

ASSEMBLY BILL NO. 243—COMMITTEE ON
LEGISLATIVE OPERATIONS AND ELECTIONS

(ON BEHALF OF THE JOINT INTERIM STANDING COMMITTEE
ON LEGISLATIVE OPERATIONS AND ELECTIONS)

MARCH 3, 2023

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to legislative affairs.
(BDR 17-366)

FISCAL NOTE: Effect on Local Government: No.
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 legislative affairs; making various changes relating to legislative interim committees and presiding officers of those committees; revising provisions relating to Joint Interim Standing Committees; revising the deadline to submit an application to the Joint Interim Standing Committee on Education to serve on the Nevada State Teacher Recruitment and Retention Advisory Task Force; repealing the requirement that the Joint Interim Standing Committee on Health and Human Services review certain regulations; revising provisions relating to legislative committee members and staff regulated by the Nevada Lobbying Disclosure and Regulation Act and Nevada Financial Disclosure Act; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law establishes various legislative interim committees that are created
- 2 or authorized to conduct studies or investigations or perform other legislative
- 3 business during the interim between legislative sessions, and existing law provides
- 4 for the appointment or designation of chairs and vice chairs of such interim
- 5 committees. (Chapter 218E of NRS, NRS 232B.210-232B.250) Existing law also
- 6 contains provisions that apply exclusively to such interim committees without
- 7 applying to any session committees. (NRS 218E.105-218E.140)



8 Under existing common-law principles of parliamentary law, the chair of a
9 committee serves as the presiding officer of the committee and may take, direct or
10 require any necessary and reasonable actions to carry out the committee's
11 management, government, budget, meetings and proceedings, subject to the laws
12 and rules governing the committee. In addition, if a vacancy occurs in the position
13 of chair, or if the chair is prohibited or disqualified from participating or acting on a
14 particular matter for any reason or is absent, disabled or otherwise unavailable or
15 unable to carry out the position for any reason, the vice chair of the committee
16 serves as the acting chair, with all the powers, privileges and immunities of the
17 position of chair, until the vacancy is filled or the chair is eligible, available or able
18 to carry out the position again, as applicable. (*Mason's Manual of Legislative
19 Procedure* §§ 575-579, 608-611 (2020); Luther S. Cushing, *Elements of the Law &
20 Practice of Legislative Assemblies* §§ 287, 308, 313, 314, 1910 (1856); *Hicks v.
21 Long Branch Comm'n*, 55 A. 250, 250-51 (N.J. 1903)) To assist interim committees
22 in conducting their legislative business consistently with existing common-law
23 principles of parliamentary law, **sections 4-6** of this bill codify those existing
24 common-law principles into the statutory provisions that apply to interim
25 committees. (*Welfare Div. v. Maynard*, 84 Nev. 525, 529 (1968) ("A statutory
26 enactment can be simply a legislative pronouncement of already existing law.");
27 *State Gaming Comm'n v. Southwest Sec.*, 108 Nev. 379, 383-84 (1992))

28 Existing law: (1) establishes Joint Interim Standing Committees of the
29 Legislature that may evaluate and review issues within the jurisdiction of the
30 corresponding standing committees from the preceding regular session of the
31 Legislature, exercise certain investigative powers and, under certain circumstances,
32 conduct studies directed by the Legislature or the Legislative Commission; (2)
33 provides for the appointment of regular members and alternate members to each
34 Joint Interim Standing Committee; and (3) requires the Legislative Commission to
35 select a Chair and a Vice Chair for each Joint Interim Standing Committee. (NRS
36 218E.320, 218E.330)

37 **Sections 8-10** of this bill clarify and revise various requirements governing the
38 Joint Interim Standing Committees. **Section 8** of this bill renames the Joint Interim
39 Standing Committee on Natural Resources as the Joint Interim Standing Committee
40 on Natural Resources and Public Lands. **Sections 1, 15-17, 43 and 47.5** of this bill
41 make conforming changes. **Section 8** additionally requires the appointing
42 authorities to appoint the committee members for each Joint Interim Standing
43 Committee, along with the Chairs and Vice Chairs, not later than August 31
44 following the adjournment of each regular session. **Section 8** also clarifies the
45 length of the terms that the committee members and the Chairs and Vice Chairs
46 serve while qualified.

47 **Section 9** of this bill authorizes the Joint Interim Standing Committees to begin
48 holding their meetings on September 1 after the adjournment of each regular
49 session, instead of November 1 under existing law. **Section 9** provides that if a
50 regular member cannot attend a meeting of the Committee, an alternate member
51 must be of the same political party as the regular member, and **section 9** clarifies
52 that, when acting in place of a regular member, an alternate member has all the
53 powers, privileges and immunities of a regular member.

54 Existing law requires that any recommended legislation proposed by a Joint
55 Interim Standing Committee must be approved by a majority of the members of the
56 Senate and a majority of the members of the Assembly serving on the Committee.
57 (NRS 218E.325) **Section 9** changes this requirement by providing that any
58 recommended legislation proposed by a Committee must be approved by a vote in
59 favor of such legislation by at least five members of the eight-member Committee,
60 regardless of their House.

61 Existing law requires the Joint Interim Standing Committee on Legislative
62 Operations and Elections to evaluate and review issues relating to governmental



63 purchasing. (NRS 218E.330) **Section 10** of this bill transfers such duties to the
64 Joint Interim Standing Committee on Government Affairs. **Section 44** of this bill
65 makes a conforming change to require that the biennial report on recommendations
66 for legislation relating to government purchasing be submitted to the Joint Interim
67 Standing Committee on Government Affairs.

68 Existing law creates the Subcommittee on Public Lands of the Joint Interim
69 Standing Committee on Natural Resources and prescribes the Subcommittee's
70 powers and duties. (NRS 218E.500-218E.525, NRS 321.7355) **Sections 15-17, 43**
71 **and 51** of this bill eliminate the Subcommittee and transfer its powers and duties to
72 the renamed Joint Interim Standing Committee on Natural Resources and Public
73 Lands. **Section 16** of this bill requires the renamed Joint Interim Standing
74 Committee on Natural Resources and Public Lands to hold at least three meetings
75 during each legislative interim where the primary physical location of the meeting
76 is located in a different county for each such meeting other than Clark County,
77 Washoe County or Carson City. However, **section 16** does not prohibit the use of
78 authorized remote-technology systems for each such meeting, including when
79 necessary to connect the primary physical location of the meeting to additional
80 physical locations for the meeting in Clark County, Washoe County or Carson City.

81 Existing law creates: (1) the Legislative Committee for the Review and
82 Oversight of the Tahoe Regional Planning Agency and the Marlette Lake Water
83 System; and (2) the Legislative Committee on Senior Citizens, Veterans and Adults
84 With Special Needs. (NRS 218E.550-218E.570, 218E.745-218E.760) **Sections 18**
85 **and 19** of this bill revise the membership, organization and operations of each
86 Legislative Committee.

87 Existing law creates the Sunset Subcommittee of the Legislative Commission.
88 (NRS 232B.210-232B.250) **Sections 33-40** of this bill: (1) rename the Sunset
89 Subcommittee as the Sunset Committee of the Legislature; and (2) revise the
90 membership, organization and operations of the Sunset Committee.

91 Existing law authorizes Joint Interim Standing Committees and other interim
92 committees to request the drafting of a certain number of legislative measures for
93 each regular session. (NRS 218D.160) **Section 1** of this bill revises the number of
94 such requests that may be made by the Sunset Committee of the Legislature.

95 Existing law requires the Joint Interim Standing Committee on Health and
96 Human Services to review certain regulations that are proposed or adopted by
97 certain licensing boards and that are related to health care. (NRS 439B.225)
98 **Section 51** of this bill repeals the requirement that the Joint Interim Standing
99 Committee on Health and Human Services review such regulations. **Sections 41**
100 **and 42** of this bill make conforming changes to eliminate the requirement that such
101 regulations be submitted to the Joint Interim Standing Committee on Health and
102 Human Services.

103 Existing law requires a teacher who wishes to serve on the Nevada State
104 Teacher Recruitment and Retention Advisory Task Force to submit an application to
105 the Joint Interim Standing Committee on Education on or before January 15 of
106 an even-numbered year. (NRS 391.494) **Section 46** of this bill moves the due date
107 of the application from January 15 of an even-numbered year to December 1 of an
108 odd-numbered year.

109 Existing law requires various reports, documents and other information to be
110 compiled by state or local governmental agencies and then reported to certain
111 legislative committees or staff. (NRS 193.309, 209.192, 209.461, 209.4818,
112 332.215, 388.887, 449.242) **Sections 29-32, 44, 45 and 47** of this bill revise those
113 reporting requirements.

114 Under existing law, the Nevada Lobbying Disclosure and Regulation Act
115 (Lobbying Act) prohibits, with certain exceptions, Legislators, legislative officers
116 and legislative staff members from knowingly or willfully soliciting or accepting
117 any gift from a lobbyist, whether or not the Legislature is in a regular or special



118 session. (NRS 218H.060, 218H.090, 218H.930) Under existing exceptions to the
119 gift prohibitions, if Legislators or members of their households receive anything of
120 value from a lobbyist to undertake or attend any educational or informational
121 meetings, events or trips, such meetings, events or trips are excluded from the term
122 "gift" under the Lobbying Act, but the Legislators are required to report the
123 educational or informational meetings, events or trips on their financial disclosure
124 statements under the Nevada Financial Disclosure Act (Financial Disclosure Act).
125 (NRS 218H.045, 218H.060, 281.5583, 281.571)

126 **Sections 20-27** of this bill create exceptions for legislative committee
127 investigative meetings, events or trips. **Section 22** of this bill defines a "legislative
128 committee investigative meeting, event or trip" to include any meetings, events or
129 trips that the chair of a legislative committee authorizes as official meetings, events
130 or trips of the committee in order for the members of the committee and legislative
131 staff members to investigate or otherwise receive any education or information on
132 matters that are pertinent to the committee's legislative business or possible future
133 legislative action. Based on the exceptions in **sections 24 and 26** of this bill, such
134 legislative committee investigative meetings, events or trips are not required to be
135 reported on financial disclosure statements under the Financial Disclosure Act.
136 (NRS 281.5583, 281.5585)

137 **Sections 24 and 26** also make the existing exceptions for educational or
138 informational meetings, events or trips applicable to: (1) legislative officers, such as
139 the Secretary of the Senate and the Chief Clerk of the Assembly; and (2) legislative
140 staff members but only if such staff members have the approval of their chief
141 administrative supervisors to undertake or attend the educational or informational
142 meetings, events or trips. Because the Financial Disclosure Act applies to
143 legislative officers, such as the Secretary of the Senate and the Chief Clerk of the
144 Assembly, and to certain senior staff members of the Legislative Counsel Bureau,
145 such as the Director and the chiefs of the divisions, they are required to report the
146 educational or informational meetings, events or trips on financial disclosure
147 statements. By contrast, if rank-and-file legislative staff members have the approval
148 of their chief administrative supervisors to undertake or attend any educational or
149 informational meetings, events or trips, they are not required to report the
150 educational or informational meetings, events or trips on financial disclosure
151 statements, unless they qualify as a public officer or candidate or a member of a
152 public officer's or candidate's household for the purposes of the Financial
153 Disclosure Act. (NRS 281.005, 281.558, 281.5583, 281.5587)

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

1 **Section 1.** NRS 218D.160 is hereby amended to read as
2 follows:

3 218D.160 1. The Chair of the Legislative Commission may
4 request the drafting of not more than 10 legislative measures before
5 the first day of a regular session, with the approval of the Legislative
6 Commission, which relate to the affairs of the Legislature or its
7 employees, including legislative measures requested by the
8 legislative staff.

9 2. The Chair of the Interim Finance Committee may request
10 the drafting of not more than 10 legislative measures before the first



1 day of a regular session, with the approval of the Committee, which
2 relate to matters within the scope of the Committee.

3 3. Except as otherwise provided by a specific statute, joint rule
4 or concurrent resolution:

5 (a) ~~Except as otherwise provided in paragraphs (b), (c) and (d),~~
6 **a] A Joint Interim Standing Committee may request the drafting of**
7 **not more than 10 legislative measures which relate to matters within**
8 **the scope of the Committee ~~]~~**

9 ~~—(b) The]~~ , *unless another provision in this subsection*
10 *authorizes a different number of requests for a specific Joint*
11 *Interim Standing Committee.*

12 (b) *In addition to the number of requests authorized pursuant*
13 *to paragraph (a), the Joint Interim Standing Committee on Health*
14 *and Human Services may also request the drafting of not more than*
15 ~~[15] 5 legislative measures [which relate to matters within the scope~~
16 ~~of the Committee, at least 5 of which must relate to matters]~~ relating
17 to child welfare.

