

SENATE BILL NO. 12—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE CHIEF INFORMATION OFFICER
IN THE OFFICE OF THE GOVERNOR)

PREFILED OCTOBER 30, 2024

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to the Office of the Chief Information Officer within the Office of the Governor. (BDR 19-280)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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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 and setting forth the composition of the Governor’s Technology Office within the Office of the Governor; transferring the powers and duties of the Office of the Chief Information Officer within the Office of the Governor to the Governor’s Technology Office; revising the classification and duties of the Deputy Chief of the Office of Information Security; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law creates the Office of the Chief Information Officer within the Office of the Governor, consisting of certain units, offices and other units, groups divisions or departments. (NRS 242.080) Existing law sets forth certain duties and responsibilities of the Office of the Chief Information Officer, including providing certain information services to state agencies, elected state officers and, under certain circumstances, agencies not under the control of the Governor and local government agencies. (NRS 242.131, 242.141)

Section 6 of this bill renames the Office of the Chief Information Officer as the Governor’s Technology Office. **Sections 1, 3-5, 7, 9, 11-14, 16, 18 and 23-30** of this bill make conforming changes by applying various provisions of the Nevada Revised Statutes relating to the Office of the Chief Information Officer instead to the Governor’s Technology Office.

Existing law provides that the Office of the Chief Information Officer is composed of: (1) the Administration Unit; (2) the Client Services Unit; (3) the



15 Computing Services Unit; (4) the Network Services Unit, including a Network
16 Transport Services Group and a Telecommunications Group; (5) the Office of
17 Information Security; and (6) certain other units, groups, divisions or departments
18 deemed necessary by the Chief Information Officer. (NRS 242.080) **Section 6**
19 provides instead that the Governor’s Technology Office is composed of: (1) the
20 Director’s Office; (2) the Client Services Division; (3) the Computing Services
21 Division; (4) the Network Services Division, including a Network Transport
22 Services Unit and a Unified Communications Unit; (5) the Office of Information
23 Security; and (6) certain other units, groups, divisions or departments deemed
24 necessary by the Chief Information Officer. **Sections 10, 17, 19-22 and 25** of this
25 bill make conforming changes to apply various provisions of the Nevada Revised
26 Statutes relating to the former units, groups, offices, divisions or departments of the
27 Office of the Chief Information Officer instead to the units, groups, offices,
28 divisions or departments of the Governor’s Technology Office.

29 Existing law requires the Chief Information Officer to appoint a Deputy Chief
30 of the Office of Information Security who is in the classified service of the State.
31 (NRS 242.101) **Section 7** instead places the Deputy Chief of the Office of
32 Information Security in the unclassified service of the State. **Section 31** of this bill
33 clarifies that the person who is in the position of Deputy Chief of the Office on
34 July 1, 2025, is in the classified service and must remain in the classified service
35 until he or she vacates that position.

36 Existing law creates an Information Technology Advisory Board, which has
37 various duties including: (1) advising the Office of the Chief Information Officer
38 concerning issues relating to information technology; (2) periodically reviewing the
39 Office’s statewide strategic plans and standards manual for information technology;
40 (3) reviewing the Office’s budget; and (4) consulting and coordinating with state
41 agencies on certain regulations, policies, standards and guidelines. (NRS 242.122,
42 242.124, 242.125) **Section 8** of this bill replaces the Director of the Department of
43 Administration as a member of the Advisory Board with the Chief Information
44 Officer.

45 Existing law: (1) requires the Chief of the Office of Information Security to
46 investigate and resolve certain breaches related to an information system of a state
47 agency or elected official in certain circumstances; and (2) authorizes the Chief of
48 the Office of Information Security to notify members of certain boards and
49 commissions of a breach of certain information systems in certain circumstances.
50 (NRS 242.183) **Section 9** instead: (1) requires the Deputy Chief of the Office of
51 Information Security to investigate and resolve such breaches; and (2) authorizes
52 the Deputy Chief to provide such notifications.

53 Senate Bill No. 431 of the 2023 Legislative Session eliminated the Division of
54 Enterprise Information Technology Services of the Department of Administration
55 and transferred the powers and duties of the Division to the Office of the Chief
56 Information Officer. (Chapter 532, Statutes of Nevada 2023, at page 3544) Existing
57 law defines the terms “Administrator,” “Department” and “Division” as they relate
58 to the former Division. (NRS 233F.015, 233F.055, 233F.059, 242.013, 242.031,
59 242.045) **Section 34** of this bill repeals these obsolete definitions. **Sections 2 and**
60 **15** of this bill make conforming changes to eliminate references to certain repealed
61 definitions.



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

1 **Section 1.** NRS 239.073 is hereby amended to read as follows:

2 239.073 1. The Committee to Approve Schedules for the
3 Retention and Disposition of Official State Records, consisting of
4 six members, is hereby created.

5 2. The Committee consists of:

6 (a) The Secretary of State;

7 (b) The Attorney General;

8 (c) The Director of the Department of Administration;

9 (d) The State Library, Archives and Public Records
10 Administrator;

11 (e) The Chief of the *Governor's Technology* Office ~~{of the~~
12 ~~Chief Information Officer}~~ within the Office of the Governor; and

13 (f) One member who is a representative of the general public
14 appointed by the Governor.

15 ↪ All members of the Committee, except the representative of the
16 general public, are ex officio members of the Committee.

17 3. The Secretary of State or a person designated by the
18 Secretary of State shall serve as Chair of the Committee. The State
19 Library, Archives and Public Records Administrator shall serve as
20 Secretary of the Committee and prepare and maintain the records of
21 the Committee.

22 4. The Committee shall meet at least quarterly and may meet
23 upon the call of the Chair.

