
ASSEMBLY BILL NO. 33—COMMITTEE
ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE STATE CONTROLLER)

PREFILED NOVEMBER 15, 2024

Referred to Committee on Government Affairs

SUMMARY—Creates the Nevada Office of the Inspector General.
(BDR 18-435)

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

CONTAINS UNFUNDED MANDATE (§ 14)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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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 governmental administration; creating the Nevada Office of the Inspector General and the position of Inspector General; setting forth the powers and duties of the Inspector General and employees of the Office; requiring a state agency, local government or nonprofit organization to cooperate with and provide assistance to the Inspector General in carrying out those duties; prohibiting retaliation against certain persons who make a lawful complaint concerning fraud, waste, abuse or corruption within a state agency, local government or nonprofit organization; prohibiting certain acts to deter or prevent the Inspector General or an employee of the Office from performing his or her duty; imposing increased penalties for certain acts of assault or battery of the Inspector General or an employee of the Office; providing penalties; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law creates the Office of the State Controller, whose duties include,
- 2 without limitation, administering the State’s accounting system, processing and
- 3 recording the State’s financial transactions, conducting audits and recommending



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4 plans for the support of public credit, promoting frugality and economy, and better
5 management and understanding of the fiscal affairs of the State. (Nev. Const. Art.
6 5, § 19; chapter 227 of NRS) This bill creates the Nevada Office of the Inspector
7 General within the Office of the State Controller with the authority to audit,
8 investigate, inspect and review the performance of any state agency, local
9 government or nonprofit organization that receives public money.

10 **Section 9** of this bill creates the Nevada Office of the Inspector General,
11 consisting of the Inspector General and any person employed by the Office. **Section**
12 **9** also requires the Inspector General to be appointed for a term of 4 years by
13 unanimous agreement of the Lieutenant Governor, State Treasurer and State
14 Controller. **Section 10** of this bill requires the Inspector General to administer the
15 provisions of law governing the Office. **Section 11** of this bill: (1) requires the
16 Inspector General to appoint a deputy inspector general and a special counsel who
17 are in the unclassified service of the State; and (2) authorizes the Inspector General,
18 within the limits of available money, to employ such persons in the classified
19 service of the State as he or she deems necessary to provide an appropriate staff for
20 the Office and to enter into contracts with certain professionals for professional
21 services related to the functions of the Office. **Sections 3-8** of this bill define terms
22 relating to the Nevada Office of the Inspector General. **Section 2** of this bill sets
23 forth the applicability of those definitions to **sections 2-19** of this bill.

24 **Section 12** sets forth certain responsibilities and duties of the Inspector
25 General, including: (1) establishing and maintaining a full-time program of
26 auditing, investigation, inspection and performance review of each state agency,
27 local government and nonprofit organization; (2) submitting a report to the State
28 Controller and the Director of the Legislative Counsel Bureau, on at least a
29 quarterly basis or at the State Controller's request, setting forth any findings,
30 conclusions or recommendations relating to an audit, investigation, inspection or
31 review conducted by the Inspector General; and (3) immediately reporting certain
32 problems that require immediate attention and any suggested corrective or remedial
33 actions.

34 **Sections 13 and 31** of this bill transfer from the Division of Internal Audits of
35 the Office of Finance to the Inspector General the requirement to establish a
36 telephone number to receive information relating to abuse, fraud and waste with
37 respect to public money received and used by state agencies, local governments or
38 nonprofit organizations. **Section 14:** (1) requires a state agency, local government
39 or nonprofit organization, upon request by the Inspector General, to cooperate with
40 and provide assistance to the Inspector General in carrying out his or her duties;
41 and (2) makes any person who willfully prevents, impairs or prohibits the
42 performance of the duties of the Inspector General guilty of a category E felony.
43 **Section 15** authorizes the Inspector General to issue subpoenas.

44 **Sections 13, 16 and 22** of this bill provide for the confidentiality of: (1) any
45 record maintained by the Inspector General during an investigation; and (2) the
46 identity of any whistleblower. Otherwise, **section 16** requires a report of the
47 Inspector General to be made available to the public annually. **Section 17** of this
48 bill requires the Legislative Auditor to review at least once every 5 years a
49 representative sample of the audits, investigations, inspections and reviews
50 conducted by the Nevada Office of the Inspector General to ensure conformance
51 with certain professional standards.

52 **Section 18** of this bill makes it a category E felony to retaliate against certain
53 persons who file a lawful complaint concerning fraud, waste, abuse or corruption
54 within a state agency, local government or nonprofit organization.

55 Under existing law, a person commits a gross misdemeanor if he or she uses
56 any threat, force or violence to prevent an executive or administrative officer from
57 performing his or her duties. (NRS 197.090) **Section 19** of this bill makes it a



58 category E felony for a person to use any threat, force or violence to prevent the
59 Inspector General or any employee of the Office from performing his or her duties.

60 **Sections 20 and 21** of this bill provide that the increased penalty for assault or
61 battery of an officer applies to an assault or battery of the Inspector General or an
62 employee of the Office.

63 **Section 23** of this bill makes the Inspector General and any person employed as
64 an investigator by the Office category II peace officers.

65 Under existing law, the head of each state agency must periodically review and
66 report to the Director of the Office of Finance whether the agency's system of
67 internal accounting and administrative control is in compliance with the uniform
68 system of internal accounting and administrative control adopted by the Director
69 for state agencies. Existing law further requires the Director to submit a report on
70 the status of internal accounting and administrative controls in state agencies to
71 certain persons. (NRS 353A.020) **Section 24** of this bill requires the Director to
72 provide this report to the Inspector General. **Sections 25-29** of this bill require
73 certain state agencies and local governments to provide the Inspector General with
74 certain reports.

75 **Section 28** of this bill: (1) requires the Lieutenant Governor, State Treasurer
76 and State Controller to appoint the Inspector General on or before December 1,
77 2025; and (2) provides that the State Controller is the acting Inspector General until
78 the appointment is made.

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

1 **Section 1.** Title 18 of NRS is hereby amended by adding
2 thereto a new chapter to consist of the provisions set forth as
3 sections 2 to 19, inclusive, of this act.

4 **Sec. 2.** *As used in this chapter, unless the context otherwise*
5 *requires, the words and terms defined in sections 3 to 8, inclusive,*
6 *of this act have the meanings ascribed to them in those sections.*

7 **Sec. 3.** *“Local government” means any political subdivision*
8 *of this State that receives any public money, including, without*
9 *limitation, any county, city, town, board, airport authority,*
10 *regional transportation commission, fire protection district,*
11 *irrigation district, school district or other special district that*
12 *performs a governmental function and receives any public money.*

13 **Sec. 4.** *“Nonprofit organization” means an organization that*
14 *is recognized as exempt pursuant to the provisions of 26 U.S.C. §*
15 *501(c)(3) and receives public money.*

16 **Sec. 5.** *“Office” means the Nevada Office of the Inspector*
17 *General created by section 9 of this act.*

18 **Sec. 6.** *“Public money” means any money deposited with a*
19 *depository by the State Treasurer and includes, without limitation,*
20 *any money which is received by a state agency or local*
21 *government from the Federal Government for distribution and use*
22 *by or in this State pursuant to federal law or federal regulation.*



1 **Sec. 7.** *“State agency” means an agency, bureau, board,*
2 *commission, department, division, officer or employee of the*
3 *Executive Department of the State Government.*

4 **Sec. 8.** *“Waste” means the squandering of money or*
5 *resources, whether or not the activity is unlawful.*

6 **Sec. 9. 1.** *The Nevada Office of the Inspector General is*
7 *hereby created within the Office of the State Controller. The*
8 *Nevada Office of the Inspector General consists of the Inspector*
9 *General appointed pursuant to subsection 2 and any person*
10 *employed by the Office.*