18 (c) ~~[The]~~ *In addition to the number of requests authorized*
19 *pursuant to paragraph (a), the Joint Interim Standing Committee*
20 *on the Judiciary may also request the drafting of not more [15] than*
21 *5 legislative measures [which relate to matters within the scope of*
22 ~~the Committee, at least 5 of which must relate to matters]~~ relating to
23 juvenile justice.

24 (d) ~~[The]~~ *In addition to the number of requests authorized*
25 *pursuant to paragraph (a), the Joint Interim Standing Committee*
26 *on Natural Resources and Public Lands may also request the*
27 *drafting of not more than [14] 4 legislative measures [which relate*
28 ~~to matters within the scope of the Committee, at least 4 of which~~
29 ~~must relate to matters]~~ relating to public lands. ~~[based on the~~
30 ~~recommendations for legislation submitted by the Subcommittee on~~
31 ~~Public Lands pursuant to NRS 218E.525.]~~

32 (e) Any legislative committee created by a statute, other than the
33 Legislative Committee on Senior Citizens, Veterans and Adults
34 With Special Needs created by NRS 218E.750 , *the Sunset*
35 *Committee of the Legislature created by NRS 232B.210* or an
36 interim legislative committee, may request the drafting of not more
37 than 10 legislative measures which relate to matters within the scope
38 of the committee.

39 (f) The Legislative Committee on Senior Citizens, Veterans and
40 Adults With Special Needs created by NRS 218E.750 may request
41 the drafting of not more than 6 legislative measures which relate to
42 matters within the scope of the Committee.

43 (g) *The Sunset Committee of the Legislature created by NRS*
44 *232B.210 may request the drafting of not more than 5 legislative*
45 *measures which relate to matters within the scope of the*



1 *Committee, except that the Committee may request the drafting of*
2 *additional legislative measures if the Legislative Commission*
3 *approves each additional request by a majority vote.*

4 (h) Any committee or subcommittee established by an order of
5 the Legislative Commission pursuant to NRS 218E.200 may request
6 the drafting of not more than 5 legislative measures which relate to
7 matters within the scope of the study or investigation, except that
8 such a committee or subcommittee may request the drafting of
9 additional legislative measures if the Legislative Commission
10 approves each additional request by a majority vote.

11 ~~(h)~~ (i) Any other committee established by the Legislature
12 which conducts an interim legislative study or investigation may
13 request the drafting of not more than 5 legislative measures which
14 relate to matters within the scope of the study or investigation.

15 ➤ The requests authorized pursuant to this subsection must be
16 submitted to the Legislative Counsel on or before September 1
17 preceding a regular session unless the Legislative Commission
18 authorizes submitting a request after that date.

19 4. Each request made pursuant to this section must be on a
20 form prescribed by the Legislative Counsel.

21 **Sec. 2.** (Deleted by amendment.)

22 **Sec. 3.** (Deleted by amendment.)

23 **Sec. 4.** NRS 218E.110 is hereby amended to read as follows:

24 218E.110 1. "Committee" means the Legislative
25 Commission, a Joint Interim Standing Committee, *the Sunset*
26 *Committee of the Legislature created by NRS 232B.210* and any
27 other legislative committee or subcommittee created by *the*
28 *provisions of this chapter or* a specific statute, concurrent resolution
29 or order of the Legislative Commission to conduct studies or
30 investigations or perform any other legislative business during the
31 legislative interim.

32 2. *The term includes, without limitation, any interim,*
33 *advisory or other similar committee or subcommittee for which*
34 *legislative staff members serve as the primary administrative or*
35 *professional staff.*

36 3. The term does not include any legislative committee or
37 subcommittee appointed by the Legislature or either House to
38 conduct or perform legislative business during a regular or special
39 session, including, without limitation, any joint, standing,
40 temporary, special or select committee or committee of the whole.

41 **Sec. 5.** NRS 218E.125 is hereby amended to read as follows:

42 218E.125 1. The provisions of NRS 218E.105 to 218E.140,
43 inclusive, are intended to supplement the other provisions of this
44 chapter and any other ~~law~~ *laws or rules* governing the legislative
45 proceedings of a committee, *including, without limitation, any*



1 *applicable principles of parliamentary law*, and the provisions of
2 NRS 218E.105 to 218E.140, inclusive, do not limit the application
3 of such other ~~[provisions.]~~ *legal authorities*.

4 2. The powers, privileges and immunities granted by the
5 provisions of NRS 218E.105 to 218E.140, inclusive, are in addition
6 to any other powers, privileges and immunities recognized by ~~[law,]~~
7 *any other laws or rules, including, without limitation, any*
8 *applicable principles of parliamentary law*, and all such powers,
9 privileges and immunities are cumulative, so that the application or
10 attempted application of any one does not bar the application or
11 attempted application of any other.

12 **Sec. 6.** NRS 218E.130 is hereby amended to read as follows:

13 218E.130 1. A committee may conduct investigations and
14 hold hearings regarding any matter which is pertinent to its
15 legislative business or possible future legislative action and may
16 exercise any of the investigative powers set forth in NRS 218E.105
17 to 218E.140, inclusive.

18 2. The secretary of the committee or any member of the
19 committee may administer oaths to witnesses who appear before the
20 committee.

21 3. The chair of the committee, or the secretary of the
22 committee on behalf of the chair, may cause the deposition of
23 witnesses to be taken, whether the witnesses reside within or
24 without the State, in the manner prescribed by court rules for taking
25 depositions in civil actions in the district court.

26 4. *The chair of the committee may take, direct or require any*
27 *necessary and reasonable actions to carry out the committee's*
28 *management, government, budget, meetings and proceedings,*
29 *subject to the laws and rules governing the committee, including,*
30 *without limitation, any applicable principles of parliamentary law.*

31 5. *If a vacancy occurs in the position of chair of the*
32 *committee, or if the chair is prohibited or disqualified from*
33 *participating or acting on a particular matter for any reason or is*
34 *absent, disabled or otherwise unavailable or unable to carry out*
35 *the position for any reason, the vice chair of the committee shall*
36 *serve as the acting chair, with all the powers, privileges and*
37 *immunities of the position of chair, until the vacancy is filled or*
38 *the chair is eligible, available or able to carry out the position*
39 *again, as applicable.*

40 **Sec. 7.** (Deleted by amendment.)

41 **Sec. 8.** NRS 218E.320 is hereby amended to read as follows:

42 218E.320 1. There are hereby created the following Joint
43 Interim Standing Committees of the Legislature:

44 (a) Commerce and Labor;

45 (b) Education;



- 1 (c) Government Affairs;
- 2 (d) Growth and Infrastructure;
- 3 (e) Health and Human Services;
- 4 (f) Judiciary;
- 5 (g) Legislative Operations and Elections;
- 6 (h) Natural Resources ~~[]~~ *and Public Lands*; and
- 7 (i) Revenue.

8 2. Each Joint Interim Standing Committee consists of eight
9 regular members and five alternate members. As soon as is
10 practicable after the adjournment of each regular session ~~[]~~ *and not*
11 *later than August 31 immediately following such adjournment*:

12 (a) The Speaker of the Assembly shall appoint three members of
13 the Assembly as regular members of each Committee and two
14 members of the Assembly as alternate members of each Committee.

15 (b) The Minority Leader of the Assembly shall appoint two
16 members of the Assembly as regular members of each Committee
17 and one member of the Assembly as an alternate member of each
18 Committee.

19 (c) The Majority Leader of the Senate shall appoint two
20 Senators as regular members of each Committee and one Senator as
21 an alternate member of each Committee.

22 (d) The Minority Leader of the Senate shall appoint one Senator
23 as a regular member of each Committee and one Senator as an
24 alternate member of each Committee.

25 3. Before making their respective appointments, the Speaker of
26 the Assembly, the Majority Leader of the Senate and the Minority
27 Leaders of the Senate and Assembly shall consult so that, to the
28 extent practicable:

29 (a) At least five of the regular members appointed to each Joint
30 Interim Standing Committee served on the corresponding standing
31 committee or committees during the preceding regular session.

32 (b) Not more than five of the regular members appointed to each
33 Joint Interim Standing Committee are members of the same political
34 party.

35 4. The Legislative Commission shall ~~[select]~~ *appoint* the Chair
36 and Vice Chair of each Joint Interim Standing Committee from
37 among the members of the Committee ~~[]~~ *and shall make such*
38 *appointments as soon as is practicable after the adjournment of*
39 *each regular session and not later than August 31 immediately*
40 *following such adjournment*. The Chair must be appointed from
41 one House of the Legislature and the Vice Chair from the other
42 House. The position of Chair must alternate each biennium between
43 the Houses of the Legislature. ~~[Each of those officers]~~

44 5. *Except as otherwise provided in this section, each Chair*
45 *and Vice Chair holds the position , while qualified, until a*



1 successor is appointed after the next regular session. If a vacancy
2 occurs in the position of Chair or Vice Chair, the vacancy must be
3 filled in the same manner as the original ~~[selection]~~ *appointment* for
4 the remainder of the unexpired term.

5 ~~[5.]~~ *6. Except as otherwise provided in this subsection, a*
6 *member of a Joint Interim Standing Committee holds his or her*
7 *membership on the Committee, while qualified, until a successor*
8 *is appointed after the next regular session.* The membership of any
9 member of a Joint Interim Standing Committee who does not
10 become a candidate for reelection or who is defeated for reelection
11 terminates on the day next after the general election. The Speaker
12 designate of the Assembly or the Majority Leader designate of the
13 Senate, as the case may be, may appoint a member to fill the
14 vacancy for the remainder of the unexpired term.

15 ~~[6.]~~ *7. Vacancies on a Joint Interim Standing Committee must*
16 *be filled in the same manner as original appointments.*

17 **Sec. 9.** NRS 218E.325 is hereby amended to read as follows:

18 218E.325 1. Except as otherwise ordered by the Legislative
19 Commission, the members of a Joint Interim Standing Committee
20 shall meet not earlier than ~~[November 1 of each odd-numbered year]~~
21 *September 1 immediately following the adjournment of each*
22 *regular session* and not later than August 31 of the following even-
23 numbered year at the times and places specified by a call of the
24 Chair or a majority of the Committee.

25 2. The Director or his or her designee shall act as the nonvoting
26 recording Secretary of each Joint Interim Standing Committee.

27 3. Five members of a Joint Interim Standing Committee
28 constitute a quorum, and a quorum may exercise all the power and
29 authority conferred on the Committee, except that any
30 recommended legislation proposed by ~~[a] the~~ Committee must be
31 approved by a ~~[majority of the members of the Senate and a~~
32 ~~majority of the members of the Assembly serving on]~~ *vote in favor*
33 *of such legislation by at least five members of* the Committee.

34 4. *All requests for the drafting of recommended legislation*
35 *approved by a Joint Interim Standing Committee must be made in*
36 *accordance with NRS 218D.160.*

37 5. *If an alternate member of a Joint Interim Standing*
38 *Committee attends a meeting of the Committee in place of a*
39 *regular member who cannot attend the meeting, the alternate*
40 *member who attends the meeting must be of the same political*
41 *party as the regular member. When acting in place of a regular*
42 *member, an alternate member has all the powers, privileges and*
43 *immunities of a regular member.*

44 6. Except during a regular or special session, for each day or
45 portion of a day during which a member of a Joint Interim Standing



1 Committee attends a meeting of the Committee or is otherwise
2 engaged in the work of the Committee, the member is entitled to
3 receive the:

- 4 (a) Compensation provided for a majority of the members of the
5 Legislature during the first 60 days of the preceding regular session;
- 6 (b) Per diem allowance provided for state officers and
7 employees generally; and
- 8 (c) Travel expenses provided pursuant to NRS 218A.655.

9 ~~{→}~~

10 7. The compensation, per diem allowances and travel expenses
11 of the members of a *Joint Interim Standing* Committee must be
12 paid from the Legislative Fund.