24 5. An ex officio member of the Committee may designate a
25 person to represent the ex officio member at any meeting of the
26 Committee. The person designated may exercise all the duties,
27 rights and privileges of the member that the person represents.

28 6. The Committee may adopt rules and regulations for its
29 management.

30 **Sec. 2.** NRS 242.011 is hereby amended to read as follows:

31 242.011 As used in this chapter, unless the context otherwise
32 requires, the words and terms defined in NRS ~~{242.013}~~ *242.015* to
33 242.068, inclusive, have the meanings ascribed to them in those
34 sections.

35 **Sec. 3.** NRS 242.017 is hereby amended to read as follows:

36 242.017 "Chief" or "Chief Information Officer" means the
37 Chief of the *Governor's Technology* Office ~~{of the Chief~~
38 ~~Information Officer}~~ within the Office of the Governor.

39 **Sec. 4.** NRS 242.062 is hereby amended to read as follows:

40 242.062 "Office" means the *Governor's Technology* Office ~~{of~~
41 ~~the Chief Information Officer}~~ within the Office of the Governor.



1 **Sec. 5.** NRS 242.071 is hereby amended to read as follows:
2 242.071 1. The Legislature hereby determines and declares
3 that the creation of the *Governor's Technology* Office ~~[of the Chief~~
4 ~~Information Officer]~~ within the Office of the Governor is necessary
5 for the coordinated, orderly and economical processing of data and
6 information in State Government, to ensure economical use of
7 information systems and to prevent the unnecessary proliferation of
8 equipment and personnel among the various state agencies.

9 2. The purposes of the Office are:
10 (a) To perform information services for state agencies.
11 (b) To provide technical advice but not administrative control of
12 the information systems within the state agencies and, as authorized,
13 of local governmental agencies.

14 **Sec. 6.** NRS 242.080 is hereby amended to read as follows:
15 242.080 1. The *Governor's Technology* Office ~~[of the Chief~~
16 ~~Information Officer]~~ is hereby created within the Office of the
17 Governor.

18 2. The Office consists of the Chief *Information Officer* and:
19 (a) The ~~[Administration Unit.]~~ *Director's Office*. The Chief is
20 the head of the ~~[Administration Unit.]~~ *Director's Office*.
21 (b) The Client Services ~~[Unit.]~~ *Division*.
22 (c) The Computing Services ~~[Unit.]~~ *Division*.
23 (d) The Network Services ~~[Unit.]~~ *Division*.
24 (e) The Office of Information Security.

25 (f) Other units, groups, divisions or departments deemed
26 necessary by the Chief to the extent such functions are supported by
27 the appropriations allocated to the functions of the Office.

28 3. A Network Transport Services ~~[Group]~~ *Unit* and a
29 ~~[Telecommunications Group]~~ *Unified Communications Unit* are
30 hereby created within the Network Services ~~[Unit]~~ *Division* of the
31 Office.

32 **Sec. 7.** NRS 242.101 is hereby amended to read as follows:
33 242.101 1. The Chief Information Officer shall:

34 (a) Appoint a Deputy Chief of the Office of Information
35 Security who is in the ~~[classified]~~ *unclassified* service of the State;

36 (b) Administer the provisions of this chapter and other
37 provisions of law relating to the duties of the *Governor's*
38 *Technology* Office ; ~~[of the Chief Information Officer.]~~

39 (c) Employ, within the limits of the approved budget of the
40 Office, such other staff as is necessary for the performance of the
41 duties of the Office; and

42 (d) Carry out other duties and exercise other powers specified by
43 law.



1 2. The Chief may form committees to establish standards and
2 determine criteria for evaluation of policies relating to informational
3 services.

4 **Sec. 8.** NRS 242.122 is hereby amended to read as follows:

5 242.122 1. There is hereby created an Information
6 Technology Advisory Board. The Board consists of:

7 (a) One member appointed by the Majority Floor Leader of the
8 Senate from the membership of the Senate Standing Committee on
9 Finance.

10 (b) One member appointed by the Speaker of the Assembly
11 from the membership of the Assembly Standing Committee on
12 Ways and Means.

13 (c) Two representatives of using agencies which are major users
14 of the services of the Office. The Governor shall appoint the two
15 representatives. Each such representative serves for a term of 4
16 years. For the purposes of this paragraph, an agency is a "major
17 user" if it is among the top five users of the services of the Office,
18 based on the amount of money paid by each agency for the services
19 of the Office during the immediately preceding biennium.

20 (d) The ~~Director~~ Chief of the ~~Department~~ Office or his or her
21 designee.

22 (e) The Attorney General or his or her designee.

23 (f) Five persons appointed by the Governor as follows:

24 (1) Three persons who represent a city or county in this
25 State, at least one of whom is engaged in information technology or
26 information security; and

27 (2) Two persons who represent the information technology
28 industry but who:

29 (I) Are not employed by this State;

30 (II) Do not hold any elected or appointed office in State
31 Government;

32 (III) Do not have an existing contract or other agreement
33 to provide information services, systems or technology to an agency
34 of this State; and

35 (IV) Are independent of and have no direct or indirect
36 pecuniary interest in a corporation, association, partnership or other
37 business organization which provides information services, systems
38 or technology to an agency of this State.

39 2. Each person appointed pursuant to paragraph (f) of
40 subsection 1 serves for a term of 4 years. No person so appointed
41 may serve more than 2 consecutive terms.

42 3. At the first regular meeting of each calendar year, the
43 members of the Board shall elect a Chair by majority vote.



