

**BDR 19-122**  
**AB 139**

STATE GOVERNMENT  
FISCAL NOTE

AGENCY'S ESTIMATES

Date Prepared: March 10, 2023

Agency Submitting: State Agencies

<b>Items of Revenue or Expense, or Both</b>	<b>Fiscal Year 2022-23</b>	<b>Fiscal Year 2023-24</b>	<b>Fiscal Year 2024-25</b>	<b>Effect on Future Biennia</b>
Total	0	0	0	0

Explanation

(Use Additional Sheets of Attachments, if required)

Name \_\_\_\_\_

Title \_\_\_\_\_

State Agency Responses  
A.B. 139 / BDR 19 - 122

State Agency: <b>Cannabis Compliance Board</b> Approved by: Lisa Figueroa, ASO3 Comment: The Cannabis Compliance Board has reviewed BDR 19-122 and has determined that as currently written that there is no fiscal impact.				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: <b>Colorado River Commission of Nevada</b> Approved by: Douglas Beatty, Administrative Services Officer Comment: The agency has reviewed the bill draft and determined that there is no fiscal impact.				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: <b>Commission on Judicial Discipline</b> Approved by: Paul C. Deyhle, Executive Director and General Counsel Comment: The agency has reviewed the bill and determine that there is no fiscal impact.				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: <b>Department of Agriculture</b> Approved by: Marko Markovic, Administrative Services Officer III Comment: These forms are produced in house by printing them as needed. No impact to the agency.				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: <b>Department of Business and Industry</b> Approved by: Dale Hansen, ASO IV Comment: As currently drafted, BDR 19-122 has been reviewed. The agency has determined that there is no fiscal impact.				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Corrections**

Approved by: Zachary N. Hoefling, Administrative Services Officer 3

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Education**

Approved by: Beau Bennett, State Education Funding Specialist

Comment: If enacted, the proposed legislation would require a governmental agency that collects demographic information on race or ethnicity to include a category of person of Middle Eastern or North African descent. The agency has reviewed the bill and determined that there is no fiscal impact as of February 8, 2023.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Employment, Training and Rehabilitation**

Approved by: Stewart Terry, Admin Services Officer II

Comment: DETR Supporting Narrative for Fiscal Note related to BDR 19-122

DETR has reviewed BDR 19-122 and determined that there is fiscal impact related to personnel time to comply with the requirements of the bill. This bill would require that agencies collecting demographic data on race/ethnicity include options for persons of Middle Eastern and North African descent. DETR currently has two systems which collect demographic data that would incur costs to add these options.

The Unemployment Insurance (UI) system would require an estimated 8 hours of developer time by an IT Professional 3, and 8 hours of testing time by a Business Process Analyst 2, with a total cost of approximately \$563.84.

The Bureau of Vocational Rehabilitation (BVR) system would require an estimated implementation and testing time of 10 hours by a Business Process Analyst 3, and would involve staff training of approximately 30 minutes for 87 staff members to ensure that the information is captured appropriately by staff from clients. The total cost for implementation, testing, and staff training for BVR would be approximately \$1,519.22.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Has Impact	\$0	\$2,083	\$0	\$0

State Agency: **Department of Indigent Defense Services**

Approved by: Marcie Ryba, Director

Comment: We have reviewed the legislation and do not believe it will have a fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Sentencing Policy**

Approved by: Victoria Gonzalez, Executive Director

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Taxation**

Approved by: Adriane Roberts-Larson, Deputy Executive Director - Administrative Services

Comment: The Department has reviewed this BDR and concluded that it does not have a fiscal impact on the Department.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Tourism and Cultural Affairs**

Approved by: Brenda Scolari, Director

Comment: After review, there is no fiscal impact to the Department of Tourism and Cultural Affairs because no demographic information is collected by our agencies.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Transportation**

Approved by: Debbie Binggeli, Customer Service Manager/Legislative Coordinator

Comment: The agency has reviewed the bill and determined there will be no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Veterans Services**

Approved by: David Johnson, Deputy XO

Comment: The agency has reviewed the bill and determined that there is no fiscal impact

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Wildlife**

Approved by: Jordan Goshert, Deputy Director, Administrative Services

Comment: The Department has reviewed BDR 19-122 and determined that there will not be a fiscal impact to the Department.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Division of Minerals**

Approved by: Mike Visher, Administrator

Comment: There is no fiscal impact to the agency.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Governor's Office of Economic Development**

Approved by: Michele Lynn, GOED Director of Administration

Comment: "The agency has reviewed the bill and determined that there is no fiscal impact".