13 **Sec. 10.** NRS 218E.330 is hereby amended to read as follows:

14 218E.330 1. A Joint Interim Standing Committee may:

15 (a) Evaluate and review issues within the jurisdiction of the
16 corresponding standing committee or committees from the
17 preceding regular session;

18 (b) Exercise any of the investigative powers set forth in NRS
19 218E.105 to 218E.140, inclusive; and

20 (c) Within the limits of the Committee's budget, conduct studies
21 directed by the Legislature or the Legislative Commission.

22 2. In addition to the authorized scope of issues set forth in
23 paragraph (a) of subsection 1:

24 (a) The Joint Interim Standing Committee on Health and Human
25 Services shall, either as part of its regular work or through
26 appointment of a subcommittee, evaluate and review issues relating
27 to child welfare.

28 (b) The Joint Interim Standing Committee on the Judiciary shall,
29 either as part of its regular work or through appointment of a
30 subcommittee, evaluate and review issues relating to juvenile
31 justice.

32 (c) The Joint Interim Standing Committee on ~~Legislative~~
33 ~~Operations and Elections~~ *Government Affairs* may evaluate and
34 review issues relating to governmental purchasing, including,
35 without limitation, recommendations submitted to the Joint Interim
36 Standing Committee by the Commission to Study Governmental
37 Purchasing pursuant to NRS 332.215.

38 3. The Legislative Commission shall review and approve the
39 budget and work program of each Joint Interim Standing Committee
40 and any changes to the budget or work program.

41 4. A Joint Interim Standing Committee shall prepare a
42 comprehensive report of the Committee's activities in the interim
43 and its findings and any recommendations for proposed legislation.
44 The report must be submitted to the Director for distribution to the
45 next regular session.



1 **Sec. 11.** (Deleted by amendment.)

2 **Sec. 12.** (Deleted by amendment.)

3 **Sec. 13.** (Deleted by amendment.)

4 **Sec. 14.** (Deleted by amendment.)

5 **Sec. 15.** NRS 218E.500 is hereby amended to read as follows:
6 218E.500 The Legislature finds and declares that:

7 1. Policies and issues relating to public lands and state
8 sovereignty as impaired by federal ownership of land are matters of
9 continuing concern to this State.

10 2. This concern necessarily includes an awareness that all
11 federal statutes, policies and regulations which affect the
12 management of public lands are likely to have extensive effects
13 within the State and must not be ignored or automatically dismissed
14 as beyond the reach of the state's policymakers.

15 3. Experience with federal regulations relating to public lands
16 has demonstrated that the State of Nevada and its citizens are
17 subjected to regulations which sometimes are unreasonable,
18 arbitrary, beyond the intent of the Congress or the scope of the
19 authority of the agency adopting them and that as a result these
20 regulations should be subjected to legislative review and comment,
21 and judicially tested where appropriate, to protect the rights and
22 interests of the State and its citizens.

23 4. Other western states where public lands comprise a large
24 proportion of the total area have shown an interest in matters
25 relating to public lands and those states, along with Nevada, have
26 been actively participating in cooperative efforts to acquire, evaluate
27 and share information and promote greater understanding of the
28 issues. Since Nevada can both contribute to and benefit from such
29 interstate activities, it is appropriate that ~~the~~ *the Joint Interim Standing Committee on*
30 *Natural Resources and Public Lands* be assigned primary
31 responsibility for participating in them.

32 **Sec. 16.** NRS 218E.520 is hereby amended to read as follows:

33 218E.520 1. ~~The Subcommittee~~ *During each legislative*
34 *interim, the Joint Interim Standing Committee on Natural*
35 *Resources and Public Lands must hold at least three meetings*
36 *where the primary physical location for the meeting is:*

37 (a) *Located in a different county for each such meeting; and*

38 (b) *Not located in Clark County, Washoe County or Carson*
39 *City for each such meeting,*

40 *except that this subsection does not prohibit any additional*
41 *physical locations for such a meeting from being located in Clark*
42 *County, Washoe County or Carson City and connected to the*
43 *primary physical location for the meeting through the use of any*
44 *authorized remote-technology system or otherwise prohibit the use*
45



1 *of any authorized remote-technology system for such a meeting.*
2 *As used in this subsection, "authorized remote-technology system"*
3 *has the meaning ascribed to it in NRS 218A.806.*

4 *2. In addition to any other powers or duties, the Committee*
5 *may:*

6 (a) Review and comment on any administrative policy, rule or
7 regulation of the:

8 (1) Secretary of the Interior which pertains to policy
9 concerning or management of public lands under the control of the
10 Federal Government; and

11 (2) Secretary of Agriculture which pertains to policy
12 concerning or management of national forests;

13 (b) Conduct investigations and hold hearings in connection with
14 its review, including, but not limited to, investigating the effect on
15 the State, its citizens, political subdivisions, businesses and
16 industries of those policies, rules, regulations and related laws, and
17 exercise any of the investigative powers set forth in NRS 218E.105
18 to 218E.140, inclusive;

19 (c) Consult with and advise the State Land Use Planning
20 Agency on matters concerning federal land use, policies and
21 activities in this State;

22 (d) Direct the Legislative Counsel Bureau to assist in its
23 research, investigations, review and comment;

24 (e) Recommend to the Legislature as a result of its review any
25 appropriate state legislation or corrective federal legislation;

26 (f) Advise the Attorney General if it believes that any federal
27 policy, rule or regulation which it has reviewed encroaches on the
28 sovereignty respecting land or water or their use which has been
29 reserved to the State pursuant to the Constitution of the United
30 States;

31 (g) Enter into a contract for consulting services for land
32 planning and any other related activities, including, but not limited
33 to:

34 (1) Advising the ~~Subcommittee~~ *Committee* and the State
35 Land Use Planning Agency concerning the revision of the plans
36 pursuant to NRS 321.7355;

37 (2) Assisting local governments in the identification of lands
38 administered by the Federal Government in this State which are
39 needed for residential or economic development or any other
40 purpose; and

41 (3) Assisting local governments in the acquisition of federal
42 lands in this State;

43 (h) Apply for any available grants and accept any gifts, grants or
44 donations to assist the ~~Subcommittee~~ *Committee* in carrying out
45 its duties; and



(i) Review and comment on any other matter relating to the preservation, conservation, use, management or disposal of public lands deemed appropriate by the Chair of the ~~Subcommittee~~ *Committee* or by a majority of the members of the ~~Subcommittee~~ *Committee*.

~~2.] 3.~~ Any reference in this section to federal policies, rules, regulations and related federal laws includes those which are proposed as well as those which are enacted or adopted.

Sec. 17. NRS 218E.525 is hereby amended to read as follows:

218E.525 1. ~~The Subcommittee~~ *In addition to any other powers or duties, the Joint Interim Standing Committee on Natural Resources and Public Lands* shall:

(a) Actively support the efforts of state and local governments in the western states regarding public lands and state sovereignty as impaired by federal ownership of land.

(b) Advance knowledge and understanding in local, regional and national forums of Nevada's unique situation with respect to public lands.

(c) Support legislation that will enhance state and local roles in the management of public lands and will increase the disposal of public lands.

2. ~~The Subcommittee~~ *In addition to any other powers or duties, the Committee:*

(a) Shall review the programs and activities of:

(1) The Colorado River Commission of Nevada;

(2) All public water authorities, districts and systems in the State of Nevada, including, without limitation, the Southern Nevada Water Authority, the Truckee Meadows Water Authority, the Virgin Valley Water District, the Carson Water Subconservancy District, the Humboldt River Basin Water Authority and the Truckee-Carson Irrigation District; and

(3) All other public or private entities with which any county in the State has an agreement regarding the planning, development or distribution of water resources, or any combination thereof; *and*

~~(b) Shall submit recommendations for legislation to the Joint Interim Standing Committee on Natural Resources;~~

~~—(c) Shall, on or before January 15 of each odd numbered year, submit to the Joint Interim Standing Committee on Natural Resources for transmittal to the Legislature a report concerning the review conducted pursuant to paragraph (a); and~~

~~(d)]~~ May review and comment on other issues relating to water resources in this State, including, without limitation:

(1) The laws, regulations and policies regulating the use, allocation and management of water in this State; and



1 (2) The status of existing information and studies relating to
2 water use, surface water resources and groundwater resources in this
3 State.

4 **Sec. 18.** NRS 218E.555 is hereby amended to read as follows:

5 218E.555 1. There is hereby created the Legislative
6 Committee for the Review and Oversight of the Tahoe Regional
7 Planning Agency and the Marlette Lake Water System . ~~consisting~~
8 ~~of three members of the Senate and three members of the Assembly,~~
9 ~~appointed by the Legislative Commission with]~~

10 2. *The Committee consists of eight regular members and five*
11 *alternate members who are appointed in the same manner as the*
12 *members of a Joint Interim Standing Committee pursuant to NRS*
13 *218E.320, except that the members of the Committee must be*
14 *appointed, to the extent practicable:*

15 (a) *With* appropriate regard for their experience with and
16 knowledge of matters relating to the management of natural
17 resources ~~[. The members must be appointed to]~~; *and*

18 (b) *To* provide representation from the various geographical
19 regions of the State.

20 ~~[2. The Legislative Commission shall review and approve the~~
21 ~~budget and work program for the Committee and any changes to the~~
22 ~~budget or work program.~~

23 ~~—3. The members of the Committee shall elect a Chair from one~~
24 ~~House and a Vice Chair from the other House. Each Chair and Vice~~
25 ~~Chair holds office for a term of 2 years commencing on July 1 of~~
26 ~~each odd-numbered year.~~

27 ~~—4. Any member of the Committee who is not a candidate for~~
28 ~~reelection or who is defeated for reelection continues to serve after~~
29 ~~the general election until the next regular or special session~~
30 ~~convenes.~~

31 ~~—5. Vacancies on the Committee must be filled in the same~~
32 ~~manner as original appointments.~~

33 ~~—6. The Committee shall report annually to the Legislative~~
34 ~~Commission concerning its activities and any recommendations.]~~

35 3. *Except as otherwise provided in this section, the provisions*
36 *of NRS 218E.320, 218E.325 and 218E.330:*

37 (a) *Apply to the Committee in the same manner as a Joint*
38 *Interim Standing Committee, including, without limitation,*
39 *providing the Committee with any powers, privileges and*
40 *immunities set forth in those provisions; and*

41 (b) *Control the Committee's formation, organization and*
42 *operations, including, without limitation, its membership, officers,*
43 *management, government, budget, compensation, allowances,*
44 *expenses, meetings and proceedings, but the Committee shall not*
45 *be deemed a Joint Interim Standing Committee for the purposes of*



1 *the number of requests that it may submit for the drafting of*
2 *legislative measures pursuant to NRS 218D.160.*

3 *4. If there is a conflict between the provisions of NRS*
4 *218E.320, 218E.325 and 218E.330 and the provisions of a specific*
5 *statute that applies to the Committee, the provisions of the specific*
6 *statute control.*

7 **Sec. 19.** NRS 218E.750 is hereby amended to read as follows:
8 218E.750 1. The Legislative Committee on Senior Citizens,
9 Veterans and Adults With Special Needs ~~[, consisting of six~~
10 ~~members.]~~ is hereby created.

11 2. The ~~[membership of the]~~ Committee consists of ~~[-~~
12 ~~—(a) Three members of the Senate appointed by the Majority~~
13 ~~Leader of the Senate, at least one of whom must be a member of the~~
14 ~~minority political party; and~~

15 ~~—(b) Three members of the Assembly appointed by the Speaker of~~
16 ~~the Assembly, at least one of whom must be a member of the~~
17 ~~minority political party.~~

18 ~~—2. The Legislative Commission shall review and approve the~~
19 ~~budget and work program for the Committee and any changes to the~~
20 ~~budget or work program.~~

21 ~~—3. The Legislative Commission shall select the Chair and Vice~~
22 ~~Chair of the Committee from among the members of the Committee.~~
23 ~~After the initial selection, each Chair and Vice Chair holds office for~~
24 ~~a term of 2 years commencing on July 1 of each odd-numbered year.~~
25 ~~The office of Chair of the Committee must alternate each biennium~~
26 ~~between the Houses. If a vacancy occurs in the office of Chair or~~
27 ~~Vice Chair, the vacancy must be filled in the same manner as the~~
28 ~~original selection for the remainder of the unexpired term.~~

29 ~~—4. A member of the Committee who is not a candidate for~~
30 ~~reelection or who is defeated for reelection continues to serve after~~
31 ~~the general election until the next regular or special session~~
32 ~~convenes.~~

33 ~~—5. A vacancy on the Committee must be filled in the same~~
34 ~~manner as the original appointment for the remainder of the~~
35 ~~unexpired term.]~~ *eight regular members and five alternate*
36 *members who are appointed in the same manner as the members*
37 *of a Joint Interim Standing Committee pursuant to*
38 *NRS 218E.320.*

39 3. *Except as otherwise provided in this section, the provisions*
40 *of NRS 218E.320, 218E.325 and 218E.330:*

41 *(a) Apply to the Committee in the same manner as a Joint*
42 *Interim Standing Committee, including, without limitation,*
43 *providing the Committee with any powers, privileges and*
44 *immunities set forth in those provisions; and*



1 (b) Control the Committee's formation, organization and
2 operations, including, without limitation, its membership, officers,
3 management, government, budget, compensation, allowances,
4 expenses, meetings and proceedings, but the Committee shall not
5 be deemed a Joint Interim Standing Committee for the purposes of
6 the number of requests that it may submit for the drafting of
7 legislative measures pursuant to NRS 218D.160.

