(d) "Stakeholders group" means a group of persons interested in economic development in this State selected by the Division, including, without limitation, a representative of the College of Southern Nevada, the University of Nevada, Las Vegas, the Urban Chamber of Commerce of Las Vegas, the Las Vegas Latin Chamber of Commerce, *the African Chamber of Commerce and Tourism*, *the Vegas Chamber*, the Henderson Chamber of Commerce, the Asian Community Development Council, the Valley Center Opportunity Zone, the University of Nevada Cooperative Extension in Clark County, Clark County and incorporated cities in Clark County and various entities affiliated with the Small Business Administration.

Sec. 2. 1. There is hereby appropriated from the State General Fund to ~~the Nevada System of Higher Education the sum of \$2,100,000 to:~~

~~(a) Enable~~ the College of Southern Nevada ~~to:~~

~~(1)~~ **the following sums:**

For the Fiscal Year 2023-2024 \$950,000

For the Fiscal Year 2024-2025 \$950,000

2. The College of Southern Nevada shall use the money appropriated pursuant to subsection 1 to:

(a) Provide or obtain such services as may be necessary to assist and carry out the Program;

~~(2)~~ **(b)** Provide training to the geographic information specialist employed pursuant to paragraph (b) of subsection 3 of section 2 of the NV Grow Act to assist small businesses who participate in the Program, including, without limitation, travel expenses to receive training from a geographic information specialist at the Nevada Small Business Development Center in Washoe County at least once every 3 months for not less than 1 year;

~~(3)~~ **(c)** Provide stipends for the counselors and members of the faculty of the Nevada System of Higher Education who provide services in connection with the Program; and

~~(4)~~ **(d)** Make direct program expenditures to assist and carry out the Program, including, without limitation, expenditures for data software, marketing tools, interns, field trips and grants to members of the stakeholders group, as defined in subsection 7 of section 2 of the NV Grow Act to assist and carry out the Program. ~~;~~ **and**

~~(b) Study the feasibility of establishing a center to provide services and training in geographic information systems and assist in carrying out the geographic information services provided by the Program.~~

~~2. All money;~~

3. Any remaining balance of the sums appropriated by ~~the provisions of this section~~ **subsection 1** must ~~be used only for the purposes specified in subsection 1 and no portion of the money may be set aside, distributed or otherwise committed or used for any other purpose, including, without limitation, any indirect~~

1 ~~costs incurred by any institution of the Nevada System of Higher Education,~~
2 ~~including, without limitation, the College of Southern Nevada.~~

3 ~~2. On or before September 1, 2024, the Nevada System of Higher Education~~
4 ~~shall:~~

5 ~~(a) Prepare a report on the results of the study of the feasibility of establishing~~
6 ~~a center to provide services and training in geographic information systems and~~
7 ~~assist in carrying out the geographic information services provided by the Program;~~
8 ~~and~~

9 ~~(b) Submit the report to the Governor and to the Director of the Legislative~~
10 ~~Counsel Bureau for transmittal to the 83rd Session of the Nevada Legislature.] **not**~~
11 ~~**be committed for expenditure after June 30 of the respective fiscal years by the**~~
12 ~~**entity to which the appropriation is made or any entity to which money from**~~
13 ~~**the appropriation is granted or otherwise transferred in any manner, and any**~~
14 ~~**portion of the appropriated money remaining must not be spent for any**~~
15 ~~**purpose after September 20, 2024, and September 19, 2025, respectively, by**~~
16 ~~**either the entity to which the money was appropriated or the entity to which**~~
17 ~~**the money was subsequently granted or transferred, and must be reverted to**~~
18 ~~**the State General Fund on or before September 20, 2024, and September 19,**~~
19 ~~**2025, respectively.**~~

20 4. As used in this section, “Program” means the NV Grow Program created
21 pursuant to section 2 of the NV Grow Act, chapter 459, Statutes of Nevada 2015, as
22 last amended by chapter 570, Statutes of Nevada 2019, at page 3666.