11 **2.** *The Inspector General must be appointed by the*
12 *unanimous agreement of the Lieutenant Governor, State*
13 *Treasurer and State Controller for a term of 4 years from a list*
14 *submitted by the State Controller of not less than three but not*
15 *more than five candidates who each possess the abilities required*
16 *by subsection 4, as determined by the Attorney General. The*
17 *Inspector General may be reappointed, and the State Controller*
18 *shall include the incumbent Inspector General on the list of*
19 *candidates unless the State Controller determines that the*
20 *incumbent should not be recommended for reappointment for*
21 *cause, including, without limitation, inefficiency or neglect of*
22 *duty. A vacancy in the position must be filled in the same manner*
23 *as the original appointment.*

24 **3.** *The Inspector General may be removed from office only by*
25 *impeachment for misdemeanor or malfeasance in office. The*
26 *Inspector General shall be deemed to be a state officer for*
27 *purposes of NRS 283.140 to 283.290, inclusive.*

28 **4.** *The Inspector General must have the demonstrated ability*
29 *to administer a major public agency in the field of auditing,*
30 *investigations, inspections or performance review of programs of*
31 *governmental agencies, including, without limitation:*

32 **(a)** *Experience in accounting, auditing, financial analysis,*
33 *law, management analysis, public administration, investigation,*
34 *criminal justice administration or any other closely related field;*

35 **(b)** *Certification as a Certified Fraud Examiner by the*
36 *Association of Certified Fraud Examiners, or its successor*
37 *organization, and as a Certified Inspector General by the*
38 *Association of Inspectors General, or its successor organization,*
39 *not later than 18 months after appointment as the Inspector*
40 *General; and*

41 **(c)** *Continued status as a Certified Inspector General by the*
42 *Association of Inspectors General, or its successor organization,*
43 *while in office.*

44 **5. The Inspector General:**

45 **(a)** *Is in the unclassified service of the State.*



1 (b) Shall devote his or her entire time and attention to the
2 business of his or her office and shall not engage in any other
3 gainful employment or occupation.

4 (c) Is ineligible for elective public office under the government
5 and laws of this State, other than federal office, for 4 years after
6 the date he or she leaves office.

7 **Sec. 10.** The Inspector General shall administer this chapter
8 and all other provisions of law relating to the functions of the
9 Office.

10 **Sec. 11.** 1. The Inspector General:

11 (a) Shall appoint a deputy inspector general and a special
12 counsel. The deputy inspector general and special counsel are in
13 the unclassified service of the State.

14 (b) May, within the limits of available money, employ such
15 persons he or she deems necessary to provide an appropriate staff
16 for the Office, including, without limitation, auditors,
17 administrative staff and investigators. Any such persons employed
18 pursuant to this paragraph are in the classified service of the
19 State.

20 2. The Inspector General may enter into contracts for the
21 services of certified public accountants, qualified management
22 consultants or other professional experts necessary to
23 independently perform the functions of the Office, within the
24 limits of money available for that purpose.

25 **Sec. 12.** 1. The Inspector General shall:

26 (a) Establish and maintain a full-time program of auditing,
27 investigation, inspection and performance review of each state
28 agency, local government and nonprofit organization to provide
29 increased accountability and oversight of each state agency, local
30 government and nonprofit organization and to assist in improving
31 operations and deterring and identifying fraud, waste, abuse or
32 corruption;

33 (b) Upon request by the State Controller, but not less often
34 than quarterly, submit a report to the State Controller and to the
35 Director of the Legislative Counsel Bureau for transmittal to the
36 Legislature setting forth any findings and conclusions relating to
37 an audit, investigation, inspection or review specified in subsection
38 2 and any suggested corrective or remedial actions, including,
39 without limitation, increased oversight, carrying out or modifying
40 any controls for internal management, termination of employment
41 or referral to the Commission on Ethics or the Attorney General
42 when appropriate; and

43 (c) If the Inspector General determines during the course of
44 his or her duties that there is a problem that requires immediate
45 attention within a state agency, local government or nonprofit



1 *organization, immediately report the problem and any suggested*
2 *corrective or remedial actions to the head of a state agency, local*
3 *government or nonprofit organization, as applicable, and the State*
4 *Controller and the Director of the Legislative Counsel Bureau for*
5 *transmittal to the Legislature.*

6 *2. The Inspector General may:*

7 *(a) Engage in prevention activities, including, without*
8 *limitation, the review of rules, regulations, policies and procedures*
9 *of a state agency, local government or nonprofit organization and*
10 *transactions, training and education conducted by any state*
11 *agency, local government or nonprofit organization.*

12 *(b) Review the reliability and validity of the information*
13 *provided through the performance measures and standards of any*
14 *state agency, local government or nonprofit organization.*

15 *(c) Conduct a review of the performance measurement system*
16 *of any state agency, local government or nonprofit organization.*

17 *(d) Attend any meeting held by any state agency, local*
18 *government or nonprofit organization.*

19 *(e) Audit the economy, efficiency and effectiveness of the*
20 *operations and functions of any state agency, local government or*
21 *nonprofit organization.*

22 *(f) Audit, inspect, investigate and review the activities, records,*
23 *procurements, grants, agreements and other financial*
24 *arrangements undertaken by any state agency, local government*
25 *or nonprofit organization, but not including by a natural person*
26 *who is receiving:*

27 *(1) Compensation for employment; or*

28 *(2) An income subsidy with no restriction on his or her use*
29 *of the money or property.*

30 *(g) Recommend remedial actions to be taken by any state*
31 *agency, local government or nonprofit organization to overcome*
32 *or correct operating or maintenance deficiencies or inefficiencies*
33 *identified by the Office and monitor the implementation of the*
34 *remedial actions taken by the state agency, local government or*
35 *nonprofit organization, as applicable.*

36 *(h) Establish a program for receiving, reviewing and*
37 *investigating any complaint submitted to the Inspector General*
38 *concerning any fraud, waste, abuse or corruption within any state*
39 *agency, local government or nonprofit organization, including,*
40 *without limitation, deficiencies in the operation and maintenance*
41 *of facilities, and referral of those complaints to the appropriate*
42 *state agency, local government or nonprofit organization.*

43 *(i) Conduct civil, criminal and administrative investigations.*

44 *(j) Conduct joint investigations and projects with other*
45 *oversight or law enforcement agencies.*



1 (k) Provide information and evidence relating to criminal acts
2 to appropriate law enforcement officials.

3 (l) Refer matters for further civil, criminal and administrative
4 action to appropriate administrative and prosecutorial agencies.

5 (m) Identify any other governmental agency that is responsible
6 for auditing, investigating, inspecting or reviewing the operation
7 and management of a state agency, local government or nonprofit
8 organization, including, without limitation, the Inspector General
9 of the Department of Corrections, and coordinate with those
10 agencies to share information and avoid any duplication of
11 activities.

12 (n) Issue public reports.

13 (o) Adopt regulations to carry out the provisions of this
14 chapter.

15 (p) Perform any other task relating to his or her duties as he or
16 she determines necessary.

17 **Sec. 13. 1. The Inspector General shall:**

18 (a) Establish a telephone number at which a person may
19 confidentially report to the Office information relating to abuse,
20 fraud or waste with respect to public money received and used by a
21 state agency, local government or nonprofit organization; and

22 (b) Create a written notice that:

23 (1) Clearly identifies the telephone number established
24 pursuant to paragraph (a); and

25 (2) Contains a statement directing any person with any
26 information relating to abuse, fraud or waste with respect to
27 public money received and used by a state agency, local
28 government or nonprofit organization to report the information at
29 the telephone number established pursuant to paragraph (a).

30 2. The written notice created pursuant to paragraph (b) of
31 subsection 1 must be posted conspicuously:

32 (a) In each public building of each state agency; and

33 (b) On the Internet website maintained by the Office.

