

SENATE BILL NO. 272—SENATORS SPEARMAN, DONATE, DALY;
DONDERO LOOP, D. HARRIS, LANGE, NGUYEN AND PAZINA

MARCH 14, 2023

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to governmental administration. (BDR 27-876)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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; requiring a state agency or local government to post certain information on its Internet website relating to certain purchasing contracts, performance contracts and contracts for public works; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law authorizes, under certain circumstances, a state agency or local
2 government to enter into certain purchasing contracts, performance contracts and
3 contracts for public works. (Chapters 332, 333, 333A and 338 of NRS) **Sections 1-**
4 **4** of this bill require each state agency or local government to, on or before
5 September 1 of each year, post in a conspicuous place on its Internet website: (1)
6 the total number of such contracts awarded by the state agency or local government
7 during the immediately preceding fiscal year; (2) the total dollar amount of all such
8 contracts awarded by the state agency or local government during the immediately
9 preceding fiscal year; (3) the total number of contracts awarded by the state agency
10 or local government during the immediately preceding fiscal year to minority-
11 owned businesses, women-owned businesses, LGBTQ-owned businesses and
12 veteran-owned businesses; and (4) the total dollar amount of all such contracts
13 awarded by the state agency or local government during the immediately preceding
14 fiscal year to minority-owned businesses, women-owned businesses, LGBTQ-
15 owned businesses and veteran-owned businesses.



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

1 **Section 1.** Chapter 332 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 ***1. On or before September 1 of each year, each local***
4 ***government shall post in a clear and conspicuous place on the***
5 ***Internet website maintained by the local government:***

6 ***(a) The total number of contracts and performance contracts***
7 ***awarded by the local government pursuant to this chapter during***
8 ***the immediately preceding fiscal year;***

9 ***(b) The total dollar amount of all contracts and performance***
10 ***contracts awarded by the local government pursuant to this***
11 ***chapter during the immediately preceding fiscal year;***

12 ***(c) The total number of contracts and performance contracts***
13 ***awarded by the local government pursuant to this chapter during***
14 ***the immediately preceding fiscal year to:***

15 ***(1) Minority-owned businesses;***

16 ***(2) Women-owned businesses;***

17 ***(3) LGBTQ-owned businesses; or***

18 ***(4) Veteran-owned businesses; and***

19 ***(d) The total dollar amount of all contracts and performance***
20 ***contracts awarded by the local government pursuant to this***
21 ***chapter during the immediately preceding fiscal year to:***

22 ***(1) Minority-owned businesses;***

23 ***(2) Women-owned businesses;***

24 ***(3) LGBTQ-owned businesses; or***

25 ***(4) Veteran-owned businesses.***

26 ***2. As used in this section:***

27 ***(a) "LGBTQ" means lesbian, gay, bisexual, transgender,***
28 ***queer or intersex or of any other nonheterosexual or noncisgender***
29 ***orientation or gender identity or expression.***

30 ***(b) "LGBTQ-owned business" means a business that:***

31 ***(1) Is owned by a natural person who identifies as LGBTQ;***

32 ***or***

33 ***(2) Has at least 51 percent of its ownership interest held by***
34 ***one or more natural persons who identify as LGBTQ.***

35 ***(c) "Minority group" means:***

36 ***(1) A racial or ethnic minority group; or***

37 ***(2) A group of persons with disabilities.***

38 ***(d) "Minority-owned business" means a business that:***

39 ***(1) Is owned by a natural person who is a member of a***
40 ***minority group; or***

41 ***(2) Has at least 51 percent of its ownership interest held by***
42 ***one or more natural persons who is a member of a minority group.***



- 1 (e) *“Veteran-owned business” means a business that:*
2 (1) *Is owned by a natural person who is a veteran; or*
3 (2) *Has at least 51 percent of its ownership interest held by*
4 *one or more veterans.*

5 **Sec. 2.** Chapter 333 of NRS is hereby amended by adding
6 thereto a new section to read as follows:

7 **1.** *On or before September 1 of each year, each using agency*
8 *shall post in a clear and conspicuous place on the Internet website*
9 *maintained by the using agency:*

10 (a) *The total number of contracts awarded by the using agency*
11 *pursuant to this chapter during the immediately preceding fiscal*
12 *year;*

13 (b) *The total dollar amount of all contracts awarded by the*
14 *using agency pursuant to this chapter during the immediately*
15 *preceding fiscal year;*

16 (c) *The total number of contracts awarded by the using agency*
17 *pursuant to this chapter during the immediately preceding fiscal*
18 *year to:*

- 19 (1) *Minority-owned businesses;*
20 (2) *Women-owned businesses;*
21 (3) *LGBTQ-owned businesses; or*
22 (4) *Veteran-owned businesses; and*

23 (d) *The total dollar amount of all contracts awarded by the*
24 *using agency pursuant to this chapter during the immediately*
25 *preceding fiscal year to:*

- 26 (1) *Minority-owned businesses;*
27 (2) *Women-owned businesses;*
28 (3) *LGBTQ-owned businesses; or*
29 (4) *Veteran-owned businesses.*

30 **2.** *As used in this section:*

31 (a) *“LGBTQ” means lesbian, gay, bisexual, transgender,*
32 *queer or intersex or of any other nonheterosexual or noncisgender*
33 *orientation or gender identity or expression.*