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Commission on Ethics**

Approved by: Ross Armstrong, Executive Director

Comment:

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Gaming Control Board**

Approved by: Michael K. Morton, Senior Policy Counsel

Comment: The Nevada Gaming Control Board has reviewed the bill and determined that there would be no fiscal impact to the Board.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada System of Higher Education**

Approved by: Tillery Williams, Director of Community Engagement, Equity, and Inclusion

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Attorney General**

Approved by: Jessica Hoban, Chief Financial Officer

Comment: The agency has reviewed the BDR and determined there should be no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Lieutenant Governor**

Approved by: Michael Dayton, Senior Advisor

Comment: The agency has reviewed the BDR as written and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Military**

Approved by: Jared Franco, ASO III

Comment: The agency has reviewed the bill and determined that there is no fiscal impact

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Secretary of State**

Approved by: Debbie Bowman, Deputy Secretary of State for Operations

Comment: The agency has reviewed the bill and anticipates no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the State Controller**

Approved by: James Smack, Chief Deputy Controller

Comment:

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the State Treasurer**

Approved by: Kirsten Van Ry, Chief of Staff

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Peace Officers' Standards and Training Commission**

Approved by: Christopher L. Carter, Deputy Director

Comment: Nevada POST has reviewed the text of the bill and anticipates no fiscal impact as written.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Public Employees' Benefits Program**

Approved by: Laura Rich, Executive Officer

Comment: The agency has reviewed the bill and determined there is no fiscal impact to the Public Employees' Benefits Program.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Public Employees' Retirement System**

Approved by: Tina Leiss, Executive Officer

Comment:

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Public Utilities Commission of Nevada**

Approved by: Breanne Potter, Commission Secretary

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **State Department of Conservation and Natural Resources**

Approved by: Kelly Williams, Administrative Services Officer IV

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **State Public Charter School Authority**

Approved by: Jennifer Bauer, Director of Finance & Operations

Comment: The agency has reviewed this bill and determined the following: A) Fiscal impact to the agency - none; B) Fiscal impact to the sponsored charter schools – none.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Governor, Office for New Americans**

Approved by: Vincent Nava, Senior Advisor

Comment:

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Governor, Athletic Commission**

Approved by: Frankie Mason, Management Analyst II

Comment: The Athletic Commission (agency) has reviewed the BDR as written and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Governor, Office of Science, Innovation & Technology**

Approved by: Brian Mitchell, Director

Comment:

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0



State Agency: **Department of Administration, Human Resource Management**

Approved by: Mande Bowsmith, DHRM Administrator

Comment: The Division has reviewed the BDR as written and determined there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Administration, Purchasing Division**

Approved by: Kevin D. Doty, Administrator

Comment: Purchasing has reviewed the BDR as written and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Administration, Deferred Compensation**

Approved by: Robert Boehmer, Executive Officer

Comment: The Division has reviewed the BDR as written and determined there no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Motor Vehicles, Research and Project Management**

Approved by: Angela Smith-Lamb, DMV Administrator

Comment: BDR 19-122 relates to state agencies and would require that agencies that currently collect demographic information on race or ethnicity to include a category for Middle Eastern and/or North African descent. The bill becomes effective upon passage and approval for adopting regulations and carrying out administrative tasks, and January 1, 2024, for all other purposes.