34 3. Upon receipt of information from a person calling the
35 telephone number established pursuant to paragraph (a) of
36 subsection 1, the Office must perform a review and prepare a
37 report of its findings. The report is a public record and:

38 (a) Must include, without limitation, an explanation of:

39 (1) The purpose of the review; and

40 (2) Any resolution or corrective action taken by the Office
41 that resulted from the review.

42 (b) Must not include the identity of the person who reported
43 the information.

44 4. Except as otherwise provided in subsections 3 and 5, any
45 information reported to the Office at the telephone number



1 *established pursuant to paragraph (a) of subsection 1, including,*
2 *without limitation, the identity of the person who reported the*
3 *information, is confidential.*

4 *5. The Office shall not disclose information that is*
5 *confidential pursuant to subsection 4 except:*

6 *(a) Pursuant to NRS 239.0115;*

7 *(b) For the purpose of carrying out any duty of the Office or*
8 *for the purpose of assisting the Director of the Office of Finance*
9 *or the Administrator of the Division of Internal Audits of the*
10 *Office of Finance in carrying out any duty of the Director or*
11 *Administrator;*

12 *(c) Upon the lawful order of a court of competent jurisdiction;*
13 *or*

14 *(d) To the Office of the Attorney General or the office of a*
15 *district attorney within this State for the purpose of investigating*
16 *the alleged abuse, fraud or waste reported to the Nevada Office of*
17 *the Inspector General.*

18 **Sec. 14.** *1. Upon request by the Inspector General, each*
19 *state agency, local government or nonprofit organization and any*
20 *employee of a state agency, local government or nonprofit*
21 *organization shall cooperate with and provide assistance to the*
22 *Inspector General in carrying out the provisions of this chapter*
23 *and shall ensure that the premises, equipment, employees, books,*
24 *papers, contracts, correspondence and other records of the state*
25 *agency, local government or nonprofit organization are available*
26 *for use by the Inspector General in carrying out those provisions.*

27 *2. A person who willfully prevents, impairs or prohibits the*
28 *Inspector General from initiating, carrying out or completing any*
29 *audit, investigation, inspection or review is guilty of a category E*
30 *felony and shall be punished as provided in NRS 193.130.*

31 **Sec. 15.** *1. In carrying out the provisions of this chapter,*
32 *the Inspector General may subpoena the attendance of witnesses*
33 *or the production of books, papers and documents,*
34 *notwithstanding any claim of privilege.*

35 *2. If any person refuses to obey a subpoena issued by the*
36 *Inspector General, the Inspector General may present a petition to*
37 *the district court of the county in which the person resides, setting*
38 *forth the facts, and thereupon the district court, in a proper case,*
39 *shall issue its subpoena to the person requiring his or her*
40 *attendance before the court to testify or to produce books, papers*
41 *and documents.*

42 *3. Any person failing or refusing to obey the subpoena of a*
43 *district court may be proceeded against in the same manner as for*
44 *a refusal to obey any other order of the district court.*



1 **Sec. 16. 1.** *Except as otherwise provided in subsection 2,*
2 *the Inspector General shall make public an annual report of*
3 *audits, investigations, inspections and reviews conducted by the*
4 *Office after such audits, investigations, inspections or reviews are*
5 *concluded.*

6 2. *A report made public pursuant to subsection 1 must not*
7 *include:*

8 (a) *The personal identifying information of an original source*
9 *without his or her written consent; or*

10 (b) *Any information otherwise deemed privileged or*
11 *confidential by law.*

12 3. *As used in this section:*

13 (a) *“Original source” means a person who:*

14 (1) *Voluntarily discloses to the Inspector General the*
15 *information on which the allegations or transactions for an audit,*
16 *investigation, inspection or review are based before the public*
17 *disclosure of the information; or*

18 (2) *Has knowledge of information that is independent of*
19 *and materially adds to any allegations or transactions which are*
20 *publicly disclosed and who voluntarily provides such information*
21 *to a state agency, local government or nonprofit organization.*

22 (b) *“Personal identifying information” has the meaning*
23 *ascribed to it in NRS 205.4617.*

24 **Sec. 17. 1.** *Audits, investigations, inspections and reviews*
25 *conducted by the Office must conform to professional standards,*
26 *including, without limitation, standards promulgated by the*
27 *Association of Inspectors General or its successor organization.*

28 2. *The Legislative Auditor shall, on or before July 1, 2028,*
29 *and at least once every 5 years thereafter, prepare and make*
30 *public a report reviewing a representative sample of the audits,*
31 *investigations, inspections and reviews conducted by the Office for*
32 *that time period for conformance with the professional standards*
33 *described in subsection 1.*

34 **Sec. 18.** *A person who willfully discharges, demotes,*
35 *suspends, threatens, harasses or discriminates against an*
36 *employee, contractor or agent as a result of a lawful complaint of*
37 *the employee, contractor or agent concerning any fraud, waste,*
38 *abuse or corruption within any state agency, local government or*
39 *nonprofit organization is guilty of a category E felony and shall be*
40 *punished as provided in NRS 193.130.*

41 **Sec. 19.** NRS 197.090 is hereby amended to read as follows:

42 197.090 1. Except under circumstances where a greater
43 penalty is provided in NRS 200.481, any person who, by means of
44 any threat, force or violence, attempts to deter or prevent any
45 executive or administrative officer from performing any duty



1 imposed upon the officer by law, or who knowingly resists by force
2 or violence any executive or administrative officer in the
3 performance of the officer's duty, is guilty of a gross misdemeanor.

4 *2. Any person who, by means of any threat, force or violence,*
5 *attempts to deter or prevent the Inspector General or an employee*
6 *of the Nevada Office of the Inspector General from performing*
7 *any duty imposed upon the Inspector General or the Office by law,*
8 *or who knowingly resists by force or violence the Inspector*
9 *General or an employee of the Office in the performance of his or*
10 *her duty, is guilty of a category E felony and shall be punished as*
11 *provided in NRS 193.130.*

12 *3. As used in this section:*

13 *(a) "Inspector General" means the Inspector General*
14 *appointed pursuant to section 9 of this act.*

15 *(b) "Nevada Office of the Inspector General" or "Office"*
16 *means the Nevada Office of the Inspector General created by*
17 *section 9 of this act.*

18 **Sec. 20.** NRS 200.471 is hereby amended to read as follows:

19 200.471 1. As used in this section:

20 (a) "Assault" means:

21 (1) Unlawfully attempting to use physical force against
22 another person; or

23 (2) Intentionally placing another person in reasonable
24 apprehension of immediate bodily harm.

25 (b) "Fire-fighting agency" has the meaning ascribed to it in
26 NRS 239B.020.

27 (c) "Health care facility" means a facility licensed pursuant to
28 chapter 449 of NRS, an office of a person listed in NRS 629.031, a
29 clinic or any other location, other than a residence, where health
30 care is provided.