23 **Sec. 3.** ~~[Any remaining balance of the appropriation made by section 2 of this~~
24 ~~act must not be committed for expenditure after June 30, 2025, by the entity to~~
25 ~~which the appropriation is made or any entity to which money from the~~
26 ~~appropriation is granted or otherwise transferred in any manner, and any portion of~~
27 ~~the appropriated money remaining must not be spent for any purpose after~~
28 ~~September 19, 2025, by either the entity to which the money was appropriated or~~
29 ~~the entity to which the money was subsequently granted or transferred, and must be~~
30 ~~reverted to the State General Fund on or before September 19, 2025.] **(Deleted by**~~
31 ~~**amendment.)**~~

32 **Sec. 3.5. 1. There is hereby appropriated from the State General Fund**
33 **to:**

34 **(a) The University of Nevada Cooperative Extension in Clark County the**
35 **sum of \$100,000 to provide counseling, training in geographic information**
36 **systems and data scrubbing services for the Program.**

37 **(b) The stakeholder group as defined in subsection 7 of section 2 of the NV**
38 **Grow Act the sum of \$30,000 to employ or contract with a marketing**
39 **professional on a part-time basis to provide marketing services for the**
40 **Program.**

41 **2. Any remaining balance of the appropriations made by subsection 1**
42 **must not be committed for expenditure after June 30, 2025, by the entity to**
43 **which the appropriation is made or any entity to which money from the**
44 **appropriation is granted or otherwise transferred in any manner, and any**
45 **portion of the appropriated money remaining must not be spent for any**
46 **purpose after September 19, 2025, by either the entity to which the money was**
47 **appropriated or the entity to which the money was subsequently granted or**
48 **transferred, and must be reverted to the State General Fund on or before**
49 **September 19, 2025.**

50 **3. As used in this section, “Program” means the NV Grow Program**
51 **created pursuant to section 2 of the NV Grow Act, chapter 459, Statutes of**
52 **Nevada 2015, as last amended by chapter 570, Statutes of Nevada 2019, at page**
53 **3666.**

1 **Sec. 4.** Any remaining balance of the money received by the Division of
2 Workforce and Economic Development of the College of Southern Nevada from
3 any gifts, grants or donations accepted by the Division pursuant to section 4.5 of the
4 NV Grow Act, chapter 459, Statutes of Nevada 2015, as last amended by chapter
5 570, Statutes of Nevada 2019, at page 3669, that has not been committed for
6 expenditure before July 1, 2023, must be transferred to an account in the State
7 General Fund administered by the College of Southern Nevada for the purposes of
8 carrying out the provisions of the NV Grow Act.

9 **Sec. 5.** Upon acceptance of the money appropriated by section 2 of this act,
10 the ~~[Nevada System of Higher Education]~~ **College of Southern Nevada** agrees to:

11 1. Prepare and transmit quarterly reports to the Interim Finance Committee
12 that describe each expenditure made from the money appropriated by section 2 of
13 this act from the date on which the money was received by the ~~[Nevada System of
14 Higher Education]~~ **College of Southern Nevada** through December 1, 2024;

15 2. Prepare and transmit a final report to the Interim Finance Committee on or
16 before September 19, 2025, that describes each expenditure made from the money
17 appropriated by section 2 of this act from the date on which the money was
18 received by the ~~[Nevada System of Higher Education]~~ **College of Southern
19 Nevada** through June 30, 2025; and

20 3. Upon request of the Legislative Commission, make available to the
21 Legislative Auditor any of the books, accounts, claims, reports, vouchers or other
22 records of information, confidential or otherwise, of the ~~[Nevada System of Higher
23 Education]~~ **College of Southern Nevada**, regardless of their form or location, that
24 the Legislative Auditor deems necessary to conduct an audit of the use of the
25 money appropriated pursuant to section 2 of this act.

26 **Sec. 6.** This act becomes effective on July 1, 2023.