1 **Sec. 9.** NRS 242.183 is hereby amended to read as follows:

2 242.183 1. The *Deputy* Chief of the Office of Information
3 Security shall investigate and resolve any breach of an information
4 system of a state agency or elected officer that uses the equipment
5 or services of the *Governor's Technology* Office ~~of the Chief~~
6 ~~Information Officer~~ or an application of such an information
7 system or unauthorized acquisition of computerized data that
8 materially compromises the security, confidentiality or integrity of
9 such an information system.

10 2. The Chief Information Officer or *Deputy* Chief of the Office
11 of Information Security, at his or her discretion, may inform
12 members of the Technological Crime Advisory Board created by
13 NRS 205A.040, the Nevada Commission on Homeland Security
14 created by NRS 239C.120 and the Information Technology
15 Advisory Board created by NRS 242.122 of any breach of an
16 information system of a state agency or elected officer or
17 application of such an information system or unauthorized
18 acquisition of computerized data or information that materially
19 compromises the security, confidentiality or integrity of such an
20 information system.

21 **Sec. 10.** NRS 242.191 is hereby amended to read as follows:

22 242.191 1. Except as otherwise provided in subsection 3, the
23 amount receivable from a state agency or officer or local
24 governmental agency which uses the services of the Office must be
25 determined by the Chief in each case and include:

26 (a) The annual expense, including depreciation, of operating and
27 maintaining the Network Services ~~Unit~~ *Division*, distributed
28 among the agencies in proportion to the services performed for each
29 agency.

30 (b) A service charge in an amount determined by distributing the
31 monthly installment for the construction costs of the computer
32 facility among the agencies in proportion to the services performed
33 for each agency.

34 2. The Chief shall prepare and submit monthly to the state
35 agencies and officers and local governmental agencies for which
36 services of the Office have been performed an itemized statement of
37 the amount receivable from each state agency or officer or local
38 governmental agency.

39 3. The Chief may authorize, if in his or her judgment the
40 circumstances warrant, a fixed cost billing, including a factor for
41 depreciation, for services rendered to a state agency or officer or
42 local governmental agency.

43 **Sec. 11.** NRS 205.4765 is hereby amended to read as follows:

44 205.4765 1. Except as otherwise provided in subsection 6, a
45 person who knowingly, willfully and without authorization:



- 1 (a) Modifies;
- 2 (b) Damages;
- 3 (c) Destroys;
- 4 (d) Discloses;
- 5 (e) Uses;
- 6 (f) Transfers;
- 7 (g) Conceals;
- 8 (h) Takes;
- 9 (i) Retains possession of;
- 10 (j) Copies;
- 11 (k) Obtains or attempts to obtain access to, permits access to or
- 12 causes to be accessed; or
- 13 (l) Enters,
- 14 ↪ data, a program or any supporting documents which exist inside
- 15 or outside a computer, system or network is guilty of a
- 16 misdemeanor.
- 17 2. Except as otherwise provided in subsection 6, a person who
- 18 knowingly, willfully and without authorization:
- 19 (a) Modifies;
- 20 (b) Destroys;
- 21 (c) Uses;
- 22 (d) Takes;
- 23 (e) Damages;
- 24 (f) Transfers;
- 25 (g) Conceals;
- 26 (h) Copies;
- 27 (i) Retains possession of; or
- 28 (j) Obtains or attempts to obtain access to, permits access to or
- 29 causes to be accessed,
- 30 ↪ equipment or supplies that are used or intended to be used in a
- 31 computer, system or network is guilty of a misdemeanor.
- 32 3. Except as otherwise provided in subsection 6, a person who
- 33 knowingly, willfully and without authorization:
- 34 (a) Destroys;
- 35 (b) Damages;
- 36 (c) Takes;
- 37 (d) Alters;
- 38 (e) Transfers;
- 39 (f) Discloses;
- 40 (g) Conceals;
- 41 (h) Copies;
- 42 (i) Uses;
- 43 (j) Retains possession of; or



1 (k) Obtains or attempts to obtain access to, permits access to or
2 causes to be accessed,

3 ↪ a computer, system or network is guilty of a misdemeanor.

4 4. Except as otherwise provided in subsection 6, a person who
5 knowingly, willfully and without authorization:

6 (a) Obtains and discloses;

7 (b) Publishes;

8 (c) Transfers; or

9 (d) Uses,

10 ↪ a device used to access a computer, network or data is guilty of a
11 misdemeanor.

12 5. Except as otherwise provided in subsection 6, a person who
13 knowingly, willfully and without authorization introduces, causes to
14 be introduced or attempts to introduce a computer contaminant into
15 a computer, system or network is guilty of a misdemeanor.

16 6. If the violation of any provision of this section:

17 (a) Was committed to devise or execute a scheme to defraud or
18 illegally obtain property;

19 (b) Caused response costs, loss, injury or other damage in excess
20 of \$500; or

21 (c) Caused an interruption or impairment of a public service,
22 including, without limitation, a governmental operation, a system of
23 public communication or transportation or a supply of water, gas or
24 electricity,

25 ↪ the person is guilty of a category C felony and shall be punished
26 as provided in NRS 193.130, and may be further punished by a fine
27 of not more than \$100,000. In addition to any other penalty, the
28 court shall order the person to pay restitution.

29 7. The provisions of this section do not apply to a person
30 performing any testing, including, without limitation, penetration
31 testing, of an information system of an agency that uses the
32 equipment or services of the *Governor's Technology* Office ~~[of the~~
33 ~~Chief Information Officer]~~ within the Office of the Governor that is
34 authorized by the Chief ~~[of that Office]~~ *Information Officer* or the
35 head of the Office of Information Security of the *Governor's*
36 *Technology* Office . ~~[of the Chief Information Officer.]~~ As used in
37 this subsection:

38 (a) "Information system" has the meaning ascribed to it in
39 NRS 242.057.