31 (d) "Officer" means:

32 (1) A person who possesses some or all of the powers of a
33 peace officer;

34 (2) A person employed in a full-time salaried occupation of
35 fire fighting for the benefit or safety of the public;

36 (3) A member of a volunteer fire department;

37 (4) A jailer, guard or other correctional officer of a city or
38 county jail;

39 (5) *The Inspector General appointed pursuant to section 9*
40 *of this act or an employee of the Nevada Office of the Inspector*
41 *General created by section 9 of this act;*

42 (6) A prosecuting attorney of an agency or political
43 subdivision of the United States or of this State;

44 ~~{(6)}~~ (7) A justice of the Supreme Court, judge of the Court
45 of Appeals, district judge, justice of the peace, municipal judge,



1 magistrate, court commissioner, master or referee, including a
2 person acting pro tempore in a capacity listed in this subparagraph;

3 ~~[(7)]~~ (8) An employee of this State or a political subdivision
4 of this State whose official duties require the employee to make
5 home visits;

6 ~~[(8)]~~ (9) A civilian employee or a volunteer of a law
7 enforcement agency whose official duties require the employee or
8 volunteer to:

9 (I) Interact with the public;

10 (II) Perform tasks related to law enforcement; and

11 (III) Wear identification, clothing or a uniform that
12 identifies the employee or volunteer as working or volunteering for
13 the law enforcement agency;

14 ~~[(9)]~~ (10) A civilian employee or a volunteer of a fire-
15 fighting agency whose official duties require the employee or
16 volunteer to:

17 (I) Interact with the public;

18 (II) Perform tasks related to fire fighting or fire
19 prevention; and

20 (III) Wear identification, clothing or a uniform that
21 identifies the employee or volunteer as working or volunteering for
22 the fire-fighting agency; or

23 ~~[(10)]~~ (11) A civilian employee or volunteer of this State or
24 a political subdivision of this State whose official duties require the
25 employee or volunteer to:

26 (I) Interact with the public;

27 (II) Perform tasks related to code enforcement; and

28 (III) Wear identification, clothing or a uniform that
29 identifies the employee or volunteer as working or volunteering for
30 this State or a political subdivision of this State.

31 (e) "Provider of health care" means:

32 (1) A physician, a medical student, a perfusionist, an
33 anesthesiologist assistant or a physician assistant licensed pursuant
34 to chapter 630 of NRS, a practitioner of respiratory care, a
35 homeopathic physician, an advanced practitioner of homeopathy, a
36 homeopathic assistant, an osteopathic physician, a physician
37 assistant or anesthesiologist assistant licensed pursuant to chapter
38 633 of NRS, a podiatric physician, a podiatry hygienist, a physical
39 therapist, a medical laboratory technician, an optometrist, a
40 chiropractic physician, a chiropractic assistant, a naprapath, a doctor
41 of Oriental medicine, a nurse, a student nurse, a certified nursing
42 assistant, a nursing assistant trainee, a medication aide - certified, a
43 person who provides health care services in the home for
44 compensation, a dentist, a dental student, a dental hygienist, a dental
45 hygienist student, an expanded function dental assistant, an



1 expanded function dental assistant student, a pharmacist, a
2 pharmacy student, an intern pharmacist, an attendant on an
3 ambulance or air ambulance, a psychologist, a social worker, a
4 marriage and family therapist, a marriage and family therapist
5 intern, a clinical professional counselor, a clinical professional
6 counselor intern, a behavior analyst, an assistant behavior analyst, a
7 registered behavior technician, a mental health technician, a licensed
8 dietitian, the holder of a license or a limited license issued under the
9 provisions of chapter 653 of NRS, a public safety officer at a health
10 care facility, an emergency medical technician, an advanced
11 emergency medical technician, a paramedic or a participant in a
12 program of training to provide emergency medical services; or

13 (2) An employee of or volunteer for a health care facility
14 who:

- 15 (I) Interacts with the public;
16 (II) Performs tasks related to providing health care; and
17 (III) Wears identification, clothing or a uniform that
18 identifies the person as an employee or volunteer of the health care
19 facility.

20 (f) "School employee" means a licensed or unlicensed person
21 employed by a board of trustees of a school district pursuant to NRS
22 391.100 or 391.281.

23 (g) "Sporting event" has the meaning ascribed to it in
24 NRS 41.630.

25 (h) "Sports official" has the meaning ascribed to it in
26 NRS 41.630.

27 (i) "Taxicab" has the meaning ascribed to it in NRS 706.8816.

28 (j) "Taxicab driver" means a person who operates a taxicab.

29 (k) "Transit operator" means a person who operates a bus or
30 other vehicle as part of a public mass transportation system.

31 (l) "Utility worker" means an employee of a public utility as
32 defined in NRS 704.020 whose official duties require the employee
33 to:

- 34 (1) Interact with the public;
35 (2) Perform tasks related to the operation of the public
36 utility; and
37 (3) Wear identification, clothing or a uniform that identifies
38 the employee as working for the public utility.

39 2. A person convicted of an assault shall be punished:

40 (a) If paragraph (c) or (d) does not apply to the circumstances of
41 the crime and the assault is not made with the use of a deadly
42 weapon or the present ability to use a deadly weapon, for a
43 misdemeanor.

44 (b) If the assault is made with the use of a deadly weapon or the
45 present ability to use a deadly weapon, for a category B felony by



1 imprisonment in the state prison for a minimum term of not less
2 than 1 year and a maximum term of not more than 6 years, or by a
3 fine of not more than \$5,000, or by both fine and imprisonment.

4 (c) If paragraph (d) does not apply to the circumstances of the
5 crime and if the assault:

6 (1) Is committed upon:

7 (I) An officer, a school employee, a taxicab driver, a
8 transit operator or a utility worker who is performing his or her
9 duty;

10 (II) A provider of health care while the provider of health
11 care is performing his or her duty or is on the premises where he or
12 she performs that duty; or

13 (III) A sports official based on the performance of his or
14 her duties at a sporting event; and

15 (2) The person charged knew or should have known that the
16 victim was an officer, a provider of health care, a school employee,
17 a taxicab driver, a transit operator, a utility worker or a sports
18 official,

19 ↪ for a gross misdemeanor, unless the assault is made with the use
20 of a deadly weapon or the present ability to use a deadly weapon,
21 then for a category B felony by imprisonment in the state prison for
22 a minimum term of not less than 1 year and a maximum term of not
23 more than 6 years, or by a fine of not more than \$5,000, or by both
24 fine and imprisonment.

25 (d) If the assault:

26 (1) Is committed by a probationer, a prisoner who is in
27 lawful custody or confinement or a parolee upon:

28 (I) An officer, a school employee, a taxicab driver, a
29 transit operator or a utility worker who is performing his or her
30 duty;

31 (II) A provider of health care while the provider of health
32 care is performing his or her duty or is on the premises where he or
33 she performs that duty; or

34 (III) A sports official based on the performance of his or
35 her duties at a sporting event; and

36 (2) The probationer, prisoner or parolee charged knew or
37 should have known that the victim was an officer, a provider of
38 health care, a school employee, a taxicab driver, a transit operator, a
39 utility worker or a sports official,

40 ↪ for a category D felony as provided in NRS 193.130, unless the
41 assault is made with the use of a deadly weapon or the present
42 ability to use a deadly weapon, then for a category B felony by
43 imprisonment in the state prison for a minimum term of not less
44 than 1 year and a maximum term of not more than 6 years, or by a
45 fine of not more than \$5,000, or by both fine and imprisonment.



1 **Sec. 21.** NRS 200.481 is hereby amended to read as follows:
2 200.481 1. As used in this section:

3 (a) "Battery" means any willful and unlawful use of force or
4 violence upon the person of another.

5 (b) "Child" means a person less than 18 years of age.

6 (c) "Fire-fighting agency" has the meaning ascribed to it in
7 NRS 239B.020.