8 4. If there is a conflict between the provisions of NRS
9 218E.320, 218E.325 and 218E.330 and the provisions of a specific
10 statute that applies to the Committee, the provisions of the specific
11 statute control.

12 **Sec. 20.** Chapter 218H of NRS is hereby amended by adding
13 thereto the provisions set forth as sections 21 and 22 of this act.

14 **Sec. 21. 1.** "Legislative committee" means any committee,
15 subcommittee, commission or similar body created or authorized
16 by the Legislature or either House to conduct or perform
17 legislative business at the direction of or on behalf of the
18 Legislature or either House.

19 2. The term includes, without limitation, any interim,
20 advisory or other committee, subcommittee, commission or similar
21 body for which legislative staff members serve as the primary
22 administrative or professional staff.

23 **Sec. 22.** "Legislative committee investigative meeting, event
24 or trip" means any meeting, event or trip that the chair of a
25 legislative committee authorizes as an official meeting, event or
26 trip of the committee in order for the members of the committee
27 and legislative staff members to investigate or otherwise receive
28 any education or information on matters that are pertinent to the
29 committee's legislative business or possible future legislative
30 action.

31 **Sec. 23.** NRS 218H.030 is hereby amended to read as follows:
32 218H.030 As used in this chapter, unless the context otherwise
33 requires, the words and terms defined in NRS 218H.033 to
34 218H.110, inclusive, *and sections 21 and 22 of this act*, have the
35 meanings ascribed to them in those sections.

36 **Sec. 24.** NRS 218H.045 is hereby amended to read as follows:
37 218H.045 1. "Educational or informational meeting, event or
38 trip" means any meeting, event or trip undertaken or attended by a
39 Legislator ~~{H}~~ or legislative officer, or any legislative staff member
40 with the approval of his or her chief administrative supervisor, if
41 in connection with the meeting, event or trip:

42 (a) The Legislator , legislative officer or legislative staff
43 member, or a member of ~~{the Legislator's}~~ his or her household ,
44 receives anything of value from a lobbyist to undertake or attend the
45 meeting, event or trip; and



1 (b) The Legislator , *legislative officer or legislative staff*
2 *member* provides or receives any education or information on
3 matters relating to the legislative, administrative or political action
4 of the Legislator ~~{ }~~ *or the Legislative Branch.*

5 2. The term includes, without limitation, any reception,
6 gathering, conference, convention, discussion, forum, roundtable,
7 seminar, symposium, speaking engagement or other similar
8 meeting, event or trip with an educational or informational
9 component.

10 3. The term does not include:

11 (a) A meeting, event or trip undertaken or attended by a
12 Legislator , *legislative officer or legislative staff member*, or a
13 member of ~~{the Legislator's}~~ *his or her* household , for personal
14 reasons or for reasons relating to any professional or occupational
15 license held by the ~~{Legislator or the member of the Legislator's~~
16 ~~household,}~~ *person*, unless the ~~{Legislator or the member of the~~
17 ~~Legislator's household}~~ *person* participates as one of the primary
18 speakers, instructors or presenters at the meeting, event or trip.

19 (b) A meeting, event or trip undertaken or attended by a
20 Legislator , *legislative officer or legislative staff member*, or a
21 member of ~~{the Legislator's}~~ *his or her* household , if the meeting,
22 event or trip is undertaken or attended as part of his or her bona fide
23 employment or service as an employee or independent contractor
24 and anything of value received by the ~~{Legislator or the member of~~
25 ~~the Legislator's household}~~ *person* for the meeting, event or trip or
26 otherwise paid for or reimbursed to the ~~{Legislator or the member of~~
27 ~~the Legislator's household}~~ *person* as part of his or her bona fide
28 employment or service as an employee or independent contractor.

29 (c) A party, meal, function or other social event to which every
30 Legislator is invited where educational or informational displays or
31 materials are available but no formal speech, presentation or other
32 similar action to educate or inform the Legislators occurs.

33 (d) *A legislative committee investigative meeting, event or trip.*

34 4. For the purposes of this section, "anything of value"
35 includes, without limitation, any actual expenses for food,
36 beverages, registration fees, travel or lodging provided or given to
37 or paid for the benefit of the Legislator , *legislative officer or*
38 *legislative staff member*, or a member of ~~{the Legislator's}~~ *his or*
39 *her* household , or reimbursement for any such actual expenses paid
40 by the ~~{Legislator or a member of the Legislator's household,}~~
41 *person*, if the expenses are incurred on a day during which the
42 ~~{Legislator or a member of the Legislator's household}~~ *person*
43 undertakes or attends the meeting, event or trip or during which the
44 ~~{Legislator or a member of the Legislator's household}~~ *person*
45 travels to or from the meeting, event or trip.



1 **5. For the purposes of this section, if a legislative staff**
2 **member undertakes or attends a meeting, event or trip that meets**
3 **the definition of “educational or informational meeting, event or**
4 **trip” set forth in this section, the legislative staff member is not**
5 **subject to the Nevada Financial Disclosure Act in NRS 281.5555**
6 **to 281.581, inclusive, unless the legislative staff member is a**
7 **public officer or candidate or a member of a public officer’s or**
8 **candidate’s household for the purposes of that Act.**

9 **Sec. 25.** NRS 218H.050 is hereby amended to read as follows:

10 218H.050 1. “Expenditure” means any of the following acts
11 by a lobbyist while the Legislature is in a regular or special session:

12 (a) Any payment, conveyance, transfer, distribution, deposit,
13 advance, loan, forbearance, subscription, pledge or rendering of
14 money, services or anything else of value; or

15 (b) Any contract, agreement, promise or other obligation,
16 whether or not legally enforceable, to make any such expenditure.

17 2. The term includes, without limitation:

18 (a) Anything of value provided for an educational or
19 informational meeting, event or trip **⊞ or a legislative committee**
20 **investigative meeting, event or trip.**

21 (b) The cost of a party, meal, function or other social event to
22 which every Legislator is invited.

23 3. The term does not include:

24 (a) A prohibited gift.

25 (b) A lobbyist’s personal expenditures for his or her own food,
26 beverages, lodging, travel expenses or membership fees or dues.

27 **Sec. 26.** NRS 218H.060 is hereby amended to read as follows:

28 218H.060 1. “Gift” means any payment, conveyance,
29 transfer, distribution, deposit, advance, loan, forbearance,
30 subscription, pledge or rendering of money, services or anything
31 else of value, unless consideration of equal or greater value is
32 received.

33 2. The term does not include:

34 (a) Any political contribution of money or services related to a
35 political campaign.

36 (b) Any commercially reasonable loan made in the ordinary
37 course of business.

38 (c) Anything of value provided for an educational or
39 informational meeting, event or trip **⊞ or a legislative committee**
40 **investigative meeting, event or trip.**

41 (d) The cost of a party, meal, function or other social event to
42 which every Legislator is invited, including, without limitation, the
43 cost of food or beverages provided at the party, meal, function or
44 other social event. For the purposes of this paragraph, there is a
45 presumption that every Legislator is invited if the party, meal,



1 function or other social event is held at any governmental building,
2 facility or other property or the invitation for or notice of the party,
3 meal, function or other social event indicates that it is a legislative
4 event.

5 (e) Any ceremonial gifts received for a birthday, wedding,
6 anniversary, holiday or other ceremonial occasion from a donor who
7 is not a lobbyist.

8 (f) Anything of value received from a person who is:

9 (1) Related to the recipient, or to the spouse or domestic
10 partner of the recipient, by blood, adoption, marriage or domestic
11 partnership within the third degree of consanguinity or affinity; or

12 (2) A member of the recipient's household.

13 (g) Anything of value received by a person as part of his or her
14 bona fide employment or service as an employee or independent
15 contractor or otherwise paid for or reimbursed to the person as part
16 of his or her bona fide employment or service as an employee or
17 independent contractor.

18 **Sec. 27.** NRS 218H.092 is hereby amended to read as follows:

19 218H.092 ~~["Member of the Legislator's household" means]~~
20 *For the purposes of this chapter, "member of the person's*
21 *household" or "member of his or her household," or any variation*
22 *thereof, shall be deemed to mean:*

23 *1. For a person who is subject to the Nevada Financial*
24 *Disclosure Act in NRS 281.5555 to 281.581, inclusive, a member*
25 *of ~~the Legislator's~~ his or her household for the purposes of that*
26 *Act.*

27 *2. For any other person, a substantially similar member of*
28 *his or her household as if the Nevada Financial Disclosure Act in*
29 *NRS 281.5555 to 281.581, inclusive ~~[]~~, applied to the person but*
30 *only for the limited purposes of this definition.*

31 **Sec. 28.** NRS 176.0129 is hereby amended to read as follows:

32 176.0129 *1.* The Office of Finance shall, on an annual basis,
33 contract for the services of an independent contractor, in accordance
34 with the provisions of NRS 333.700, to review sentences imposed in
35 this State and the practices of the State Board of Parole
36 Commissioners and project annually the number of persons who
37 will be:

38 ~~[1.]~~ *(a)* In a facility or institution of the Department of
39 Corrections;

40 ~~[2.]~~ *(b)* On probation;

41 ~~[3.]~~ *(c)* On parole; and

42 ~~[4.]~~ *(d)* Serving a term of residential confinement,

43 → during the 10 years immediately following the date of the
44 projection.



1 **2. On or before December 1 of each year, the Office of**
2 **Finance shall prepare an annual report of the review and**
3 **projections made by the independent contractor pursuant to**
4 **subsection 1 and provide the report to:**

5 **(a) The Joint Interim Standing Committee on the Judiciary;**
6 **and**

7 **(b) The Department of Sentencing Policy.**

8 **Sec. 29.** NRS 193.309 is hereby amended to read as follows:

9 193.309 1. Each law enforcement agency shall annually
10 make available to the public and on a monthly basis submit to the
11 Central Repository a report that includes, without limitation, a
12 compilation of statistics relating to incidents involving the use of
13 force that occurred during the immediately preceding calendar year,
14 or month, as applicable, including, without limitation:

15 (a) The number of complaints against peace officers employed
16 by the law enforcement agency relating to the use of force and the
17 number of such complaints that were substantiated; and

18 (b) A compilation of statistics relating to incidents involving the
19 use of force that, for each incident, includes, without limitation, all
20 information collected by the National Use-of-Force Data Collection
21 of the Federal Bureau of Investigation.

22 2. Each law enforcement agency shall submit the report
23 required pursuant to subsection 1 in a manner approved by the
24 Director of the Department of Public Safety and in accordance with
25 the policies, procedures and definitions of the Department.

26 3. The Central Repository shall make the use-of-force data
27 submitted by each law enforcement agency pursuant to subsection 1
28 available for access by the public on the Internet website of the
29 Central Repository.

30 4. The Central Repository may accept gifts, grants and
31 donations from any source for the purpose of carrying out the
32 provisions of this section.

33 5. To the extent of legislative appropriation, the Office of the
34 Attorney General shall:

35 (a) Review the use-of-force data that is publicly available on the
36 Internet website of the Central Repository;

37 (b) Prepare a report containing any conclusions or
38 recommendations resulting from its review; and

39 (c) On or before December 1 of each year, submit to the
40 Governor, **the Joint Interim Standing Committee on the Judiciary**
41 and ~~to~~ the Director of the Legislative Counsel Bureau for
42 transmittal to the Legislature the report prepared pursuant to
43 paragraph (b).



