

BDR 28-967 SB 301

EXECUTIVE AGENCY FISCAL NOTE

AGENCY'S ESTIMATES

Date Prepared: March 22, 2023

Agency Submitting: Department of Business and Industry, Office of Labor Commissioner

Items of Revenue or Expense, or Both	Fiscal Year 2022-23	Fiscal Year 2023-24	Fiscal Year 2024-25	Effect on Future Biennia
Cat 01 Personnel (Expense)		\$141,274	\$289,564	\$579,128
Cat 03 Travel (Expense)		\$4,399	\$4,399	\$8,798
Cat 04 Operating (Expense)		\$26,966	\$16,447	\$32,894
Cat 26 IT (Expense)		\$11,553	\$3,315	\$6,630
Total	0	\$184,192	\$313,725	\$627,450

Explanation

(Use Additional Sheets of Attachments, if required)

As drafted, BDR 28-967 will result in an increase in wage claims and investigations because the Office of the Labor Commissioner (OLC) will be responsible for enforcing prevailing wage laws on deliveries and removals of construction material or structures.

An investigation into claims would include: (1) analysis of certified payroll reports (CPR)s to identify all deliveries or removals from a PWP; (2) determination of whether the delivery or removal included construction material or structures; (3) identification of truck driver contractor/subcontractor responsible for compliance; (4) calculation of how much time actually spent on the specific delivery or removal; (5) determination of applicable jurisdictional wage; (6) audit of wage paid; (7) determination of violations; and (8) assessment of wages/penalties/forfeitures.

Based on the increase in compliance and enforcement responsibilities, the OLC would require four (4) additional positions. Two (2) Compliance Audit Investigator I, Grade 30 to address the wage claims, investigations, and hearings. One (1) Program Officer II, Grade 33 to perform the increase in audits and review of the Certified Payroll Reports. One (1) Administrative Assistant III, Grade 27 to provide support and assistance with the increase of claims and audits. Two (2) in state trips per year for investigators will be required to handle the additional claims.

Name Brett Harris

Title Labor Commissioner

GOVERNOR'S OFFICE OF FINANCE COMMENTS

The agency's response appears reasonable.

Date Monday, March 20, 2023

Name Amy Stephenson

Title Director

Section A1: Line Item Detail by GL

Budget Account: 3900 B&I - LABOR COMMISSIONER

Item No	Description	Actual 2021-2022	Work Program 2022-2023	W03 Year 1 2023-2024	W03 Year 2 2024-2025
E225	EFFICIENCY & INNOVATION				
	EXPENDITURE				
01	PERSONNEL SERVICES				
5100	SALARIES	0	0	98,322	203,141
5200	WORKERS COMPENSATION	0	0	2,605	3,918
5300	RETIREMENT	0	0	17,206	35,550
5400	PERSONNEL ASSESSMENT	0	0	948	948
5500	GROUP INSURANCE	0	0	17,520	36,412
5700	PAYROLL ASSESSMENT	0	0	188	188
5750	RETIRED EMPLOYEES GROUP INSURANCE	0	0	3,058	6,460
5800	UNEMPLOYMENT COMPENSATION	0	0	0	0
5840	MEDICARE	0	0	1,427	2,947
	TOTAL FOR CATEGORY 01	0	0	141,274	289,564
03	IN-STATE TRAVEL				
6200	PER DIEM IN-STATE	0	0	1,579	1,579
6210	FS DAILY RENTAL IN-STATE	0	0	980	980
6240	PERSONAL VEHICLE IN-STATE	0	0	216	216
6250	COMM AIR TRANS IN-STATE	0	0	1,624	1,624
	TOTAL FOR CATEGORY 03	0	0	4,399	4,399
04	OPERATING				
7020	OPERATING SUPPLIES	0	0	186	372
7044	PRINTING AND COPYING - C	0	0	105	210
7045	STATE PRINTING CHARGES	0	0	2	4
7050	EMPLOYEE BOND INSURANCE	0	0	15	15
7054	AG TORT CLAIM ASSESSMENT	0	0	466	466
705A	NON B&G - PROP. & CONT. INSURANCE	0	0	85	170
7110	NON-STATE OWNED OFFICE RENT	0	0	6,480	12,960
7255	B & G LEASE ASSESSMENT	0	0	53	109
7285	POSTAGE - STATE MAILROOM	0	0	561	1,122
7289	EITS PHONE LINE AND VOICEMAIL	0	0	450	901
7296	EITS LONG DISTANCE CHARGES	0	0	59	118
8241	NEW FURNISHINGS <\$5,000 - A	0	0	18,504	0
	TOTAL FOR CATEGORY 04	0	0	26,966	16,447
26	INFORMATION SERVICES				
7073	SOFTWARE LICENSE/MNT CONTRACTS	0	0	460	460
7547	EITS BUSINESS PRODUCTIVITY SUITE	0	0	570	1,140
7554	EITS INFRASTRUCTURE ASSESSMENT	0	0	1,233	1,233