40 (b) "Penetration testing" has the meaning ascribed to it in
41 NRS 242.171.

42 **Sec. 12.** NRS 205A.040 is hereby amended to read as follows:

43 205A.040 1. The Technological Crime Advisory Board is
44 hereby created.

45 2. The Board consists of 13 members as follows:



1 (a) The Attorney General.

2 (b) The Chief *Information Officer* of the *Governor's*
3 *Technology* Office [~~of the Chief Information Officer~~] within the
4 Office of the Governor.

5 (c) One member of the Senate appointed by the Majority Leader
6 of the Senate.

7 (d) One member of the Assembly appointed by the Speaker of
8 the Assembly.

9 (e) Nine other persons appointed by the Governor as follows:

10 (1) Two or more persons who represent major sectors of the
11 economy of this State that are impacted significantly by
12 technological crimes.

13 (2) One or more persons who are employees of a law
14 enforcement agency of this State.

15 (3) One or more persons who are employees of a public
16 educational institution within this State.

17 (4) One or more persons who are residents of this State and
18 who are employed by the Federal Government.

19 3. Each member of the Board who is appointed to the Board
20 serves for a term of 4 years. A vacancy on the Board in an appointed
21 position must be filled in the same manner as the original
22 appointment. A member may be reappointed to the Board.

23 4. The members of the Board shall elect a Chair and Vice Chair
24 by majority vote. After the initial election, the Chair and Vice Chair
25 shall hold office for a term of 1 year beginning on July 1 of each
26 year. If the position of Chair or Vice Chair becomes vacant, the
27 members of the Board shall elect a Chair or Vice Chair, as
28 appropriate, from among its members for the remainder of the
29 unexpired term.

30 5. The members of the Board:

31 (a) Serve without compensation; and

32 (b) May, upon written request, receive the per diem allowance
33 and travel expenses provided for state officers and employees
34 generally while engaged in the business of the Board.

35 6. A member of the Board who is an officer or employee of
36 this State or a political subdivision of this State must be relieved
37 from duties without loss of regular compensation so that the officer
38 or employee may prepare for and attend meetings of the Board and
39 perform any work necessary to carry out the duties of the Board in
40 the most timely manner practicable. A state agency or political
41 subdivision of this State shall not require an officer or employee
42 who is a member of the Board to make up the time the officer or
43 employee is absent from work to carry out duties as a member of the
44 Board or use annual vacation or compensatory time for the absence.



1 **Sec. 13.** NRS 205A.050 is hereby amended to read as follows:
2 205A.050 1. The Board shall meet at least once every quarter
3 and at the times and places specified by a call of the Chair or a
4 majority of the members of the Board.

5 2. Except as otherwise provided in subsection 3, a member of
6 the Board may designate in writing a person to represent him or her
7 at a meeting of the Board if it is impractical for the member of the
8 Board to attend the meeting. A representative who has been so
9 designated:

10 (a) Shall be deemed to be a member of the Board for the purpose
11 of determining a quorum at the meeting; and

12 (b) May vote on any matter that is voted on by the regular
13 members of the Board at the meeting.

14 3. The Attorney General may designate a representative to
15 serve in his or her place on the Board or attend a meeting of the
16 Board in his or her place. The Chief *Information Officer* of the
17 *Governor's Technology* Office [~~of the Chief Information Officer~~]
18 within the Office of the Governor may designate a representative to
19 serve in his or her place on the Board or attend a meeting of the
20 Board in his or her place.

21 4. Seven members of the Board constitute a quorum. Except as
22 otherwise provided in NRS 205A.070 and 205A.080, a quorum may
23 exercise all the power and authority conferred on the Board.

24 5. Notwithstanding any other provision of law, a member of
25 the Board:

26 (a) Is not disqualified from public employment or holding a
27 public office because of membership on the Board; and

28 (b) Does not forfeit public office or public employment because
29 of membership on the Board.

30 **Sec. 14.** NRS 205A.060 is hereby amended to read as follows:
31 205A.060 The Board shall:

32 1. Facilitate cooperation between state, local and federal
33 officers in detecting, investigating and prosecuting technological
34 crimes.

35 2. Establish, support and assist in the coordination of activities
36 between two multiagency task forces on technological crime, one
37 based in Reno and one based in Las Vegas, consisting of
38 investigators and forensic examiners who are specifically trained to
39 investigate technological crimes.

40 3. Coordinate and provide training and education for members
41 of the general public, private industry and governmental agencies,
42 including, without limitation, law enforcement agencies, concerning
43 the statistics and methods of technological crimes and how to
44 prevent, detect and investigate technological crimes.



1 4. Assist the *Governor's Technology* Office ~~[of the Chief~~
2 ~~Information Officer]~~ within the Office of the Governor in securing
3 governmental information systems against illegal intrusions and
4 other criminal activities.

5 5. Evaluate and recommend changes to the existing civil and
6 criminal laws relating to technological crimes in response to current
7 and projected changes in technology and law enforcement
8 techniques.

9 6. Distribute money deposited pursuant to NRS 179.1233 into
10 the Account for the Technological Crime Advisory Board in
11 accordance with the provisions of NRS 205A.090.

12 7. Authorize the payment of expenses incurred by the Board in
13 carrying out its duties pursuant to this chapter.

14 **Sec. 15.** NRS 233F.010 is hereby amended to read as follows:

15 233F.010 As used in this chapter, unless the context otherwise
16 requires, the words and terms defined in NRS ~~[233F.015]~~ *233F.020*
17 to 233F.065, inclusive, have the meanings ascribed to them in those
18 sections.

19 **Sec. 16.** NRS 233F.035 is hereby amended to read as follows:

20 233F.035 "Chief" means the Chief Information Officer *of the*
21 *Governor's Technology Office* within the Office of the Governor.