8 (d) "Officer" means:

9 (1) A person who possesses some or all of the powers of a
10 peace officer;

11 (2) A person employed in a full-time salaried occupation of
12 fire fighting for the benefit or safety of the public;

13 (3) A member of a volunteer fire department;

14 (4) A jailer, guard, matron or other correctional officer of a
15 city or county jail or detention facility;

16 (5) *The Inspector General appointed pursuant to section 9*
17 *of this act or an employee of the Nevada Office of the Inspector*
18 *General created by section 9 of this act;*

19 (6) A prosecuting attorney of an agency or political
20 subdivision of the United States or of this State;

21 ~~(6)~~ (7) A justice of the Supreme Court, judge of the Court
22 of Appeals, district judge, justice of the peace, municipal judge,
23 magistrate, court commissioner, master or referee, including,
24 without limitation, a person acting pro tempore in a capacity listed
25 in this subparagraph;

26 ~~(7)~~ (8) An employee of this State or a political subdivision
27 of this State whose official duties require the employee to make
28 home visits;

29 ~~(8)~~ (9) A civilian employee or a volunteer of a law
30 enforcement agency whose official duties require the employee or
31 volunteer to:

32 (I) Interact with the public;

33 (II) Perform tasks related to law enforcement; and

34 (III) Wear identification, clothing or a uniform that
35 identifies the employee or volunteer as working or volunteering for
36 the law enforcement agency;

37 ~~(9)~~ (10) A civilian employee or a volunteer of a fire-
38 fighting agency whose official duties require the employee or
39 volunteer to:

40 (I) Interact with the public;

41 (II) Perform tasks related to fire fighting or fire
42 prevention; and

43 (III) Wear identification, clothing or a uniform that
44 identifies the employee or volunteer as working or volunteering for
45 the fire-fighting agency; or



1 ~~(40)~~ (II) A civilian employee or volunteer of this State or
2 a political subdivision of this State whose official duties require the
3 employee or volunteer to:

4 (I) Interact with the public;

5 (II) Perform tasks related to code enforcement; and

6 (III) Wear identification, clothing or a uniform that
7 identifies the employee or volunteer as working or volunteering for
8 this State or a political subdivision of this State.

9 (e) "Provider of health care" has the meaning ascribed to it in
10 NRS 200.471.

11 (f) "School employee" means a licensed or unlicensed person
12 employed by a board of trustees of a school district pursuant to NRS
13 391.100 or 391.281.

14 (g) "Sporting event" has the meaning ascribed to it in
15 NRS 41.630.

16 (h) "Sports official" has the meaning ascribed to it in
17 NRS 41.630.

18 (i) "Strangulation" means intentionally applying sufficient
19 pressure to another person to make it difficult or impossible for the
20 person to breathe, including, without limitation, applying pressure to
21 the neck, throat or windpipe that may prevent or hinder breathing or
22 reduce the intake of air, or applying any pressure to the neck on
23 either side of the windpipe, but not the windpipe itself, to stop the
24 flow of blood to the brain via the carotid arteries.

25 (j) "Taxicab" has the meaning ascribed to it in NRS 706.8816.

26 (k) "Taxicab driver" means a person who operates a taxicab.

27 (l) "Transit operator" means a person who operates a bus or
28 other vehicle as part of a public mass transportation system.

29 (m) "Utility worker" means an employee of a public utility as
30 defined in NRS 704.020 whose official duties require the employee
31 to:

32 (1) Interact with the public;

33 (2) Perform tasks related to the operation of the public
34 utility; and

35 (3) Wear identification, clothing or a uniform that identifies
36 the employee as working for the public utility.

37 2. Except as otherwise provided in NRS 200.485, a person
38 convicted of a battery, other than a battery committed by an adult
39 upon a child which constitutes child abuse, shall be punished:

40 (a) If the battery is not committed with a deadly weapon, and no
41 substantial bodily harm to the victim results, except under
42 circumstances where a greater penalty is provided in this section or
43 NRS 197.090, for a misdemeanor.

44 (b) If the battery is not committed with a deadly weapon, and
45 either substantial bodily harm to the victim results or the battery is



1 committed by strangulation, for a category C felony as provided in
2 NRS 193.130.

3 (c) If:

4 (1) The battery is committed upon:

5 (I) An officer, school employee, taxicab driver, transit
6 operator or utility worker who was performing his or her duty;

7 (II) A provider of health care while the provider of health
8 care is performing his or her duty or is on the premises where he or
9 she performs that duty; or

10 (III) A sports official based on the performance of his or
11 her duties at a sporting event;

12 (2) The officer, provider of health care, school employee,
13 taxicab driver, transit operator, utility worker or sports official
14 suffers substantial bodily harm or the battery is committed by
15 strangulation; and

16 (3) The person charged knew or should have known that the
17 victim was an officer, provider of health care, school employee,
18 taxicab driver, transit operator, utility worker or sports official,

19 ➤ for a category B felony by imprisonment in the state prison for a
20 minimum term of not less than 2 years and a maximum term of not
21 more than 10 years, or by a fine of not more than \$10,000, or by
22 both fine and imprisonment.

23 (d) If the battery:

24 (1) Is committed upon:

25 (I) An officer, school employee, taxicab driver, transit
26 operator or utility worker who is performing his or her duty;

27 (II) A provider of health care while the provider of health
28 care is performing his or her duty or is on the premises where he or
29 she performs that duty; or

30 (III) A sports official based on the performance of his or
31 her duties at a sporting event; and

32 (2) The person charged knew or should have known that the
33 victim was an officer, provider of health care, school employee,
34 taxicab driver, transit operator, utility worker or sports official,

35 ➤ for a gross misdemeanor, except under circumstances where a
36 greater penalty is provided in this section.

37 (e) If the battery is committed with the use of a deadly weapon,
38 and:

39 (1) No substantial bodily harm to the victim results, for a
40 category B felony by imprisonment in the state prison for a
41 minimum term of not less than 2 years and a maximum term of not
42 more than 10 years, and may be further punished by a fine of not
43 more than \$10,000.

44 (2) Substantial bodily harm to the victim results or the
45 battery is committed by strangulation, for a category B felony by



1 imprisonment in the state prison for a minimum term of not less
2 than 2 years and a maximum term of not more than 15 years, and
3 may be further punished by a fine of not more than \$10,000.

4 (f) If the battery is committed by a probationer, a prisoner who
5 is in lawful custody or confinement or a parolee, without the use of
6 a deadly weapon, whether or not substantial bodily harm results and
7 whether or not the battery is committed by strangulation, for a
8 category B felony by imprisonment in the state prison for a
9 minimum term of not less than 1 year and a maximum term of not
10 more than 6 years.

11 (g) If the battery is committed by a probationer, a prisoner who
12 is in lawful custody or confinement or a parolee, with the use of a
13 deadly weapon, and:

14 (1) No substantial bodily harm to the victim results, for a
15 category B felony by imprisonment in the state prison for a
16 minimum term of not less than 2 years and a maximum term of not
17 more than 10 years.

18 (2) Substantial bodily harm to the victim results or the
19 battery is committed by strangulation, for a category B felony by
20 imprisonment in the state prison for a minimum term of not less
21 than 2 years and a maximum term of not more than 15 years.

22 **Sec. 22.** NRS 239.010 is hereby amended to read as follows:

23 239.010 1. Except as otherwise provided in this section and
24 NRS 1.4683, 1.4687, 1A.110, 3.2203, 41.0397, 41.071, 49.095,
25 49.293, 62D.420, 62D.440, 62E.516, 62E.620, 62H.025, 62H.030,
26 62H.170, 62H.220, 62H.320, 75A.100, 75A.150, 76.160, 78.152,
27 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413,
28 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345,
29 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270,
30 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280,
31 119A.280, 119A.653, 119A.677, 119B.370, 119B.382, 120A.640,
32 120A.690, 125.130, 125B.140, 126.141, 126.161, 126.163, 126.730,
33 127.007, 127.057, 127.130, 127.140, 127.2817, 128.090, 130.312,
34 130.712, 136.050, 159.044, 159A.044, 164.041, 172.075, 172.245,
35 176.01334, 176.01385, 176.015, 176.0625, 176.09129, 176.156,
36 176A.630, 178.39801, 178.4715, 178.5691, 178.5717, 179.495,
37 179A.070, 179A.165, 179D.160, 180.600, 200.3771, 200.3772,
38 200.5095, 200.604, 202.3662, 205.4651, 209.392, 209.3923,
39 209.3925, 209.419, 209.429, 209.521, 211A.140, 213.010, 213.040,
40 213.095, 213.131, 217.105, 217.110, 217.464, 217.475, 218A.350,
41 218E.625, 218F.150, 218G.130, 218G.240, 218G.350, 218G.615,
42 224.240, 226.462, 226.796, 228.270, 228.450, 228.495, 228.570,
43 231.069, 231.1285, 231.1473, 232.1369, 233.190, 237.300,
44 239.0105, 239.0113, 239.014, 239B.026, 239B.030, 239B.040,
45 239B.050, 239C.140, 239C.210, 239C.230, 239C.250, 239C.270,