The Department has reviewed this bill and determined there is no impact as written. DMV does not collect race or ethnicity information as a part of its ongoing operations.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Health and Human Services, Director's Office**

Approved by: Christina Hadwick, Administrative Services Officer IV

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Health and Human Services, Aging and Disability Services**

Approved by: Tiffany M. Lewis, ASO IV

Comment: The Aging and Disability Services Division reviewed this bill draft request and determined that there is no fiscal impact to the division.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Health and Human Services, Health Care Financing and Policy**

Approved by: Stacie Weeks, Administrator

Comment: The Division of Health Care Financing and Policy (DHCFP) has determined that the legislation, if passed, would have a fiscal impact. Section 1 of the bill would require DHCFP to add new demographic information into the Medicaid Management Information System (MMIS). This would require various technology system changes with an estimated cost of \$11,200.00 (with 75% FFP), resulting in a cost of \$2,800.00 for the State General Fund in SFY23/24.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Has Impact	\$0	\$11,200	\$0	\$0

State Agency: **Department of Health and Human Services, Welfare and Supportive Services**

Approved by: Joshua Larkin, Budget Analyst

Comment: The agency has reviewed the bill and determined the fiscal impact would cost approximately \$828,900 to complete.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Has Impact	\$0	\$414,450	\$414,450	\$0

State Agency: **Department of Health and Human Services, Child and Family Services**

Approved by: Heather Bugg, Administrative Services Officer IV

Comment: The agency has reviewed the bill and determined there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Public Safety, Parole and Probation**

Approved by: Nicole Lubich, Management Analyst IV

Comment: BDR 19-122 Revises provisions governing certain demographic information collected by governmental agencies.

This bill is altering NRS 239B to include A governmental agency that collects information from a person related to the race or ethnicity of the person shall include a separate category for person of Middle Eastern or North African descent.

The addition to the NRS will not have an impact on the Division of Parole and Probation provided the new Offender Tracking Information System (OTIS) is online. The Division will have full system administrator functions of OTIS and will be able to add the additional categories if the bill is enacted.

Please note that if the bill is implemented before the agency goes live with the new OTIS software, the division will not be able to accommodate the change as our current system is not capable of modifications. The current Go-Live date is scheduled to be December 2023.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Public Safety, Nevada Highway Patrol**

Approved by: Kristen Defer, ASO 3

Comment: AB139 (BDR 19-122) revises provisions governing certain demographic information collected by governmental agencies. The bill proposes to revise chapter 239B of the Nevada Revised Statute to require a governmental agency that collects demographic information on race or ethnicity to include a category for persons of Middle Eastern or North African descent. As currently proposed, this bill would not have a fiscal impact on the Nevada Highway Patrol of the Department of Public Safety. SB 236 passed in the 2021 legislative session revised NRS chapter 484B to establish an early warning system to identify peace officers who display bias indicators or other problematic behavior. Section 17 included a requirement that by January 1, 2022, the Department of Public Safety shall develop and establish methods to collect information on traffic stops in the electronic citation system to include “the race, ethnicity, age and sex of the person stopped based on the observations of the law enforcement officer responsible for reporting the stop”. The Department is responsible for collecting this data for statistical reporting purposes. These additional categories of ethnicity would need to be built into the Department’s electronic citation system. The vendor has indicated that there would be no additional cost for this programming.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Public Safety, Records, Communications, and Compliance**

Approved by: Jason Kolenut, ASO 3

Comment: AB139 / BDR 19-122 is an act relating to governmental agencies; requiring a governmental agency that collects demographic information on race or ethnicity to include a category for persons of Middle Eastern or North African descent; and providing other matters properly relating thereto.

Section 1 of this bill requires governmental agencies that collect demographic information on race or ethnicity to include a separate category for persons of Middle Eastern or North African descent.

If this bill as introduced is enacted, the Nevada Department of Public Safety State Police, Records, Communications and Compliance Division will require extensive coding of multiple computer programs to add this data for capture as it currently does not maintain a separate category for person of Middle Eastern or North African descent. The total estimated cost is \$294,207. This cost could increase or decrease based on unknowns discovered upon the implementation effort, if this legislation is enacted.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Has Impact	\$0	\$294,207	\$0	\$0