22 **Sec. 17.** NRS 233F.0593 is hereby amended to read as
23 follows:

24 233F.0593 "Network Transport Services ~~[Group]~~ *Unit*"
25 means the Network Transport Services ~~[Group]~~ *Unit* of the Network
26 Services ~~[Unit]~~ *Division* of the Office.

27 **Sec. 18.** NRS 233F.0595 is hereby amended to read as
28 follows:

29 233F.0595 "Office" means the *Governor's Technology* Office
30 ~~[of the Chief Information Officer]~~ within the Office of the
31 Governor.

32 **Sec. 19.** NRS 233F.065 is hereby amended to read as follows:

33 233F.065 ~~["Telecommunications Group"]~~ *"Unified*
34 *Communications Unit"* means the ~~[Telecommunications Group]~~
35 *Unified Communications Unit* of the Network Services ~~[Unit]~~
36 *Division* of the Office.

37 **Sec. 20.** NRS 233F.117 is hereby amended to read as follows:

38 233F.117 If a state agency other than the Network Transport
39 Services ~~[Group]~~ *Unit* adds equipment which extends the state
40 communications system to another location, the extension, if
41 approved by the Chief, becomes part of the state communications
42 system. An approved extension of the system is subject to the
43 provisions of this chapter relating to the system.



1 **Sec. 21.** NRS 233F.260 is hereby amended to read as follows:
2 233F.260 The Board shall provide advice to the
3 ~~Telecommunications Group~~ *Unified Communications Unit* on the
4 use of telecommunications by the State Government, including:

- 5 1. The development of policies, standards, plans and designs;
- 6 2. The procurement of systems, facilities and services;
- 7 3. The integration of telecommunications systems with other
8 state and local governmental systems; and
- 9 4. New technology that may become or is available.

10 **Sec. 22.** NRS 233F.270 is hereby amended to read as follows:

11 233F.270 1. The ~~Telecommunications Group,~~ *Unified*
12 *Communications Unit*, with the advice of the Board, shall:

13 (a) Plan, carry out and administer a state telecommunications
14 system. When available at a competitive cost, the
15 ~~Telecommunications Group~~ *Unified Communications Unit* shall
16 use the facilities of telephone companies providing local exchange
17 service.

18 (b) Make arrangements for the installation of a central telephone
19 switchboard or switchboards to serve the state offices in one or more
20 buildings as may be practical or feasible.

21 2. The system must be integrated and may include services
22 between the State and any cities, counties and schools.

23 3. The Office may consider for the system all the
24 telecommunications requirements of the State and its political
25 subdivisions.

26 **Sec. 23.** NRS 408.55028 is hereby amended to read as
27 follows:

28 408.55028 1. The Telecommunications Advisory Council is
29 hereby created.

30 2. The Council consists of seven members appointed by the
31 Governor. The Governor shall appoint to the Council:

32 (a) One member from the Office of Science, Innovation and
33 Technology in the Office of the Governor;

34 (b) One member from the Department of Transportation;

35 (c) One member from the Department of Education;

36 (d) One member from the Nevada Office of Rural Health;

37 (e) One member from the Department of Public Safety;

38 (f) One member from the Nevada System of Higher Education;

39 and

40 (g) One member from the *Governor's Technology* Office ~~of~~
41 ~~the Chief Information Officer~~ within the Office of the Governor.

42 3. The member appointed from the Office of Science,
43 Innovation and Technology in the Office of the Governor shall serve
44 as the Chair of the Council.

45 4. The Council shall meet as necessary at the call of the Chair.



1 5. The Director of the Office of Science, Innovation and
2 Technology in the Office of the Governor shall provide staff support
3 to the Council.

4 6. A majority of the members of the Council constitutes a
5 quorum for the transaction of business.

6 7. The members of the Council receive no compensation for
7 their services, but are entitled to be reimbursed for all travel and
8 other expenses actually and necessarily incurred by them in the
9 performance of their duties, within the limits of money available to
10 the Council.

11 8. The members of the Council may request assistance from
12 technical advisors as the Council deems necessary.

13 9. The Council shall:

14 (a) Provide information, advice, strategic plans, priorities and
15 recommendations to assist the Department in administering access
16 to rights-of-way to telecommunications providers for statewide
17 telecommunications purposes;

18 (b) Assist the Department in valuing in-kind compensation
19 pursuant to NRS 408.5501 to 408.55029, inclusive, and approve or
20 deny any valuation thereof;

21 (c) Seek input from telecommunications providers and the
22 public relating to broadband access;

23 (d) Coordinate and exchange information with other entities of
24 this State and its political subdivisions relating to technology and
25 telecommunications;

26 (e) Approve or deny any agreement between the Department and
27 a telecommunications provider proposed pursuant to NRS 408.5502,
28 if the Council finds that the agreement is competitively neutral and
29 nondiscriminatory; and

30 (f) Provide other assistance as requested by the Department.

31 **Sec. 24.** NRS 439.942 is hereby amended to read as follows:

32 439.942 1. The Division may establish a secure Internet
33 website which makes certain information available for a website
34 client to conduct an investigation into the background and personal
35 history of a person that is required pursuant to the provisions of this
36 chapter or chapter 62B, 63, 424, 427A, 432, 432A, 432B, 433,
37 433B, 435 or 449 of NRS.