1 239C.420, 240.007, 241.020, 241.030, 241.039, 242.105, 244.264,
2 244.335, 247.540, 247.545, 247.550, 247.560, 250.087, 250.130,
3 250.140, 250.145, 250.150, 268.095, 268.0978, 268.490, 268.910,
4 269.174, 271A.105, 281.195, 281.805, 281A.350, 281A.680,
5 281A.685, 281A.750, 281A.755, 281A.780, 284.4068, 284.4086,
6 286.110, 286.118, 287.0438, 289.025, 289.080, 289.387, 289.830,
7 293.4855, 293.5002, 293.503, 293.504, 293.558, 293.5757, 293.870,
8 293.906, 293.908, 293.909, 293.910, 293B.135, 293D.510, 331.110,
9 332.061, 332.351, 333.333, 333.335, 338.070, 338.1379, 338.1593,
10 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205,
11 **[353A.049.]** 353A.085, 353A.100, 353C.240, 353D.250, 360.240,
12 360.247, 360.255, 360.755, 361.044, 361.2242, 361.610, 365.138,
13 366.160, 368A.180, 370.257, 370.327, 372A.080, 378.290, 378.300,
14 379.0075, 379.008, 379.1495, 385A.830, 385B.100, 387.626,
15 387.631, 388.1455, 388.259, 388.501, 388.503, 388.513, 388.750,
16 388A.247, 388A.249, 391.033, 391.035, 391.0365, 391.120,
17 391.925, 392.029, 392.147, 392.264, 392.271, 392.315, 392.317,
18 392.325, 392.327, 392.335, 392.850, 393.045, 394.167, 394.16975,
19 394.1698, 394.447, 394.460, 394.465, 396.1415, 396.1425, 396.143,
20 396.159, 396.3295, 396.405, 396.525, 396.535, 396.9685,
21 398A.115, 408.3885, 408.3886, 408.3888, 408.5484, 412.153,
22 414.280, 416.070, 422.2749, 422.305, 422A.342, 422A.350,
23 425.400, 427A.1236, 427A.872, 427A.940, 432.028, 432.205,
24 432B.175, 432B.280, 432B.290, 432B.4018, 432B.407, 432B.430,
25 432B.560, 432B.5902, 432C.140, 432C.150, 433.534, 433A.360,
26 439.4941, 439.4988, 439.5282, 439.840, 439.914, 439A.116,
27 439A.124, 439B.420, 439B.754, 439B.760, 439B.845, 440.170,
28 441A.195, 441A.220, 441A.230, 442.330, 442.395, 442.735,
29 442.774, 445A.665, 445B.570, 445B.7773, 449.209, 449.245,
30 449.4315, 449A.112, 450.140, 450B.188, 450B.805, 453.164,
31 453.720, 458.055, 458.280, 459.050, 459.3866, 459.555, 459.7056,
32 459.846, 463.120, 463.15993, 463.240, 463.3403, 463.3407,
33 463.790, 467.1005, 480.535, 480.545, 480.935, 480.940, 481.063,
34 481.091, 481.093, 482.170, 482.368, 482.5536, 483.340, 483.363,
35 483.575, 483.659, 483.800, 484A.469, 484B.830, 484B.833,
36 484E.070, 485.316, 501.344, 503.452, 522.040, 534A.031, 561.285,
37 571.160, 584.655, 587.877, 598.0964, 598.098, 598A.110,
38 598A.420, 599B.090, 603.070, 603A.210, 604A.303, 604A.710,
39 604D.500, 604D.600, 612.265, 616B.012, 616B.015, 616B.315,
40 616B.350, 618.341, 618.425, 622.238, 622.310, 623.131, 623A.137,
41 624.110, 624.265, 624.327, 625.425, 625A.185, 628.418, 628B.230,
42 628B.760, 629.043, 629.047, 629.069, 630.133, 630.2671,
43 630.2672, 630.2673, 630.2687, 630.30665, 630.336, 630A.327,
44 630A.555, 631.332, 631.368, 632.121, 632.125, 632.3415,
45 632.3423, 632.405, 633.283, 633.301, 633.427, 633.4715, 633.4716,



1 633.4717, 633.524, 634.055, 634.1303, 634.214, 634A.169,
2 634A.185, 634B.730, 635.111, 635.158, 636.262, 636.342, 637.085,
3 637.145, 637B.192, 637B.288, 638.087, 638.089, 639.183,
4 639.2485, 639.570, 640.075, 640.152, 640A.185, 640A.220,
5 640B.405, 640B.730, 640C.580, 640C.600, 640C.620, 640C.745,
6 640C.760, 640D.135, 640D.190, 640E.225, 640E.340, 641.090,
7 641.221, 641.2215, 641A.191, 641A.217, 641A.262, 641B.170,
8 641B.281, 641B.282, 641C.455, 641C.760, 641D.260, 641D.320,
9 642.524, 643.189, 644A.870, 645.180, 645.625, 645A.050,
10 645A.082, 645B.060, 645B.092, 645C.220, 645C.225, 645D.130,
11 645D.135, 645G.510, 645H.320, 645H.330, 647.0945, 647.0947,
12 648.033, 648.197, 649.065, 649.067, 652.126, 652.228, 653.900,
13 654.110, 656.105, 657A.510, 661.115, 665.130, 665.133, 669.275,
14 669.285, 669A.310, 670B.680, 671.365, 671.415, 673.450, 673.480,
15 675.380, 676A.340, 676A.370, 677.243, 678A.470, 678C.710,
16 678C.800, 679B.122, 679B.124, 679B.152, 679B.159, 679B.190,
17 679B.285, 679B.690, 680A.270, 681A.440, 681B.260, 681B.410,
18 681B.540, 683A.0873, 685A.077, 686A.289, 686B.170, 686C.306,
19 687A.060, 687A.115, 687B.404, 687C.010, 688C.230, 688C.480,
20 688C.490, 689A.696, 692A.117, 692C.190, 692C.3507, 692C.3536,
21 692C.3538, 692C.354, 692C.420, 693A.480, 693A.615, 696B.550,
22 696C.120, 703.196, 704B.325, 706.1725, 706A.230, 710.159,
23 711.600, *and sections 13 and 16 of this act*, sections 35, 38 and 41
24 of chapter 478, Statutes of Nevada 2011 and section 2 of chapter
25 391, Statutes of Nevada 2013 and unless otherwise declared by law
26 to be confidential, all public books and public records of a
27 governmental entity must be open at all times during office hours to
28 inspection by any person, and may be fully copied or an abstract or
29 memorandum may be prepared from those public books and public
30 records. Any such copies, abstracts or memoranda may be used to
31 supply the general public with copies, abstracts or memoranda of the
32 records or may be used in any other way to the advantage of the
33 governmental entity or of the general public. This section does not
34 supersede or in any manner affect the federal laws governing
35 copyrights or enlarge, diminish or affect in any other manner the
36 rights of a person in any written book or record which is
37 copyrighted pursuant to federal law.

38 2. A governmental entity may not reject a book or record
39 which is copyrighted solely because it is copyrighted.

40 3. A governmental entity that has legal custody or control of a
41 public book or record shall not deny a request made pursuant to
42 subsection 1 to inspect or copy or receive a copy of a public book or
43 record on the basis that the requested public book or record contains
44 information that is confidential if the governmental entity can
45 redact, delete, conceal or separate, including, without limitation,



1 electronically, the confidential information from the information
2 included in the public book or record that is not otherwise
3 confidential.