State of Nevada - Budget Division
 Line Item Detail & Summary
 2023-2025 Biennium (FY24-25)

Item No	Description	Actual 2021-2022	Work Program 2022-2023	W03 Year 1 2023-2024	W03 Year 2 2024-2025
7556	EITS SECURITY ASSESSMENT	0	0	482	482
8371	COMPUTER HARDWARE <\$5,000 - A	0	0	8,808	0
	TOTAL FOR CATEGORY 26	0	0	11,553	3,315
	TOTAL EXPENDITURES FOR DECISION UNIT E225	0	0	184,192	313,725
	TOTAL REVENUES FOR BUDGET ACCOUNT 3900	0	0	0	0
	TOTAL EXPENDITURES FOR BUDGET ACCOUNT 3900	0	0	184,192	313,725

2023-2025 Biennium (FY24-25)
W03 BDR 28-967 PUBLIC WORKS

Section A: Position Detail

Budget Account: 3900 B&I - LABOR COMMISSIONER

Type	Description	PCN	Class	Gd	Add	Anv	St	End	Ret	FTE	FTE	FTE	FTE	2023-2024		2024-2025		
				Step	Gd	Mo			Cd	Actual	WP	Y1	Y2 MI	Salary	Benefits	Salary	Benefits	
E225 EFFICIENCY & INNOVATION																		
1 Default																		
4	COMPLIANCE/AUDIT INVEST 1	000000	11366	30-4	0	1	1-24	6-25	1	0.00	0.00	1.00	1.00	Y SUM	23,556	10,485	48,640	21,130
4	PROGRAM OFFICER 2	000000	07647	33-7	0	1	1-24	6-25	1	0.00	0.00	1.00	1.00	Y SUM	30,457	12,190	62,987	24,313
4	ADMIN ASSISTANT 3	000000	02211	27-4	0	1	1-24	6-25	1	0.00	0.00	1.00	1.00	Y SUM	20,753	9,792	42,874	19,850
4	COMPLIANCE/AUDIT INVEST 1	000000	11366	30-4	0	1	1-24	6-25	1	0.00	0.00	1.00	1.00	Y SUM	23,556	10,485	48,640	21,130
TOTAL FOR LINE ITEM POSITION GROUP 1										0.00	0.00	4.00	4.00		98,322	42,952	203,141	86,423
TOTAL FOR DECISION UNIT E225										0.00	0.00	4.00	4.00		98,322	42,952	203,141	86,423
TOTAL FOR BUDGET ACCOUNT 3900										0.00	0.00	4.00	4.00		98,322	42,952	203,141	86,423

Budget Account: BA3900 Labor Commission
Agency: Department of Business and Industry
Category: 03-In State Travel

Position Title	Location	Date	Purpose	QTY	Cost	6200 Per Diem	6210 FS Daily Rate	6240 Pers Veh	6250 Air	Total Cost
1 FTE to take two 3-day trips from Las Vegas to Carson City per Fiscal Year For Audit Requirements										
Compliance/Audit Investigator 1	Carson City, NV	TBD	Lodging (\$98/night) + 11% Tax	2	108.78	218	-	-	-	218
			Airport Parking	3	18.00	-	-	54	-	54
			Airfare	1	405.97	-	-	-	406	406
			Fleet Services (37.34 + 0.19 per mile x 100 miles)	3	244.84	-	245	-	-	245
			Meals & Incidentals / Full Day	3	59.00	177	-	-	-	177
Total 1 FTE x 2 Trips:						789	490	108	812	2,199
1 FTE to take two 3-day trips from Las Vegas to Carson City per Fiscal Year For Audit Requirements										
Compliance/Audit Investigator 1	Carson City, NV	TBD	Lodging (\$98/night) + 11% Tax	2	108.78	218	-	-	-	218
			Airport Parking	3	18.00	-	-	54	-	54
			Airfare	1	405.97	-	-	-	406	406
			Fleet Services (37.34 + 0.19 per mile x 100 miles)	3	244.84	-	245	-	-	245
			Meals & Incidentals / Full Day	3	59.00	177	-	-	-	177
Total 1 FTE x 2 Trips:						789	490	108	812	2,199
Total:						1,579.00	980.00	216.00	1,624.00	4,399.00