38 2. To become a website client, a person or governmental entity
39 must:

40 (a) Create an account on the Internet website;

41 (b) Comply with NRS 439.942 to 439.948, inclusive, and any
42 regulations adopted pursuant thereto governing use of the Internet
43 website; and

44 (c) Designate a website client administrator who is responsible
45 for:



1 (1) Determining the persons who are authorized to use the
2 Internet website;

3 (2) Providing the Division with the names of the persons
4 who are authorized to use the Internet website;

5 (3) Ensuring that only those authorized persons have access
6 to the Internet website; and

7 (4) Notifying the Division of any change in the persons who
8 are authorized to use the Internet website.

9 3. Authorized employees of the Division and of the
10 Department of Public Safety may be designated to serve as
11 administrators of the Internet website with access to all the data and
12 information on the Internet website.

13 4. Except as otherwise provided in this section and NRS
14 239.0115, information collected, maintained, stored, backed up or
15 on file on the Internet website is confidential, not subject to
16 subpoena or discovery and is not subject to inspection by the general
17 public.

18 5. The Division shall ensure that any information collected,
19 maintained and stored on the Internet website is protected
20 adequately from fire, theft, loss, destruction, other hazards and
21 unauthorized access, and is backed-up in a manner that ensures
22 proper confidentiality and security.

23 6. The Internet website must be maintained in accordance with
24 any requirements of the *Governor's Technology* Office ~~{of the~~
25 ~~Chief Information Officer}~~ within the Office of the Governor
26 established for use of the equipment or services of the Office
27 pursuant to NRS 242.181.

28 **Sec. 25.** NRS 459.742 is hereby amended to read as follows:

29 459.742 The Commission, in carrying out its duties and within
30 the limits of legislative appropriations and other available money,
31 may:

32 1. Enter into contracts, leases or other agreements or
33 transactions;

34 2. Provide grants of money to local emergency planning
35 committees to improve their ability to respond to emergencies
36 involving hazardous materials;

37 3. Assist with the development of comprehensive plans for
38 responding to such emergencies in this State;

39 4. Provide technical assistance and administrative support to
40 the ~~{Telecommunications Group}~~ *Unified Communications Unit* of
41 the Network Services ~~{Unit}~~ *Division* of the *Governor's*
42 *Technology* Office ~~{of the Chief Information Officer}~~ within the
43 Office of the Governor for the development of systems for
44 communication during such emergencies;



1 5. Provide technical and administrative support and assistance
2 for training programs;

3 6. Develop a system to provide public access to data relating to
4 hazardous materials;

5 7. Support any activity or program eligible to receive money
6 from the Contingency Account for Hazardous Materials;

7 8. Approve programs developed to address planning for and
8 responding to emergencies involving hazardous materials; and

9 9. Coordinate the activities administered by state agencies to
10 carry out the provisions of this chapter, 42 U.S.C. §§ 11001 et seq.
11 and 49 U.S.C. §§ 5101 et seq.

12 **Sec. 26.** NRS 480.926 is hereby amended to read as follows:

13 480.926 The Office shall:

14 1. Establish partnerships with:

15 (a) Local governments;

16 (b) The Nevada System of Higher Education; and

17 (c) Private entities, to the extent practicable,

18 ↗ to encourage the development of strategies to prepare for and
19 mitigate risks to, and otherwise protect, the security of information
20 systems that are operated or maintained by a public or private entity
21 in this State.

22 2. Establish partnerships to assist and receive assistance from
23 local governments and appropriate agencies of the Federal
24 Government regarding the development of strategies to prepare for
25 and mitigate risks to, and otherwise protect, the security of
26 information systems.

27 3. Consult with the Division of Emergency Management of the
28 Office of the Military and the *Governor's Technology* Office ~~[of the~~
29 ~~Chief Information Officer]~~ within the Office of the Governor
30 regarding the development of strategies to prepare for and mitigate
31 risks to, and otherwise protect, the security of information systems.

32 4. Coordinate with the Investigation Division of the
33 Department regarding gathering intelligence on and initiating
34 investigations of cyber threats and incidents.

35 **Sec. 27.** NRS 493.118 is hereby amended to read as follows:

36 493.118 1. The Department shall, to the extent that money is
37 available for this purpose, establish and maintain a registry of
38 unmanned aerial vehicles that are operated by public agencies in this
39 State. The Department shall include on its Internet website the
40 information that is maintained in the registry.

41 2. A public agency shall, for each unmanned aerial vehicle the
42 public agency intends to operate, submit to the Department, on a
43 form provided by the Department, for inclusion in the registry:

44 (a) The name of the public agency;



1 (b) The name and contact information of each operator of the
2 unmanned aerial vehicle;

3 (c) Sufficient information to identify the unmanned aerial
4 vehicle; and

5 (d) A statement describing the use of the unmanned aerial
6 vehicle by the public agency.

7 3. The Department shall, on or before February 1 of each year,
8 prepare and submit to the Director of the Legislative Counsel
9 Bureau for submission to the Legislature, or to the Legislative
10 Commission when the Legislature is not in regular session, a report
11 outlining the activities of public agencies with respect to the
12 operation of unmanned aerial vehicles in this State.

13 4. The Department shall adopt regulations prescribing the
14 public purposes for which a public agency may operate an
15 unmanned aerial vehicle that is registered with the Department
16 pursuant to this section, including, without limitation:

17 (a) The provision of fire services.

18 (b) The provision of emergency medical services.

19 (c) The protection of a critical facility that is public property.

20 (d) Search and rescue operations conducted for persons and
21 property in distress.

22 5. The regulations adopted by the Department pursuant to
23 subsection 4 must include provisions that:

24 (a) Authorize, as a public purpose, a public agency to operate an
25 unmanned aerial vehicle that is registered with the Department in
26 order to conduct a scheduled inspection to ensure compliance with
27 building or fire codes or laws, ordinances, regulations or rules
28 adopting or establishing building or fire codes that are enforced by
29 the public agency.