4 4. If requested, a governmental entity shall provide a copy of a
5 public record in an electronic format by means of an electronic
6 medium. Nothing in this subsection requires a governmental entity
7 to provide a copy of a public record in an electronic format or by
8 means of an electronic medium if:

9 (a) The public record:

10 (1) Was not created or prepared in an electronic format; and

11 (2) Is not available in an electronic format; or

12 (b) Providing the public record in an electronic format or by
13 means of an electronic medium would:

14 (1) Give access to proprietary software; or

15 (2) Require the production of information that is confidential
16 and that cannot be redacted, deleted, concealed or separated from
17 information that is not otherwise confidential.

18 5. An officer, employee or agent of a governmental entity who
19 has legal custody or control of a public record:

20 (a) Shall not refuse to provide a copy of that public record in the
21 medium that is requested because the officer, employee or agent has
22 already prepared or would prefer to provide the copy in a different
23 medium.

24 (b) Except as otherwise provided in NRS 239.030, shall, upon
25 request, prepare the copy of the public record and shall not require
26 the person who has requested the copy to prepare the copy himself
27 or herself.

28 **Sec. 23.** NRS 289.470 is hereby amended to read as follows:

29 289.470 "Category II peace officer" means:

30 1. The bailiffs of the district courts, justice courts and
31 municipal courts whose duties require them to carry weapons and
32 make arrests;

33 2. Subject to the provisions of NRS 258.070, constables and
34 their deputies;

35 3. Inspectors employed by the Nevada Transportation
36 Authority who exercise those powers of enforcement conferred by
37 chapters 706 and 712 of NRS;

38 4. Special investigators who are employed full-time by the
39 office of any district attorney or the Attorney General;

40 5. Investigators of arson for fire departments who are specially
41 designated by the appointing authority;

42 6. Investigators for the State Forester Firewarden who are
43 specially designated by the State Forester Firewarden and whose
44 primary duties are related to the investigation of arson;



1 7. Agents of the Nevada Gaming Control Board who exercise
2 the powers of enforcement specified in NRS 289.360, 463.140 or
3 463.1405, except those agents whose duties relate primarily to
4 auditing, accounting, the collection of taxes or license fees, or the
5 investigation of applicants for licenses;

6 8. Investigators and administrators of the Division of
7 Compliance Enforcement of the Department of Motor Vehicles who
8 perform the duties specified in subsection 2 of NRS 481.048;

9 9. Officers and investigators of the Section for the Control of
10 Emissions From Vehicles and the Enforcement of Matters Related
11 to the Use of Special Fuel of the Department of Motor Vehicles who
12 perform the duties specified in subsection 3 of NRS 481.0481;

13 10. Legislative police officers of the State of Nevada;

14 11. Parole counselors of the Division of Child and Family
15 Services of the Department of Health and Human Services;

16 12. Criminal investigators who are employed by the Division
17 of Child and Family Services of the Department of Health and
18 Human Services;

19 13. Juvenile probation officers and deputy juvenile probation
20 officers employed by the various judicial districts in the State of
21 Nevada or by a department of juvenile justice services established
22 by ordinance pursuant to NRS 62G.210 whose official duties require
23 them to enforce court orders on juvenile offenders and make arrests;

24 14. Field investigators of the Taxicab Authority;

25 15. Security officers employed full-time by a city or county
26 whose official duties require them to carry weapons and make
27 arrests;

28 16. The chief of a department of alternative sentencing created
29 pursuant to NRS 211A.080 and the assistant alternative sentencing
30 officers employed by that department;

31 17. Agents of the Cannabis Compliance Board who exercise
32 the powers of enforcement specified in NRS 289.355;

33 18. Criminal investigators who are employed by the Secretary
34 of State; ~~and~~

35 19. The Inspector General of the Department of Corrections
36 and any person employed by the Department as a criminal
37 investigator ~~and~~; and

38 ***20. The Inspector General appointed pursuant to section 9 of***
39 ***this act and any person employed as an investigator by the Nevada***
40 ***Office of the Inspector General created by section 9 of this act.***

41 **Sec. 24.** NRS 353A.025 is hereby amended to read as follows:

42 353A.025 1. The head of each agency shall periodically
43 review the agency's system of internal accounting and
44 administrative control to determine whether it is in compliance with



1 the uniform system of internal accounting and administrative control
2 for agencies adopted pursuant to subsection 1 of NRS 353A.020.

3 2. On or before July 1 of each even-numbered year, the head of
4 each agency shall report to the Director whether the agency's
5 system of internal accounting and administrative control is in
6 compliance with the uniform system adopted pursuant to subsection
7 1 of NRS 353A.020. The reports must be made available for
8 inspection by the members of the Legislature.

9 3. For the purposes of this section, "agency" does not include:

10 (a) A board created by the provisions of NRS 590.485 and
11 chapters 623 to 625A, inclusive, 628, 630 to 644A, inclusive, 648,
12 654 and 656 of NRS.

13 (b) The Nevada System of Higher Education.

14 (c) The Public Employees' Retirement System.

15 (d) The Housing Division of the Department of Business and
16 Industry.

17 (e) The Colorado River Commission of Nevada.

18 4. The Director shall, on or before the first Monday in
19 February of each odd-numbered year, submit a report on the status
20 of internal accounting and administrative controls in agencies to the:

21 (a) Director of the Legislative Counsel Bureau for transmittal to
22 the:

23 (1) Senate Standing Committee on Finance; and

24 (2) Assembly Standing Committee on Ways and Means;

25 (b) Governor; ~~and~~

26 (c) *Inspector General appointed pursuant to section 9 of this*
27 *act; and*

28 (d) Legislative Auditor.

29 5. The report submitted by the Director pursuant to subsection
30 4 must include, without limitation:

31 (a) The identification of each agency that has not complied with
32 the requirements of subsections 1 and 2;

33 (b) The identification of each agency that does not have an
34 effective method for reviewing its system of internal accounting and
35 administrative control; and

36 (c) The identification of each agency that has weaknesses in its
37 system of internal accounting and administrative control, and the
38 extent and types of such weaknesses.

39 **Sec. 25.** NRS 385A.400 is hereby amended to read as follows:

40 385A.400 1. The State Board shall, on or before January 15
41 of each year, prepare for the immediately preceding school year a
42 single annual report of accountability that includes, without
43 limitation the information prescribed by NRS 385A.400 to
44 385A.520, inclusive.



1 2. A separate reporting for a group of pupils must not be made
2 pursuant to NRS 385A.400 to 385A.520, inclusive, if the number of
3 pupils in that group is insufficient to yield statistically reliable
4 information or the results would reveal personally identifiable
5 information about an individual pupil. The Department shall use the
6 mechanism approved by the United States Department of Education
7 for the statewide system of accountability for public schools for
8 determining the minimum number of pupils that must be in a group
9 for that group to yield statistically reliable information.

10 3. The annual report of accountability must:

11 (a) Be prepared in a concise manner; and

12 (b) Be presented in an understandable and uniform format and,
13 to the extent practicable, provided in a language that parents can
14 understand.

15 4. On or before January 15 of each year, the State Board shall
16 provide for public dissemination of the annual report of
17 accountability by posting a copy of the report on the Internet
18 website maintained by the Department.

19 5. Upon the request of the Governor, the Attorney General, the
20 Committee, *the Inspector General appointed pursuant to section 9*
21 *of this act*, the Bureau, the Board of Regents of the University of
22 Nevada, the board of trustees of a school district, the State Public
23 Charter School Authority, a college or university within the Nevada
24 System of Higher Education, the governing body of a charter school
25 or a member of the general public, the State Board shall provide a
26 portion or portions of the annual report of accountability.