1 6. Each law enforcement agency in this State shall participate
2 in the National Use-of-Force Data Collection of the Federal Bureau
3 of Investigation.

4 7. Information collected pursuant to this section must not be
5 introduced into evidence or otherwise used in any way against a
6 peace officer during a criminal proceeding.

7 8. As used in this section:

8 (a) "Central Repository" means the Central Repository for
9 Nevada Records of Criminal History.

10 (b) "Law enforcement agency" means:

11 (1) The sheriff's office of a county;

12 (2) A metropolitan police department;

13 (3) A police department of an incorporated city;

14 (4) The Department of Corrections;

15 (5) The police department for the Nevada System of Higher
16 Education;

17 (6) Any political subdivision of this State employing park
18 rangers to enforce laws within its jurisdiction; or

19 (7) Any political subdivision of this State which has as its
20 primary duty the enforcement of law and which employs peace
21 officers to fulfill its duty.

22 **Sec. 30.** NRS 209.192 is hereby amended to read as follows:

23 209.192 1. There is hereby created in the State Treasury a
24 Fund for New Construction of Facilities for Prison Industries as a
25 capital projects fund. The Director shall deposit in the Fund the
26 deductions made pursuant to subparagraph (3) of paragraph (a) of
27 subsection 3 or subparagraph (2) of paragraph (a) of subsection 4 of
28 NRS 209.463. The money in the Fund must only be expended:

29 (a) To house new industries or expand existing industries in the
30 industrial program to provide additional employment of offenders;

31 (b) To relocate, expand, upgrade or modify an existing industry
32 in the industrial program to enhance or improve operations or
33 security or to provide additional employment or training of
34 offenders;

35 (c) To purchase or lease equipment to be used for the training of
36 offenders or in the operations of prison industries;

37 (d) To pay or fund the operations of prison industries, including,
38 without limitation, paying the salaries of staff and wages of
39 offenders if the cash balance in the Fund for Prison Industries is
40 below the average monthly expenses for the operation of prison
41 industries;

42 (e) To advertise and promote the goods produced and services
43 provided by prison industries; or

44 (f) For any other purpose authorized by the Legislature.

45 2. Before money in the Fund may be expended:



1 (a) As described in paragraphs (b) to (e), inclusive, of subsection
2 1, the Director shall submit a proposal for the expenditure to the
3 ~~Joint Interim Standing Committee on the Judiciary~~ *Interim*
4 *Finance Committee* and the State Board of Examiners.

5 (b) For construction, the Director shall submit a proposal for the
6 expenditure to the State Board of Examiners.

7 3. Upon making a determination that the proposed expenditure
8 is appropriate and necessary, the State Board of Examiners shall
9 recommend to the Interim Finance Committee, or the Senate
10 Standing Committee on Finance and the Assembly Standing
11 Committee on Ways and Means when the Legislature is in general
12 session, that the expenditure be approved. Upon approval of the
13 appropriate committee or committees, the money may be so
14 expended.

15 4. If any money in the Fund is used as described in paragraph
16 (d) of subsection 1, the Director shall repay the amount used as soon
17 as sufficient money is available in the Fund for Prison Industries.

18 5. The interest and income earned on the money in the Fund,
19 after deducting any applicable charges, must be credited to the
20 Fund.

21 6. As used in this section, "Fund" means Fund for New
22 Construction of Facilities for Prison Industries.

23 **Sec. 31.** NRS 209.461 is hereby amended to read as follows:

24 209.461 1. The Director shall:

25 (a) To the greatest extent possible, approximate the normal
26 conditions of training and employment in the community.

27 (b) Except as otherwise provided in this section, to the extent
28 practicable, require each offender, except those whose behavior is
29 found by the Director to preclude participation, to spend 40 hours
30 each week in vocational training or employment, unless excused for
31 a medical reason or to attend educational classes in accordance with
32 NRS 209.396. The Director shall require as a condition of
33 employment that an offender sign an authorization for the
34 deductions from his or her wages made pursuant to NRS 209.463.
35 Authorization to make the deductions pursuant to NRS 209.463 is
36 implied from the employment of an offender and a signed
37 authorization from the offender is not required for the Director to
38 make the deductions pursuant to NRS 209.463.

39 (c) Use the earnings from services and manufacturing conducted
40 by the institutions and the money paid by private employers who
41 employ the offenders to offset the costs of operating the prison
42 system and to provide wages for the offenders being trained or
43 employed.

44 (d) Provide equipment, space and management for services and
45 manufacturing by offenders.



1 (e) Employ craftsmen and other personnel to supervise and
2 instruct offenders.

3 (f) Contract with governmental agencies and private employers
4 for the employment of offenders, including their employment on
5 public works projects under contracts with the State and with local
6 governments.

7 (g) Contract for the use of offenders' services and for the sale of
8 goods manufactured by offenders.

9 (h) On or before January 1, 2014, and every 5 years thereafter,
10 submit a report to the Director of the Legislative Counsel Bureau for
11 distribution to the Joint Interim Standing Committee on the
12 Judiciary. The report must include, without limitation, an analysis of
13 existing contracts with private employers for the employment of
14 offenders and the potential impact of those contracts on private
15 industry in this State.

16 (i) Submit a report to each meeting of the Interim Finance
17 Committee identifying any accounts receivable related to a program
18 for the employment of offenders.

19 2. Every program for the employment of offenders established
20 by the Director must:

21 (a) Employ the maximum number of offenders possible;

22 (b) Except as otherwise provided in NRS 209.192, provide for
23 the use of money produced by the program to reduce the cost of
24 maintaining the offenders in the institutions;

25 (c) Have an insignificant effect on the number of jobs available
26 to the residents of this State; and

27 (d) Provide occupational training for offenders.

28 3. An offender may not engage in vocational training,
29 employment or a business that requires or permits the offender to:

30 (a) Telemarket or conduct opinion polls by telephone; or

31 (b) Acquire, review, use or have control over or access to
32 personal information concerning any person who is not incarcerated.

33 4. Each fiscal year, the cumulative profits and losses, if any, of
34 the programs for the employment of offenders established by the
35 Director must result in a profit for the Department. The following
36 must not be included in determining whether there is a profit for the
37 Department:

38 (a) Fees credited to the Fund for Prison Industries pursuant to
39 NRS 482.268, any revenue collected by the Department for the
40 leasing of space, facilities or equipment within the institutions or
41 facilities of the Department, and any interest or income earned on
42 the money in the Fund for Prison Industries.

43 (b) The selling expenses of the Central Administrative Office of
44 the programs for the employment of offenders. As used in this
45 paragraph, "selling expenses" means delivery expenses, salaries of



1 sales personnel and related payroll taxes and costs, the costs of
2 advertising and the costs of display models.

3 (c) The general and administrative expenses of the Central
4 Administrative Office of the programs for the employment of
5 offenders. As used in this paragraph, "general and administrative
6 expenses" means the salary of the Deputy Director of Industrial
7 Programs and the salaries of any other personnel of the Central
8 Administrative Office and related payroll taxes and costs, the costs
9 of telephone usage, and the costs of office supplies used and postage
10 used.

11 5. If any state-sponsored program incurs a net loss for 2
12 consecutive fiscal years, the Director shall appear before the ~~Joint~~
13 ~~Interim Standing Committee on the Judiciary~~ *Interim Finance*
14 *Committee* to explain the reasons for the net loss and provide a plan
15 for the generation of a profit in the next fiscal year. If the program
16 does not generate a profit in the third fiscal year, the Director shall
17 take appropriate steps to resolve the issue.

18 6. Except as otherwise provided in subsection 3, the Director
19 may, with the approval of the Board:

20 (a) Lease spaces and facilities within any institution of the
21 Department to private employers to be used for the vocational
22 training and employment of offenders.

23 (b) Grant to reliable offenders the privilege of leaving
24 institutions or facilities of the Department at certain times for the
25 purpose of vocational training or employment.

26 7. Before entering into any contract with a private employer for
27 the employment of offenders pursuant to subsection 1, the Director
28 shall obtain from the private employer:

29 (a) A personal guarantee to secure an amount fixed by the
30 Director of:

31 (1) For a contract that does not relate to construction, not less
32 than 25 percent of the prorated annual amount of the contract but
33 not more than 100 percent of the prorated annual amount of the
34 contract, a surety bond made payable to the State of Nevada in an
35 amount fixed by the Director of not less than 25 percent of the
36 prorated annual amount of the contract but not more than 100
37 percent of the prorated annual amount of the contract and
38 conditioned upon the faithful performance of the contract in
39 accordance with the terms and conditions of the contract; or

40 (2) For a contract that relates to construction, not less than
41 100 percent of the prorated annual amount of the contract, a surety
42 bond made payable to the State of Nevada in an amount fixed by the
43 Director of not less than 100 percent of the prorated annual amount
44 of the contract and conditioned upon the faithful performance of the
45 contract in accordance with the terms and conditions of the contract,



1 ↳ or a security agreement to secure any debt, obligation or other
2 liability of the private employer under the contract, including,
3 without limitation, lease payments, wages earned by offenders and
4 compensation earned by personnel of the Department. The Director
5 shall appear before the ~~Joint Interim Standing Committee on the~~
6 ~~Judiciary~~ *Interim Finance Committee* to explain the reasons for
7 the amount fixed by the Director for any personal guarantee or
8 surety bond.

9 (b) A detailed written analysis on the estimated impact of the
10 contract on private industry in this State. The written analysis must
11 include, without limitation:

12 (1) The number of private companies in this State currently
13 providing the types of products and services offered in the proposed
14 contract.

15 (2) The number of residents of this State currently employed
16 by such private companies.

17 (3) The number of offenders that would be employed under
18 the contract.

19 (4) The skills that the offenders would acquire under the
20 contract.

21 8. The provisions of this chapter do not create a right on behalf
22 of the offender to employment or to receive the federal or state
23 minimum wage for any employment and do not establish a basis for
24 any cause of action against the State or its officers or employees for
25 employment of an offender or for payment of the federal or state
26 minimum wage to an offender.

27 9. As used in this section, "state-sponsored program" means a
28 program for the vocational training or employment of offenders
29 which does not include a contract of employment with a private
30 employer.

31 **Sec. 32.** NRS 209.4818 is hereby amended to read as follows:

32 209.4818 1. The ~~Joint Interim Standing Committee on the~~
33 ~~Judiciary~~ *Interim Finance Committee* shall:

34 (a) Be informed on issues and developments relating to
35 industrial programs for correctional institutions;

36 (b) ~~Submit a semiannual report to the Interim Finance~~
37 ~~Committee before July 1 and December 1 of each year on the status~~
38 ~~of current and proposed industrial programs for correctional~~
39 ~~institutions;~~

40 ~~(c)~~ Report to the Legislature on any ~~other~~ matter relating to
41 industrial programs for correctional institutions that it deems
42 appropriate;

43 ~~(d)~~ (c) Recommend three persons to the Director for
44 appointment as the Deputy Director for Industrial Programs
45 whenever a vacancy exists;



1 ~~[(e)]~~ (d) Before any new industrial program is established by the
2 Director, review the proposed program for compliance with the
3 requirements of subsections 2, 3, 4 and 7 of NRS 209.461 and
4 submit to the Director its recommendations concerning the proposed
5 program; and

6 ~~[(f)]~~ (e) Review each state-sponsored industry program
7 established pursuant to subsection 2 of NRS 209.461 to determine
8 whether the program is operating profitably. If the Committee
9 determines that a program has incurred a net loss in 3 consecutive
10 fiscal years, the Committee shall report its finding to the Director
11 with a recommendation regarding whether the program should be
12 continued or terminated. If the Director does not accept the
13 recommendation of the Committee, the Director shall submit a
14 written report to the Committee setting forth his or her reasons for
15 rejecting the recommendation.

16 2. Upon the request of the ~~[Joint Interim Standing Committee~~
17 ~~on the Judiciary.]~~ *Interim Finance Committee*, the Director and the
18 Deputy Director for Industrial Programs shall provide to the
19 Committee any information that the Committee determines is
20 relevant to the performance of the duties of the Committee.

21 3. As used in this section, "state-sponsored industry program"
22 means a program for the vocational training or employment of
23 offenders which does not include a contract of employment with a
24 private employer.