30 (b) Prohibit a public agency from collecting any photograph,
31 image or recording through the operation of an unmanned aerial
32 vehicle during a scheduled inspection described in paragraph (a). If
33 any photograph, image or recording is collected in violation of such
34 a regulation or if any other information is collected through the
35 operation of an unmanned aerial vehicle during such a scheduled
36 inspection, the photograph, image, recording or other information:

37 (1) Is not admissible and must not be disclosed in any
38 judicial, administrative or other adjudicatory proceeding other than a
39 proceeding relating to the purpose of the scheduled inspection; and

40 (2) May not be used to establish reasonable suspicion or
41 probable cause as the basis for the investigation or prosecution of a
42 crime or other offense.

43 6. In addition to the regulations adopted pursuant to subsection
44 4, the Department shall adopt regulations to establish:



1 (a) A list of countries, businesses and entities from which a
2 public agency or law enforcement agency shall not purchase or
3 acquire any unmanned aerial vehicle or other equipment or service
4 relating to the operation of an unmanned aerial vehicle; and

5 (b) A list of unmanned aerial vehicles and other related
6 equipment or services that a public agency or law enforcement
7 agency shall not operate, purchase or acquire.

8 7. The lists established pursuant to subsection 6 must include,
9 without limitation:

10 (a) Any country, business or entity identified by the Secretary of
11 Defense of the United States Department of Defense pursuant to
12 Section 1260H of the William M. (Mac) Thornberry National
13 Defense Authorization Act for Fiscal Year 2021, Public Law 116-
14 283, any amendments thereto or any subsequent federal law
15 establishing such a list;

16 (b) Any unmanned aerial vehicle or other equipment or service
17 relating to the operation of an unmanned aerial vehicle sold,
18 manufactured or distributed by an entity identified by the Secretary
19 of Defense of the United States Department of Defense pursuant to
20 Section 1260H of the William M. (Mac) Thornberry National
21 Defense Authorization Act for Fiscal Year 2021, Public Law 116-
22 283, any amendments thereto or any subsequent federal law
23 establishing such a list;

24 (c) Any hardware, software, vendor or service prohibited from
25 being used by a state agency in Nevada by a regulation, guideline or
26 policy adopted by the *Governor's Technology* Office ~~[of the Chief~~
27 ~~Information Officer]~~ within the Office of the Governor pursuant to
28 NRS 242.111 and 242.115; and

29 (d) Any other unmanned aerial vehicle or other equipment or
30 service relating to the operation of an unmanned aerial vehicle, as
31 determined by the Department.

32 **Sec. 28.** NRS 603A.210 is hereby amended to read as follows:

33 603A.210 1. A data collector that maintains records which
34 contain personal information of a resident of this State shall
35 implement and maintain reasonable security measures to protect
36 those records from unauthorized access, acquisition, destruction,
37 use, modification or disclosure.

38 2. If a data collector is a governmental agency and maintains
39 records which contain personal information of a resident of this
40 State, the data collector shall, to the extent practicable, with respect
41 to the collection, dissemination and maintenance of those records,
42 comply with the current version of the CIS Controls as published by
43 the Center for Internet Security, Inc. or its successor organization, or
44 corresponding standards adopted by the National Institute of



1 Standards and Technology of the United States Department of
2 Commerce.

3 3. A contract for the disclosure of the personal information of a
4 resident of this State which is maintained by a data collector must
5 include a provision requiring the person to whom the information is
6 disclosed to implement and maintain reasonable security measures
7 to protect those records from unauthorized access, acquisition,
8 destruction, use, modification or disclosure.

9 4. If a state or federal law requires a data collector to provide
10 greater protection to records that contain personal information of a
11 resident of this State which are maintained by the data collector and
12 the data collector is in compliance with the provisions of that state
13 or federal law, the data collector shall be deemed to be in
14 compliance with the provisions of this section.

15 5. The Office of Information Security of the *Governor's*
16 *Technology* Office ~~[of the Chief Information Officer]~~ within the
17 Office of the Governor shall create, maintain and make available to
18 the public a list of controls and standards with which the State is
19 required to comply pursuant to any federal law, regulation or
20 framework that also satisfy the controls and standards set forth in
21 subsection 2.

22 **Sec. 29.** NRS 603A.215 is hereby amended to read as follows:

23 603A.215 1. If a data collector doing business in this State
24 accepts a payment card in connection with a sale of goods or
25 services, the data collector shall comply with the current version of
26 the Payment Card Industry (PCI) Data Security Standard, as adopted
27 by the PCI Security Standards Council or its successor organization,
28 with respect to those transactions, not later than the date for
29 compliance set forth in the Payment Card Industry (PCI) Data
30 Security Standard or by the PCI Security Standards Council or its
31 successor organization.

32 2. A data collector doing business in this State to whom
33 subsection 1 does not apply shall not:

34 (a) Transfer any personal information through an electronic,
35 nonvoice transmission other than a facsimile to a person outside of
36 the secure system of the data collector unless the data collector uses
37 encryption to ensure the security of electronic transmission; or

38 (b) Move any data storage device containing personal
39 information beyond the logical or physical controls of the data
40 collector, its data storage contractor or, if the data storage device is
41 used by or is a component of a multifunctional device, a person who
42 assumes the obligation of the data collector to protect personal
43 information, unless the data collector uses encryption to ensure the
44 security of the information.



1 3. A data collector shall not be liable for damages for a breach
2 of the security of the system data if:

3 (a) The data collector is in compliance with this section; and

4 (b) The breach is not caused by the gross negligence or
5 intentional misconduct of the data collector, its officers, employees
6 or agents.

