

SUMMARY—Requires certain projects to comply with provisions governing public works.

(BDR 28-866)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.

Effect on the State: Yes.

AN ACT relating to public works; requiring certain projects for the development or improvement of broadband, telecommunication or fiber optic services to comply with provisions governing public works; requiring a contractor or subcontractor engaged on such a project to submit certain records to the Board of Directors of the Nevada State Infrastructure Bank; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law sets forth various requirements for public works, including, without limitation, requirements for: (1) procedures for the awarding of contracts by a public body; (2) the prevailing wage to be paid to certain workers employed in connection with the public work; (3) the retention of records relating to workers employed in connection with the public work and the wages and benefits paid to such workers; and (4) a contractor on a public work to establish certain fair employment practices. (Chapter 338 of NRS)

This bill provides that the provisions of existing law governing public works apply to any project for the development or improvement of broadband, telecommunication or fiber optic



services for which public money has been provided and that is sponsored, financed, overseen or administered by a public body in the same manner as if the public body awarded a contract for the project, even if the project does not qualify as a public work.

Existing law requires a contractor or subcontractor engaged on a public work to maintain certain records concerning workers employed by the contractor or subcontractor in connection with the public work and the wages and benefits paid to such workers. Existing law requires a contractor or subcontractor to ensure that a copy of each such record for each calendar month is received by the public body awarding the contract not later than 15 days after the end of each month. (NRS 338.070) This bill requires a contractor or subcontractor engaged on a project described above who submits to a public body a copy of such a record to simultaneously submit a copy of the record to the Board of Directors of the Nevada State Infrastructure Bank.

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

Section 1. Chapter 338 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In addition to any other requirements imposed by federal or state law, the provisions of this chapter apply to any project for the development or improvement of broadband, telecommunication or fiber optic services for which public money has been provided and that is



sponsored, financed, overseen or administered by a public body, including, without limitation, through the disbursement of money by the public body or the issuance by the public body of a request for procurement, in the same manner as if the public body awarded a contract for the project, even if the project does not qualify as a public work.

2. A contractor or subcontractor engaged on a project described in subsection 1 that submits to a public body a copy of a record required pursuant to subsection 5 of NRS 338.070 shall simultaneously submit a copy of the record to the Board of Directors of the Nevada State Infrastructure Bank.

3. As used in this section, “public body” has the meaning ascribed to it in NRS 338.010 and includes, without limitation, the Office of Science, Innovation and Technology in the Office of the Governor.