25 **Sec. 33.** Chapter 232B of NRS is hereby amended by adding
26 thereto a new section to read as follows:

27 *As used in this section and NRS 232B.210 to 232B.250,*
28 *inclusive, unless the context otherwise requires, "Sunset*
29 *Committee" or "Committee" means the Sunset Committee of the*
30 *Legislature created by NRS 232B.210.*

31 **Sec. 34.** NRS 232B.210 is hereby amended to read as follows:

32 232B.210 1. The Sunset ~~[Subcommittee of the Legislative~~
33 ~~Commission, consisting of nine members,]~~ *Committee of the*
34 *Legislature* is hereby created.

35 2. The ~~[membership of the Sunset Subcommittee]~~ *Committee*
36 consists of ~~[-~~

37 ~~—(a) Three voting members of the Legislature appointed by the~~
38 ~~Majority Leader of the Senate, at least one of whom must be a~~
39 ~~member of the minority political party;~~

40 ~~—(b) Three voting members of the Legislature appointed by the~~
41 ~~Speaker of the Assembly, at least one of whom must be a member~~
42 ~~of the minority political party; and~~

43 ~~—(c) Three nonvoting members of the general public appointed by~~
44 ~~the Chair of the Legislative Commission from among the names of~~
45 ~~nominees submitted by the Governor pursuant to subsection 2.~~



1 —2. The Governor shall, at least 30 days before the beginning of
2 the term of any member appointed pursuant to paragraph (c) of
3 subsection 1, or within 30 days after such a position on the Sunset
4 Subcommittee becomes vacant, submit to the Legislative
5 Commission the names of at least three persons qualified for
6 membership on the Sunset Subcommittee. The Chair of the
7 Legislative Commission shall appoint a new member or fill the
8 vacancy from the list, or request a new list. The Chair of
9 the Legislative Commission may appoint any qualified person who
10 is a resident of this State to a position described in paragraph (c) of
11 subsection 1.

12 —3. Each member of the Sunset Subcommittee serves at the
13 pleasure of the appointing authority.

14 —4. The voting members of the Sunset Subcommittee shall elect
15 a Chair from one House of the Legislature and a Vice Chair from
16 the other House. Each Chair and Vice Chair holds office for a term
17 of 2 years commencing on July 1 of each odd numbered year. If a
18 vacancy occurs in the office of Chair or Vice Chair, the vacancy
19 must be filled in the same manner as the original selection for the
20 remainder of the unexpired term.

21 —5. The membership of any member of the Sunset
22 Subcommittee who is a Legislator and who is not a candidate for
23 reelection or who is defeated for reelection terminates on the day
24 next after the general election.

25 —6. A vacancy on the Sunset Subcommittee must be filled in the
26 same manner as the original appointment.

27 —7. The Sunset Subcommittee shall meet at the times and places
28 specified by a call of the Chair. Four voting members of the Sunset
29 Subcommittee constitute a quorum, and a quorum may exercise any
30 power or authority conferred on the Sunset Subcommittee.

31 —8. For each day or portion of a day during which a member of
32 the Sunset Subcommittee who is a Legislator attends a meeting of
33 the Sunset Subcommittee or is otherwise engaged in the business
34 of the Sunset Subcommittee, except during a regular or special
35 session of the Legislature, the Legislator is entitled to receive the:

36 —(a) Compensation provided for a majority of the members of the
37 Legislature during the first 60 days of the preceding regular session;

38 —(b) Per diem allowance provided for state officers generally; and

39 —(c) Travel expenses provided pursuant to NRS 218A.655.

40 ➔ The compensation, per diem allowances and travel expenses of
41 the members of the Sunset Subcommittee who are Legislators must
42 be paid from the Legislative Fund.

43 —9. While engaged in the business of the Sunset Subcommittee,
44 the members of the Subcommittee who are not Legislators are
45 entitled to receive the per diem allowance and travel expenses



1 ~~provided for state officers and employees generally.]~~ *eight regular*
2 *members and five alternate members who are appointed in the*
3 *same manner as the members of a Joint Interim Standing*
4 *Committee pursuant to NRS 218E.320.*

5 3. *Except as otherwise provided in this section, the provisions*
6 *of NRS 218E.320, 218E.325 and 218E.330:*

7 (a) *Apply to the Committee in the same manner as a Joint*
8 *Interim Standing Committee, including, without limitation,*
9 *providing the Committee with any powers, privileges and*
10 *immunities set forth in those provisions; and*

11 (b) *Control the Committee's formation, organization and*
12 *operations, including, without limitation, its membership, officers,*
13 *management, government, budget, compensation, allowances,*
14 *expenses, meetings and proceedings, but the Committee shall not*
15 *be deemed a Joint Interim Standing Committee for the purposes of*
16 *the number of requests that it may submit for the drafting of*
17 *legislative measures pursuant to NRS 218D.160.*

18 4. *If there is a conflict between the provisions of NRS*
19 *218E.320, 218E.325 and 218E.330 and the provisions of a specific*
20 *statute that applies to the Committee, the provisions of the specific*
21 *statute control.*

22 **Sec. 35.** NRS 232B.220 is hereby amended to read as follows:

23 232B.220 1. The Sunset ~~[Subcommittee of the Legislative~~
24 ~~Commission]~~ *Committee* shall conduct a review of each board and
25 commission in this State which is not provided for in the Nevada
26 Constitution or established by an executive order of the Governor to
27 determine whether the board or commission should be terminated,
28 modified, consolidated with another board or commission or
29 continued. Such a review must include, without limitation:

30 (a) An evaluation of the major policies and programs of the
31 board or commission, including, without limitation, an examination
32 of other programs or services offered in this State to determine if
33 any other provided programs or services duplicate those offered by
34 the board or commission;

35 (b) Any recommendations for improvements in the policies and
36 programs offered by the board or commission; and

37 (c) A determination of whether any statutory tax exemptions,
38 abatements or money set aside to be provided to the board or
39 commission should be terminated, modified or continued.

40 2. The ~~[Sunset Subcommittee]~~ *Committee* shall review not less
41 than 10 boards and commissions specified in subsection 1 *during*
42 each legislative interim.

43 3. Any action taken by the ~~[Sunset Subcommittee]~~ *Committee*
44 concerning a board or commission pursuant to NRS 232B.210 to
45 232B.250, inclusive, *and section 33 of this act* is in addition or



1 supplemental to any action taken by the Legislative Commission
2 pursuant to NRS 232B.010 to 232B.100, inclusive.

3 **Sec. 36.** NRS 232B.230 is hereby amended to read as follows:

4 232B.230 1. Each board and commission subject to review
5 by the Sunset ~~Subcommittee of the Legislative Commission~~
6 *Committee* shall submit information to ~~the Sunset Subcommittee~~ *it*
7 on a form prescribed by the ~~Sunset Subcommittee~~ *Committee*.
8 The information must include, without limitation:

9 (a) The name of the board or commission;

10 (b) The name of each member of the board or commission;

11 (c) The address of the Internet website established and
12 maintained by the board or commission, if any;

13 (d) The name and contact information of the executive director
14 of the board or commission, if any;

15 (e) A list of the members of the staff of the board or
16 commission;

17 (f) The authority by which the board or commission was
18 created;

19 (g) The governing structure of the board or commission,
20 including, without limitation, information concerning the method,
21 terms, qualifications and conditions of appointment and removal of
22 the members of the board or commission;

23 (h) The duties of the board or commission;

24 (i) The operating budget of the board or commission;

25 (j) A statement setting forth the income and expenses of the
26 board or commission for at least 3 years immediately preceding the
27 date on which the board or commission submits the form required
28 by this subsection, including the balances of any fund or account
29 maintained by or on behalf of the board or commission;

30 (k) The most recent audit conducted of the board or
31 commission, if any;

32 (l) The dates of the immediately preceding six meetings held by
33 the board or commission;

34 (m) A statement of the objectives and programs of the board or
35 commission;

36 (n) A conclusion concerning the effectiveness of the objectives
37 and programs of the board or commission;

38 (o) Any recommendations for statutory changes which are
39 necessary for the board or commission to carry out its objectives and
40 programs; and

41 (p) Such other information as the ~~Sunset Subcommittee~~
42 *Committee* may require.

43 2. The ~~Sunset Subcommittee~~ *Committee* may direct the
44 Legislative Counsel Bureau to assist in its research, investigations,



1 review and analysis of the information submitted by each board and
2 commission pursuant to subsection 1.

3 **Sec. 37.** NRS 232B.235 is hereby amended to read as follows:

4 232B.235 1. At any time during a legislative interim, if the
5 Sunset ~~{Subcommittee of the Legislative Commission}~~ *Committee*
6 determines that a board or commission subject to *its* review ~~{by the~~
7 ~~Sunset Subcommittee}~~ should be audited, the ~~{Sunset~~
8 ~~Subcommittee}~~ *Committee* shall make such a recommendation to
9 the Legislative Commission. The ~~{Sunset Subcommittee}~~
10 *Committee* shall include with its recommendation a summary of the
11 justification for the recommendation.

12 2. After receiving a recommendation from the ~~{Sunset~~
13 ~~Subcommittee}~~ *Committee* pursuant to subsection 1, the Legislative
14 Commission shall evaluate the recommendation and determine
15 whether to direct the Legislative Auditor to perform an audit of the
16 board or commission pursuant to NRS 218G.120. In making its
17 determination, the Legislative Commission shall consider the
18 current workload of the Audit Division of the Legislative Counsel
19 Bureau.

20 3. The Legislative Auditor shall not perform more than four
21 audits directed by the Legislative Commission pursuant to this
22 section during a legislative interim.

23 **Sec. 38.** NRS 232B.237 is hereby amended to read as follows:

24 232B.237 1. The Sunset ~~{Subcommittee of the Legislative~~
25 ~~Commission}~~ *Committee* shall conduct a review of each
26 professional or occupational licensing board and regulatory body in
27 this State to determine whether the restrictions on the criminal
28 history of an applicant for an occupational or professional license
29 are appropriate.

30 2. Each professional or occupational licensing board and
31 regulatory body subject to review pursuant to subsection 1 must
32 submit information to the ~~{Sunset Subcommittee}~~ *Committee* on a
33 form prescribed by the ~~{Sunset Subcommittee}~~ *Committee*. The
34 information must include, without limitation:

35 (a) The number of petitions submitted to a professional or
36 occupational licensing board and regulatory body pursuant to NRS
37 1.545, 240A.275, 244.33504, 361.2212, 379.00785, ~~{433.616,}~~
38 435.3395, 445B.7776, 449.03008, 449.4316, 450B.169, 455C.125,
39 457.1825, 458.0258, 477.2233, 482.163, 487.006, 489.298, 490.195,
40 502.375, 503.5831, 504.391, 505.013, 534.1405, 544.147, 555.305,
41 557.225, 576.037, 581.1033, 582.035, 584.2165, 587.014,
42 599A.057, 599B.127, 618.357, 622.085, 687B.630 and 706.4626;

43 (b) The number of determinations of disqualification made by
44 the professional or occupational licensing board and regulatory body
45 pursuant to NRS 1.545, 240A.275, 244.33504, 361.2212,



1 379.00785, ~~433.616,~~ 435.3395, 445B.7776, 449.03008, 449.4316,
2 450B.169, 455C.125, 457.1825, 458.0258, 477.2233, 482.163,
3 487.006, 489.298, 490.195, 502.375, 503.5831, 504.391, 505.013,
4 534.1405, 544.147, 555.305, 557.225, 576.037, 581.1033, 582.035,
5 584.2165, 587.014, 599A.057, 599B.127, 618.357, 622.085,
6 687B.630 and 706.4626; and

7 (c) The reasons for such determinations of disqualification.

8 3. As used in this section, "regulatory body" has the meaning
9 ascribed to it in NRS 622.060.

10 **Sec. 39.** NRS 232B.240 is hereby amended to read as follows:

11 232B.240 1. The Sunset ~~{Subcommittee of the Legislative~~
12 ~~Commission}~~ *Committee* shall conduct public hearings for the
13 purpose of obtaining comments on, and may require the Legislative
14 Counsel Bureau to submit reports on, the need for the termination,
15 modification, consolidation or continued operation of a board or
16 commission.

17 2. The ~~{Sunset Subcommittee}~~ *Committee* shall consider any
18 report submitted to it by the Legislative Counsel Bureau.