7 4. The requirements of this section do not apply to:

8 (a) A telecommunication provider acting solely in the role of
9 conveying the communications of other persons, regardless of the
10 mode of conveyance used, including, without limitation:

11 (1) Optical, wire line and wireless facilities;

12 (2) Analog transmission; and

13 (3) Digital subscriber line transmission, voice over Internet
14 protocol and other digital transmission technology.

15 (b) Data transmission over a secure, private communication
16 channel for:

17 (1) Approval or processing of negotiable instruments,
18 electronic fund transfers or similar payment methods; or

19 (2) Issuance of reports regarding account closures due to
20 fraud, substantial overdrafts, abuse of automatic teller machines or
21 related information regarding a customer.

22 5. As used in this section:

23 (a) "Data storage device" means any device that stores
24 information or data from any electronic or optical medium,
25 including, but not limited to, computers, cellular telephones,
26 magnetic tape, electronic computer drives and optical computer
27 drives, and the medium itself.

28 (b) "Encryption" means the protection of data in electronic or
29 optical form, in storage or in transit, using:

30 (1) An encryption technology that has been adopted by an
31 established standards setting body, including, but not limited to, the
32 Federal Information Processing Standards issued by the National
33 Institute of Standards and Technology, which renders such data
34 indecipherable in the absence of associated cryptographic keys
35 necessary to enable decryption of such data;

36 (2) Appropriate management and safeguards of
37 cryptographic keys to protect the integrity of the encryption using
38 guidelines promulgated by an established standards setting body,
39 including, but not limited to, the National Institute of Standards and
40 Technology; and

41 (3) Any other technology or method identified by the Office
42 of Information Security of the *Governor's Technology* Office ~~of~~
43 ~~the Chief Information Officer~~ within the Office of the Governor in
44 regulations adopted pursuant to NRS 603A.217.



1 (c) “Facsimile” means an electronic transmission between two
2 dedicated fax machines using Group 3 or Group 4 digital formats
3 that conform to the International Telecommunications Union T.4 or
4 T.38 standards or computer modems that conform to the
5 International Telecommunications Union T.31 or T.32 standards.
6 The term does not include onward transmission to a third device
7 after protocol conversion, including, but not limited to, any data
8 storage device.

9 (d) “Multifunctional device” means a machine that incorporates
10 the functionality of devices, which may include, without limitation,
11 a printer, copier, scanner, facsimile machine or electronic mail
12 terminal, to provide for the centralized management, distribution or
13 production of documents.

14 (e) “Payment card” has the meaning ascribed to it in
15 NRS 205.602.

16 (f) “Telecommunication provider” has the meaning ascribed to it
17 in NRS 704.027.

18 **Sec. 30.** NRS 603A.217 is hereby amended to read as follows:

19 603A.217 Upon receipt of a well-founded petition, the
20 **Governor’s Technology** Office ~~[of the Chief Information Officer]~~
21 within the Office of the Governor may, pursuant to chapter 233B of
22 NRS, adopt regulations which identify alternative methods or
23 technologies which may be used to encrypt data pursuant to
24 NRS 603A.215.

25 **Sec. 31.** Notwithstanding any provision of law to the contrary,
26 a person who has been appointed to or is otherwise incumbent in the
27 position of Deputy Chief of the Office of Information Security as of
28 July 1, 2025, is in the classified service of the State and must remain
29 in the classified service of the State until he or she vacates the
30 position.

31 **Sec. 32.** The Legislative Counsel shall:

32 1. In preparing the reprint and supplements to the Nevada
33 Revised Statutes, appropriately change any references to an officer,
34 agency or other entity whose name is changed or whose
35 responsibilities are transferred pursuant to the provisions of this act
36 to refer to the appropriate officer, agency or other entity.

37 2. In preparing supplements to the Nevada Administrative
38 Code, appropriately change any references to an officer, agency or
39 other entity whose name is changed or whose responsibilities are
40 transferred pursuant to the provisions of this act to refer to the
41 appropriate officer, agency or other entity.

42 **Sec. 33.** 1. Any administrative regulations adopted by an
43 officer or an agency whose name has been changed or whose
44 responsibilities have been transferred pursuant to the provisions of
45 this act to another officer or agency remain in force until amended



1 by the officer or agency to which the responsibility for the adoption
2 of the regulations has been transferred.

3 2. Any contracts or other agreements entered into by an officer
4 or agency whose name has been changed or whose responsibilities
5 have been transferred pursuant to the provisions of this act to
6 another officer or agency are binding upon the officer or agency to
7 which the responsibility for the administration of the provisions of
8 the contract or other agreement has been transferred. Such contracts
9 and other agreements may be enforced by the officer or agency to
10 which the responsibility for the enforcement of the provisions of the
11 contract or other agreement has been transferred.

12 3. Any action taken by an officer or agency whose name has
13 been changed or whose responsibilities have been transferred
14 pursuant to the provisions of this act to another officer or agency
15 remains in effect as if taken by the officer or agency to which the
16 responsibility for the enforcement of such actions has been
17 transferred.

18 **Sec. 34.** NRS 233F.015, 233F.055, 233F.059, 242.013,
19 242.031 and 242.045 are hereby repealed.

20 **Sec. 35.** This act becomes effective on July 1, 2025.

TEXT OF REPEALED SECTIONS

233F.015 “Administrator” defined. “Administrator” means the Administrator of the Division.

233F.055 “Department” defined. “Department” means the Department of Administration.

233F.059 “Division” defined. “Division” means the Division of Enterprise Information Technology Services of the Department.

242.013 “Administrator” defined. “Administrator” means the Administrator of the Division.

242.031 “Department” defined. “Department” means the Department of Administration.

242.045 “Division” defined. “Division” means the Division of Enterprise Information Technology Services of the Department.