27 **Sec. 26.** NRS 387.013 is hereby amended to read as follows:

28 387.013 The State Controller shall, each year, prepare a
29 complete financial report of the State Permanent School Fund. A
30 copy of this report must be submitted to the State Treasurer , ~~and~~
31 ~~to~~ the Fiscal Analysis Division of the Legislative Counsel Bureau
32 ~~and~~ *and the Inspector General appointed pursuant to section 9 of*
33 *this act.*

34 **Sec. 27.** NRS 387.303 is hereby amended to read as follows:

35 387.303 1. Not later than November 1 of each year, the board
36 of trustees of each school district shall submit to the Superintendent
37 of Public Instruction , ~~and~~ the Department of Taxation *and the*
38 *Inspector General appointed pursuant to section 9 of this act* a
39 report which includes the following information:

40 (a) For each fund within the school district, including, without
41 limitation, the school district's general fund and any special revenue
42 fund which receives state money, the total number and salaries of
43 licensed and nonlicensed persons whose salaries are paid from the
44 fund and who are employed by the school district in full-time
45 positions or in part-time positions added together to represent



1 full-time positions. Information must be provided for the current
2 school year based upon the school district's final budget, including
3 any amendments and augmentations thereto, and for the preceding
4 school year. An employee must be categorized as filling an
5 instructional, administrative, instructional support or other position.

6 (b) The school district's actual expenditures in the fiscal year
7 immediately preceding the report.

8 (c) The school district's proposed expenditures for the current
9 fiscal year.

10 (d) The schedule of salaries for licensed employees in the
11 current school year and a statement of whether the negotiations
12 regarding salaries for the current school year have been completed.
13 If the negotiations have not been completed at the time the schedule
14 of salaries is submitted, the board of trustees shall submit a
15 supplemental report to the Superintendent of Public Instruction upon
16 completion of negotiations or the determination of an arbitrator
17 concerning the negotiations that includes the schedule of salaries
18 agreed to or required by the arbitrator.

19 (e) The number of employees who received an increase in salary
20 pursuant to NRS 391.161, 391.162 or 391.163 for the current and
21 preceding fiscal years. If the board of trustees is required to pay an
22 increase in salary retroactively pursuant to NRS 391.161, the board
23 of trustees shall submit a supplemental report to the Superintendent
24 of Public Instruction not later than February 15 of the year in which
25 the retroactive payment was made that includes the number of
26 teachers to whom an increase in salary was paid retroactively.

27 (f) The number of employees eligible for health insurance within
28 the school district for the current and preceding fiscal years and the
29 amount paid for health insurance for each such employee during
30 those years.

31 (g) The rates for fringe benefits, excluding health insurance,
32 paid by the school district for its licensed employees in the
33 preceding and current fiscal years.

34 (h) The amount paid for extra duties, supervision of
35 extracurricular activities and supplemental pay and the number of
36 employees receiving that pay in the preceding and current fiscal
37 years.

38 2. On or before November 25 of each year, the Superintendent
39 of Public Instruction shall submit to the Office of Finance and the
40 Fiscal Analysis Division of the Legislative Counsel Bureau, in a
41 format approved by the Director of the Office of Finance, a
42 compilation of the reports made by each school district pursuant to
43 subsection 1.



1 3. In preparing the agency biennial budget request for the State
2 Education Fund for submission to the Office of Finance, the
3 Superintendent of Public Instruction:

4 (a) Shall compile the information from the most recent
5 compilation of reports submitted pursuant to subsection 2; and

6 (b) May consider the cost of enhancements to existing programs,
7 or the projected cost of proposed new educational programs,
8 regardless of whether those enhancements or new programs are
9 included in the adjusted base per pupil funding for inclusion in the
10 biennial budget request to the Office of Finance.

11 4. The Superintendent of Public Instruction shall, in the
12 compilation required by subsection 2, reconcile the revenues of the
13 school districts with the apportionment received by those districts
14 from the State Education Fund for the preceding year.

15 5. The request prepared pursuant to subsection 3 must:

16 (a) Be presented by the Superintendent of Public Instruction to
17 such standing committees of the Legislature as requested by the
18 standing committees for the purposes of developing educational
19 programs and providing appropriations for those programs; and

20 (b) Provide for a direct comparison of appropriations to the
21 proposed budget of the Governor submitted pursuant to subsection 4
22 of NRS 353.230.

23 **Sec. 28.** 1. On or before December 1, 2025, the Lieutenant
24 Governor, State Treasurer and State Controller shall appoint an
25 Inspector General pursuant to section 9 of this act.

26 2. The State Controller is the acting Inspector General until the
27 Lieutenant Governor, State Treasurer and State Controller appoint
28 the initial Inspector General pursuant to section 9 of this act.

29 **Sec. 29.** The provisions of subsection 1 of NRS 218D.380 do
30 not apply to any provision of this act which adds or revises a
31 requirement to submit a report to the Legislature.

32 **Sec. 30.** The provisions of NRS 354.599 do not apply to any
33 additional expenses of a local government that are related to the
34 provisions of this act.

35 **Sec. 31.** NRS 353A.049 is hereby repealed.

36 **Sec. 32.** 1. This section becomes effective upon passage and
37 approval.

38 2. Sections 1 to 31, inclusive, of this act become effective:

39 (a) Upon passage and approval for the purpose of adopting any
40 regulations and performing any other preparatory administrative
41 tasks that are necessary to carry out the provisions of this act; and

42 (b) On October 1, 2025, for all other purposes.



TEXT OF REPEALED SECTION

353A.049 Reports of abuse, fraud or waste regarding public money received and used by agency or contractor: Establishment of telephone number by Director; notice; action by Division; confidentiality; disclosure.

1. The Director shall:

(a) Establish a telephone number at which a person may confidentially report to the Division information relating to abuse, fraud or waste with respect to public money received and used by an agency or contractor; and

(b) Create a written notice that:

(1) Clearly identifies the telephone number established pursuant to paragraph (a); and

(2) Contains a statement directing any person with any information relating to abuse, fraud or waste with respect to public money received and used by an agency or contractor to report the information at the telephone number established pursuant to paragraph (a).

2. The written notice created pursuant to paragraph (b) of subsection 1 must be posted conspicuously:

(a) In each public building of an agency; and

(b) On the Internet website maintained by the Office of Finance.

3. Upon receipt of information from a person calling the telephone number established pursuant to paragraph (a) of subsection 1, the Division shall perform a review and prepare a report of its findings. The report is a public record and:

(a) Must include, without limitation, an explanation of:

(1) The purpose of the review; and

(2) Any resolution or corrective action taken by the Division that resulted from the review.

(b) Must not include the identity of the person who reported the information.

4. Except as otherwise provided in subsections 3 and 5, any information reported to the Division at the telephone number established pursuant to paragraph (a) of subsection 1, including, without limitation, the identity of the person who reported the information, is confidential.

5. The Division shall not disclose information that is confidential pursuant to subsection 4 except:

(a) Pursuant to NRS 239.0115;



(b) For the purpose of carrying out any duty of the Division prescribed by NRS 353A.031 to 353A.100, inclusive, or for the purpose of assisting the Director or Administrator in carrying out any duty of the Director or Administrator prescribed by this chapter;

(c) Upon the lawful order of a court of competent jurisdiction;
or

(d) To the Office of the Attorney General or the office of a district attorney within this State for the purpose of investigating the alleged abuse, fraud or waste reported to the Division.

6. As used in this section:

(a) "Contractor" means any person, business, organization or nonprofit corporation that contracts with an agency to receive public money. The term includes a subcontractor or a third party who receives any portion of the public money from the contractor to carry out any obligation pursuant to a contract between the contractor and the agency.

(b) "Public money" means any money deposited with a depository by the State Treasurer and includes money which is received by an agency from the Federal Government for distribution and use in this State pursuant to a federal law or federal regulation.