19 3. *The Committee may exercise any of the investigative*
20 *powers set forth in NRS 218E.105 to 218E.140, inclusive.*

21 4. A board or commission has the burden of proving that there
22 is a public need for its continued existence.

23 **Sec. 40.** NRS 232B.250 is hereby amended to read as follows:

24 232B.250 1. If the Sunset ~~{Subcommittee of the Legislative~~
25 ~~Commission}~~ *Committee* determines to recommend the termination
26 of a board or commission, its recommendation must include
27 suggestions for appropriate direct legislative action, if any, which is
28 made necessary or desirable by the termination of the board or
29 commission.

30 2. If the ~~{Sunset Subcommittee}~~ *Committee* determines to
31 recommend the consolidation, modification or continuation of a
32 board or commission, its recommendation must include suggestions
33 for appropriate direct legislative action, if any, which would make
34 the operation of the board or commission or its successor more
35 efficient or effective.

36 3. If the ~~{Sunset Subcommittee}~~ *Committee* determines to
37 recommend the modification, continuation or removal of the
38 restrictions on the criminal history of an applicant for an
39 occupational or professional license, its recommendation must
40 include suggestions for appropriate direct legislative action, if any,
41 which is made necessary or desirable by any modification,
42 continuation or removal of such restrictions.

43 4. ~~{On or before June 30, 2012, the Sunset Subcommittee shall~~
44 ~~make all of its initial recommendations pursuant to this section, if~~
45 ~~any. The Sunset Subcommittee}~~ *The Committee* shall make all



1 ~~[subsequent]~~ recommendations pursuant to this section, if any, on or
2 before ~~[June 30]~~ August 31 of each even-numbered year. ~~[occurring~~
3 ~~thereafter.]~~

4 **Sec. 41.** NRS 233B.063 is hereby amended to read as follows:

5 233B.063 1. An agency that intends to adopt, amend or
6 repeal a permanent regulation must deliver to the Legislative
7 Counsel a copy of the proposed regulation. The Legislative Counsel
8 shall examine and if appropriate revise the language submitted so
9 that it is clear, concise and suitable for incorporation in the Nevada
10 Administrative Code, but shall not alter the meaning or effect
11 without the consent of the agency.

12 2. Unless the proposed regulation is submitted to the
13 Legislative Counsel between July 1 of an even-numbered year and
14 July 1 of the succeeding odd-numbered year, the Legislative
15 Counsel shall deliver the approved or revised text of the regulation
16 within 30 days after it is submitted to the Legislative Counsel. If the
17 proposed or revised text of a regulation is changed before adoption,
18 the agency shall submit the changed text to the Legislative Counsel,
19 who shall examine and revise it if appropriate pursuant to the
20 standards of subsection 1. Unless it is submitted between July 1 of
21 an even-numbered year and July 1 of the succeeding odd-numbered
22 year, the Legislative Counsel shall return it with any appropriate
23 revisions within 30 days. ~~[If the agency is a licensing board as~~
24 ~~defined in NRS 439B.225 and the proposed regulation relates to~~
25 ~~standards for the issuance or renewal of licenses, permits or~~
26 ~~certificates of registration issued to a person or facility regulated by~~
27 ~~the agency, the Legislative Counsel shall also deliver one copy of~~
28 ~~the approved or revised text of the regulation to the Joint Interim~~
29 ~~Standing Committee on Health and Human Services.]~~

30 3. An agency may adopt a temporary regulation between
31 August 1 of an even-numbered year and July 1 of the succeeding
32 odd-numbered year without following the procedure required by this
33 section and NRS 233B.064, but any such regulation expires by
34 limitation on November 1 of the odd-numbered year. A
35 substantively identical permanent regulation may be subsequently
36 adopted.

37 4. An agency may amend or suspend a permanent regulation
38 between August 1 of an even-numbered year and July 1 of the
39 succeeding odd-numbered year by adopting a temporary regulation
40 in the same manner and subject to the same provisions as prescribed
41 in subsection 3.

42 **Sec. 42.** NRS 233B.070 is hereby amended to read as follows:

43 233B.070 1. A permanent regulation becomes effective when
44 the Legislative Counsel files with the Secretary of State the original
45 of the final draft or revision of a regulation, except as otherwise



1 provided in NRS 293.247 or where a later date is specified in the
2 regulation.

3 2. Except as otherwise provided in NRS 233B.0633, an agency
4 that has adopted a temporary regulation may not file the temporary
5 regulation with the Secretary of State until 35 days after the date on
6 which the temporary regulation was adopted by the agency. A
7 temporary regulation becomes effective when the agency files with
8 the Secretary of State the original of the final draft or revision of the
9 regulation, together with the informational statement prepared
10 pursuant to NRS 233B.066. The agency shall also file a copy of the
11 temporary regulation with the Legislative Counsel, together with the
12 informational statement prepared pursuant to NRS 233B.066.

13 3. An emergency regulation becomes effective when the
14 agency files with the Secretary of State the original of the final draft
15 or revision of an emergency regulation, together with the
16 informational statement prepared pursuant to NRS 233B.066. The
17 agency shall also file a copy of the emergency regulation with
18 the Legislative Counsel, together with the informational statement
19 prepared pursuant to NRS 233B.066.

20 4. The Secretary of State shall maintain the original of the final
21 draft or revision of each regulation in a permanent file to be used
22 only for the preparation of official copies.

23 5. The Secretary of State shall file, with the original of each
24 agency's rules of practice, the current statement of the agency
25 concerning the date and results of its most recent review of those
26 rules.

27 6. Immediately after each permanent or temporary regulation is
28 filed, the agency shall deliver one copy of the final draft or revision,
29 bearing the stamp of the Secretary of State indicating that it has
30 been filed, including material adopted by reference which is not
31 already filed with the State Library, Archives and Public Records
32 Administrator, to the State Library, Archives and Public Records
33 Administrator for use by the public. ~~If the agency is a licensing
34 board as defined in NRS 439B.225 and it has adopted a permanent
35 regulation relating to standards for the issuance or renewal of
36 licenses, permits or certificates of registration issued to a person or
37 facility regulated by the agency, the agency shall also deliver one
38 copy of the regulation, bearing the stamp of the Secretary of State,
39 to the Joint Interim Standing Committee on Health and Human
40 Services within 10 days after the regulation is filed with the
41 Secretary of State.]~~

42 7. Each agency shall furnish a copy of all or part of that part of
43 the Nevada Administrative Code which contains its regulations, to
44 any person who requests a copy, and may charge a reasonable fee



1 for the copy based on the cost of reproduction if it does not have
2 money appropriated or authorized for that purpose.

3 8. An agency which publishes any regulations included in the
4 Nevada Administrative Code shall use the exact text of the
5 regulation as it appears in the Nevada Administrative Code,
6 including the leadlines and numbers of the sections. Any other
7 material which an agency includes in a publication with its
8 regulations must be presented in a form which clearly distinguishes
9 that material from the regulations.

10 **Sec. 43.** NRS 321.7355 is hereby amended to read as follows:

11 321.7355 1. The State Land Use Planning Agency may
12 prepare, in cooperation with appropriate federal and state agencies
13 and local governments throughout the State, plans or statements of
14 policy concerning the administration of lands in the State of Nevada
15 that are under federal management. The plans or statements of
16 policy must not include matters concerning zoning or the division of
17 land and must be consistent with local plans and regulations
18 concerning the use of private property.

19 2. The State Land Use Planning Agency shall:

20 (a) Encourage public comment upon the various matters treated
21 in a proposed plan or statement of policy throughout its preparation
22 and incorporate such comments into the proposed plan or statement
23 of policy as are appropriate;

24 (b) Submit its work on a plan or statement of policy periodically
25 for review and comment by the Land Use Planning Advisory
26 Council and ~~the Subcommittee on Public Lands of~~ the Joint
27 Interim Standing Committee on Natural Resources ~~[:] and Public~~
28 *Lands*; and

29 (c) Provide written responses to written comments received
30 from a county or city upon the various matters treated in a proposed
31 plan or statement of policy.

32 3. Whenever the State Land Use Planning Agency prepares
33 plans or statements of policy pursuant to subsection 1 and submits
34 those plans or statements of policy to the Governor, the Legislature,
35 ~~the Subcommittee on Public Lands of~~ the Joint Interim Standing
36 Committee on Natural Resources *and Public Lands* or an agency of
37 the Federal Government, the State Land Use Planning Agency shall
38 include with each plan or statement of policy the comments and
39 recommendations of:

40 (a) The Land Use Planning Advisory Council; and

41 (b) The ~~Subcommittee on Public Lands of the~~ Joint Interim
42 Standing Committee on Natural Resources ~~[:] and Public Lands~~.

43 4. A plan or statement of policy must be approved by the
44 governing bodies of the county and cities affected by it before it is
45 put into effect.



1 **Sec. 44.** NRS 332.215 is hereby amended to read as follows:
2 332.215 1. Each county of this state whose population is
3 100,000 or more, must be a member of the Commission to Study
4 Governmental Purchasing which is composed of all purchasing
5 agents of the local governments within those counties. Each county
6 whose population is less than 100,000 may participate as a voting
7 member of the Commission. The members shall select a Chair from
8 among their number.

9 2. The Commission shall meet no less than quarterly or at the
10 call of the Chair to study practices in governmental purchasing and
11 laws relating thereto and shall make recommendations with respect
12 to those laws to the next regular session of the Legislature.

13 3. On or before July 1 of each even-numbered year, the
14 Commission shall submit a written report to the Joint Interim
15 Standing Committee on ~~Legislative Operations and Elections~~
16 *Government Affairs* that includes any recommendations of the
17 Commission for legislation relating to governmental purchasing.

18 **Sec. 45.** NRS 388.887 is hereby amended to read as follows:

19 388.887 1. The State Board shall create a subcommittee to
20 review and make recommendations on the manner in which to
21 provide age-appropriate and historically accurate instruction about
22 the Holocaust and other genocides, such as the Armenian,
23 Cambodian, Darfur, Guatemalan and Rwandan genocides, in social
24 studies and language arts courses of study.

25 2. The review conducted and any recommendations made by
26 the subcommittee pursuant to this section must include, without
27 limitation:

28 (a) The manner in which to modify the curricula of relevant
29 courses in social studies and language arts to include the instruction
30 described in this section;

31 (b) An inventory of available classroom resources for educators
32 to meet the requirements of this section;

33 (c) The professional development that may be necessary or
34 appropriate for a teacher who provides the instruction described in
35 this section; and

36 (d) Consideration of any similar instruction provided in another
37 state or school district.

38 3. The subcommittee shall link current standards with
39 community resources that may assist in the implementation of the
40 instruction described in subsection 1. The subcommittee shall
41 review the manner in which the current standards support
42 comprehensive education regarding the Holocaust and other
43 genocides, such as the Armenian, Cambodian, Darfur, Guatemalan
44 and Rwandan genocides, including, without limitation, by:



1 (a) Preparing pupils to confront the immorality of the Holocaust,
2 other genocides, such as the Armenian, Cambodian, Darfur,
3 Guatemalan and Rwandan genocides, and other acts of mass
4 violence and to reflect on the causes of related historical events;

5 (b) Addressing the breadth of the history of the Holocaust,
6 including, without limitation, the dictatorship of the Third Reich, the
7 system of concentration camps, the persecution of both Jewish and
8 non-Jewish people, the resistance to the Third Reich and the
9 Holocaust by both Jewish and non-Jewish people and the various
10 trials that occurred after the end of World War II;

11 (c) Developing the respect of pupils for cultural diversity and
12 helping pupils to gain insight into the importance of international
13 human rights for all people;

14 (d) Promoting the understanding of pupils of how the Holocaust
15 contributed to the need for the term “genocide” and led to
16 international legislation that recognized genocide as a crime;

17 (e) Communicating the impact of personal responsibility, civic
18 engagement and societal responsiveness;

19 (f) Stimulating the reflection of pupils on the role and
20 responsibility of citizens in democratic societies to combat
21 misinformation, indifference and discrimination through the
22 development of critical thinking skills and through tools of
23 resistance such as protest, reform and celebration;

24 (g) Providing pupils with opportunities to contextualize and
25 analyze patterns of human behavior by persons and groups who
26 belong in one or more categories, including, without limitation,
27 perpetrator, collaborator, bystander, victim and rescuer;

28 (h) Enabling pupils to understand the ramifications of prejudice,
29 racism and stereotyping;

30 (i) Preserving the memories of survivors of genocide and
31 providing opportunities for pupils to discuss and honor the cultural
32 legacies of survivors;

33 (j) Providing pupils with a foundation for examining the history
34 of discrimination in this State;

35 (k) Including in curricula the use of personal narratives and
36 multimedia primary source materials, which may include, without
37 limitation, video testimony, photographs, artwork, diary entries,
38 letters, government documents, maps and poems; and

39 (l) Exploring the various mechanisms of transitional and
40 restorative justice that help humanity move forward in the aftermath
41 of genocide.

42 4. The subcommittee must be composed of the Superintendent
43 of Public Instruction, or his or her designee, and the following
44 members appointed by the Superintendent:



1 (a) Three members representing the Governor's Advisory
2 Council on Education Relating to the Holocaust created by
3 NRS 233G.020;

4 (b) Three members representing nonprofit organizations that
5 have developed curricula regarding the Holocaust for use in public
6 schools;

7 (c) At least one member representing a school district in which
8 60,000 or more pupils are enrolled;

9 (d) At least one member representing a school district in which
10 fewer than 60,000 pupils are enrolled;

11 (e) At least one member representing a charter school located in
12 this State;

13 (f) At least one member representing nonprofit organizations
14 that have developed curricula for use in public schools regarding the
15 Armenian genocide; and

16 (g) At least one member representing nonprofit organizations
17 that have developed curricula for use in public schools regarding
18 genocides other than the Holocaust and the Armenian genocide.

19 5. On or before ~~October~~ *July* 1 of each even-numbered year,
20 the State Board shall report its findings and any recommendations to
21 the Joint Interim Standing Committee on Education, including,
22 without limitation, any recommendations made by the subcommittee
23 pursuant to subsection 1, as well as any actions the State Board has
24 taken or intends to take to include the instruction in the relevant
25 courses pursuant to subsection 2.

26 6. On or before ~~February 1~~ *August 31* of each ~~odd-~~
27 ~~numbered~~ *even-numbered* year, the Joint Interim Standing
28 Committee on Education shall consider the report submitted by the
29 State Board and prepare and submit a written report to the Director
30 of the Legislative Counsel Bureau for transmittal to the Legislature
31 concerning the Committee's consideration of the matters described
32 in this section and any recommendations for legislation to ensure the
33 instruction described in this section is included in the curricula for
34 the relevant courses.

35 7. As used in this section:

36 (a) "Genocide" means any of the following acts committed with
37 intent to destroy, in whole or in part, a national, ethnic, racial or
38 religious group and includes, without limitation, genocides and
39 other acts of mass atrocities identified by the United States
40 Holocaust Memorial Museum:

41 (1) Killing members of the group;

42 (2) Causing serious bodily or mental harm to members of the
43 group;

44 (3) Deliberately inflicting on the group conditions of life
45 calculated to bring about its physical destruction in whole or in part;



1 (4) Imposing measures intended to prevent births within the
2 group; and

3 (5) Forcibly transferring children of the group to another
4 group.

5 (b) "Holocaust" means the systematic, bureaucratic, state-
6 sponsored persecution and murder of approximately 6,000,000
7 Jewish persons and 5,000,000 other persons by the Nazi regime and
8 its collaborators.

9 **Sec. 46.** NRS 391.494 is hereby amended to read as follows:

10 391.494 1. Each member of the Task Force must:

11 (a) Be a licensed teacher with at least 5 consecutive years of
12 experience teaching in a public school in this State;

13 (b) Be currently employed as a teacher and actively teaching in a
14 public school in this State, and remain employed as a teacher in a
15 public school in this State for the duration of the member's term;
16 and

17 (c) Not be currently serving on any other education-related
18 board, commission, council, task force or similar governmental
19 entity.

20 2. On or before December 1, 2019, the Department shall
21 prescribe a uniform application for a teacher to use to apply to serve
22 on the Task Force.

23 3. A teacher who wishes to serve on the Task Force must
24 submit an application prescribed pursuant to subsection 2 to the
25 Joint Interim Standing Committee on Education on or before
26 ~~January 15~~ *December 1* of an ~~even-numbered~~ *odd-numbered*
27 year. On or before February 1 of each even-numbered year, the Joint
28 Interim Standing Committee on Education shall select one or more
29 teachers, as applicable, to serve as a member of the Task Force.

30 **Sec. 47.** NRS 449.242 is hereby amended to read as follows:

31 449.242 1. Except as otherwise provided in subsection 4,
32 each hospital located in a county whose population is 100,000 or
33 more and which is licensed to have more than 70 beds shall
34 establish a staffing committee to develop a written policy as
35 required pursuant to NRS 449.2423 and a documented staffing plan
36 as required pursuant to NRS 449.2421. Each staffing committee
37 established pursuant to this subsection must consist of:

38 (a) Not less than one-half of the total regular members of the
39 staffing committee from the licensed nursing staff and certified
40 nursing assistants who are providing direct patient care at the
41 hospital. The members described in this paragraph must consist of:

42 (1) One member representing each unit of the hospital who is
43 a licensed nurse who provides direct patient care on that unit,
44 elected by the licensed nursing staff who provide direct patient care
45 on the unit that the member will represent.



1 (2) One member representing each unit of the hospital who is
2 a certified nursing assistant who provides direct patient care on that
3 unit, elected by the certified nursing assistants who provide direct
4 patient care on the unit that the member will represent.

5 (b) Not less than one-half of the total regular members of the
6 staffing committee appointed by the administration of the hospital.

7 (c) One alternate member representing each unit of the hospital
8 who is a licensed nurse or certified nursing assistant who provides
9 direct patient care on that unit, elected by the licensed nursing staff
10 and certified nursing assistants who provide direct patient care on
11 the unit that the member represents.

12 2. Each time a new staffing committee is formed pursuant to
13 subsection 1, the administration of the hospital shall hold an election
14 to select the members described in paragraphs (a) and (c) of
15 subsection 1. Each licensed nurse and certified staffing assistant
16 who provides direct patient care at the hospital must be allowed at
17 least 3 days to vote for:

18 (a) The regular member described in paragraph (a) of subsection
19 1 who will represent his or her unit and profession; and

20 (b) The alternate member described in paragraph (c) of
21 subsection 1 who will represent his or her unit.

22 3. If a vacancy occurs in a position on a staffing committee
23 described in paragraph (a) or (c) of subsection 1, a new regular or
24 alternate member, as applicable, must be elected in the same manner
25 as his or her predecessor.

26 4. If a staffing committee is established for a health care
27 facility described in subsection 1 through collective bargaining with
28 an employee organization representing the licensed nursing staff and
29 certified nursing assistants of the health care facility:

30 (a) The health care facility is not required to form a staffing
31 committee pursuant to that subsection; and

32 (b) The staffing committee established pursuant to the collective
33 bargaining agreement shall be deemed to be the staffing committee
34 established for the health care facility pursuant to subsection 1.

35 5. In developing the written policy and the staffing plan, the
36 staffing committee shall consider, without limitation, the
37 information received pursuant to paragraph (b) of subsection 5 of
38 NRS 449.2423 regarding requests to be relieved of a work
39 assignment, refusals of a work assignment and objections to a work
40 assignment.

41 6. The staffing committee of a hospital shall meet at least
42 quarterly.

43 ~~[7. Each hospital that is required to establish a staffing~~
44 ~~committee pursuant to this section shall prepare a written report~~
45 ~~concerning the establishment of the staffing committee, the~~



~~activities and progress of the staffing committee and a determination of the efficacy of the staffing committee. The hospital shall submit the report on or before December 31 of each:~~

~~—(a) Even numbered year to the Director of the Legislative Counsel Bureau for transmission to the next regular session of the Legislature.~~

~~—(b) Odd numbered year to the Joint Interim Standing Committee on Health and Human Services.]~~

Sec. 47.5. NRS 459.0094 is hereby amended to read as follows:

459.0094 The Executive Director shall:

1. Appoint, with the consent of the Commission, an Administrator of each Division of the Agency.

2. Advise the Commission on matters relating to the potential disposal of radioactive waste in this State.

3. Evaluate the potentially adverse effects of a facility for the disposal of radioactive waste in this State.

4. Consult frequently with local governments and state agencies that may be affected by a facility for the disposal of radioactive waste and appropriate legislative committees.

5. Assist local governments in their dealings with the Department of Energy and its contractors on matters relating to radioactive waste.

6. Carry out the duties imposed on the State by 42 U.S.C. §§ 10101 to 10226, inclusive, as those sections existed on July 1, 1995.

7. Cooperate with any governmental agency or other person to carry out the provisions of NRS 459.009 to 459.0098, inclusive.

8. Provide semiannual written reports to the Joint Interim Standing Committees on Government Affairs, Growth and Infrastructure, Health and Human Services and Natural Resources ~~and~~ **and Public Lands**. The reports must contain:

(a) A summary of the status of the activities undertaken by the Agency since the previous report;

(b) A description of all contracts the Agency has with natural persons or organizations, including, but not limited to, the name of the recipient of each contract, the amount of the contract, the duties to be performed under the contract, the manner in which the contract assists the Agency in achieving its goals and responsibilities and the status of the performance of the terms of the contract;

(c) The status of any litigation relating to the goals and responsibilities of the Agency to which the State of Nevada is a party; and

(d) Any other information requested by any of the Committees.



1 **Sec. 48.** The provisions of subsection 1 of NRS 218D.380 do
2 not apply to any provision of this act which adds or revises a
3 requirement to submit a report to the Legislature.

4 **Sec. 49.** (Deleted by amendment.)

5 **Sec. 50.** 1. If the provisions of any other statute or any other
6 act or resolution passed by the Legislature conflict with the
7 provisions of this act because they assign a power, duty or
8 legislative study or investigation to a legislative committee,
9 subcommittee or other body abolished by the provisions of this act
10 or because they require the submission of a report, document or
11 other information to a legislative committee, subcommittee or other
12 body abolished by the provisions of this act:

13 (a) The conflicting provisions of the other statute, act or
14 resolution are superseded and abrogated by the provisions of this
15 act; and

16 (b) The power, duty or legislative study or investigation shall be
17 deemed assigned to, or the report, document or other information
18 shall be deemed required to be submitted to, the appropriate Joint
19 Interim Standing Committee created by NRS 218E.320 which has
20 jurisdiction over the subject matter, except that if the subject matter
21 falls within the jurisdiction of more than one Joint Interim Standing
22 Committee, the Legislative Commission shall decide and resolve the
23 matter in a manner that is consistent with the intent of the
24 Legislature as determined by the Legislative Commission.

25 2. The Legislative Counsel shall, in preparing the reprint and
26 supplements to the Nevada Revised Statutes and supplements to the
27 Nevada Administrative Code:

28 (a) Make any revisions that are necessary to carry out the
29 provisions of this section; and

30 (b) Change any references to a legislative committee,
31 subcommittee or other body which has been abolished by the
32 provisions of this act, or whose name has been changed or whose
33 responsibilities have been transferred by the provisions of this act,
34 so that such references refer to the appropriate legislative
35 committee, subcommittee or other body.

36 3. As used in this section, "legislative study or investigation"
37 includes, without limitation:

38 (a) Any interim legislative study or investigation; or

39 (b) Any legislative study or investigation assigned to a statutory
40 legislative committee, subcommittee or other body.

41 **Sec. 51.** NRS 218E.505, 218E.510, 218E.515, 218E.560,
42 218E.755 and 439B.225 are hereby repealed.

43 **Sec. 52.** 1. This section and sections 1 to 28, inclusive, and
44 30 to 51, inclusive, of this act become effective upon passage and
45 approval.



- 1 2. Section 29 of this act becomes effective on the date that the
2 Director of the Department of Public Safety determines that there is
3 sufficient funding to carry out the provisions of NRS 193.309.

LEADLINES OF REPEALED SECTIONS

218E.505 “Subcommittee” defined.

218E.510 Creation; membership; officers; terms; vacancies; alternates.

218E.515 Meetings; rules; quorum; compensation, allowances and expenses of members.

218E.560 Meetings; rules; quorum; compensation, allowances and expenses of members.

218E.755 Meetings; quorum; compensation, allowances and expenses of members.

439B.225 Committee to review certain regulations proposed or adopted by licensing boards; recommendations to Legislature.