34 (b) *“LGBTQ-owned business” means a business that:*

- 35 (1) *Is owned by a natural person who identifies as LGBTQ;*

36 *or*

37 (2) *Has at least 51 percent of its ownership interest held by*
38 *one or more natural persons who identify as LGBTQ.*

39 (c) *“Minority group” means:*

- 40 (1) *A racial or ethnic minority group; or*
41 (2) *A group of persons with disabilities.*

42 (d) *“Minority-owned business” means a business that:*

43 (1) *Is owned by a natural person who is a member of a*
44 *minority group; or*



1 (2) *Has at least 51 percent of its ownership interest held by*
2 *one or more natural persons who is a member of a minority group.*

3 (e) *“Veteran-owned business” means a business that:*

4 (1) *Is owned by a natural person who is a veteran; or*

5 (2) *Has at least 51 percent of its ownership interest held by*
6 *one or more veterans.*

7 **Sec. 3.** Chapter 333A of NRS is hereby amended by adding
8 thereto a new section to read as follows:

9 1. *On or before September 1 of each year, each using agency*
10 *shall post in a clear and conspicuous place on the Internet website*
11 *maintained by the using agency:*

12 (a) *The total number of performance contracts awarded by the*
13 *using agency pursuant to this chapter during the immediately*
14 *preceding fiscal year;*

15 (b) *The total dollar amount of all performance contracts*
16 *awarded by the using agency pursuant to this chapter during the*
17 *immediately preceding fiscal year;*

18 (c) *The total number of performance contracts awarded by the*
19 *using agency pursuant to this chapter during the immediately*
20 *preceding fiscal year to:*

21 (1) *Minority-owned businesses;*

22 (2) *Women-owned businesses;*

23 (3) *LGBTQ-owned businesses; or*

24 (4) *Veteran-owned businesses; and*

25 (d) *The total dollar amount of all performance contracts*
26 *awarded by the using agency pursuant to this chapter during the*
27 *immediately preceding fiscal year to:*

28 (1) *Minority-owned businesses;*

29 (2) *Women-owned businesses;*

30 (3) *LGBTQ-owned businesses; or*

31 (4) *Veteran-owned businesses.*

32 2. *As used in this section:*

33 (a) *“LGBTQ” means lesbian, gay, bisexual, transgender,*
34 *queer or intersex or of any other nonheterosexual or noncisgender*
35 *orientation or gender identity or expression.*

36 (b) *“LGBTQ-owned business” means a business that:*

37 (1) *Is owned by a natural person who identifies as LGBTQ;*

38 *or*

39 (2) *Has at least 51 percent of its ownership interest held by*
40 *one or more natural persons who identify as LGBTQ.*

41 (c) *“Minority group” means:*

42 (1) *A racial or ethnic minority group; or*

43 (2) *A group of persons with disabilities.*

44 (d) *“Minority-owned business” means a business that:*



1 (1) *Is owned by a natural person who is a member of a*
2 *minority group; or*

3 (2) *Has at least 51 percent of its ownership interest held by*
4 *one or more natural persons who is a member of a minority group.*

5 (e) *“Veteran-owned business” means a business that:*

6 (1) *Is owned by a natural person who is a veteran; or*

7 (2) *Has at least 51 percent of its ownership interest held by*
8 *one or more veterans.*

9 **Sec. 4.** Chapter 338 of NRS is hereby amended by adding
10 thereto a new section to read as follows:

11 1. *On or before September 1 of each year, each public body*
12 *shall post in a clear and conspicuous place on the Internet website*
13 *maintained by the public body:*

14 (a) *The total number of contracts for public works awarded by*
15 *the public body pursuant to this chapter during the immediately*
16 *preceding fiscal year;*

17 (b) *The total dollar amount of all contracts for public works*
18 *awarded by the public body pursuant to this chapter during the*
19 *immediately preceding fiscal year;*

20 (c) *The total number of contracts for public works awarded by*
21 *the public body pursuant to this chapter during the immediately*
22 *preceding fiscal year to:*

23 (1) *Minority-owned businesses;*

24 (2) *Women-owned businesses;*

25 (3) *LGBTQ-owned businesses; or*

26 (4) *Veteran-owned businesses; and*

27 (d) *The total dollar amount of all contracts for public works*
28 *awarded by the public body pursuant to this chapter during the*
29 *immediately preceding fiscal year to:*

30 (1) *Minority-owned businesses;*

31 (2) *Women-owned businesses;*

32 (3) *LGBTQ-owned businesses; or*

33 (4) *Veteran-owned businesses.*

34 2. *As used in this section:*

35 (a) *“LGBTQ” means lesbian, gay, bisexual, transgender,*
36 *queer or intersex or of any other nonheterosexual or noncisgender*
37 *orientation or gender identity or expression.*

38 (b) *“LGBTQ-owned business” means a business that:*

39 (1) *Is owned by a natural person who identifies as LGBTQ;*

40 *or*

41 (2) *Has at least 51 percent of its ownership interest held by*
42 *one or more natural persons who identify as LGBTQ.*

43 (c) *“Minority group” means:*

44 (1) *A racial or ethnic minority group; or*

45 (2) *A group of persons with disabilities.*



- 1 (d) *“Minority-owned business” means a business that:*
2 (1) *Is owned by a natural person who is a member of a*
3 *minority group; or*
4 (2) *Has at least 51 percent of its ownership interest held by*
5 *one or more natural persons who is a member of a minority group.*
6 (e) *“Veteran-owned business” means a business that:*
7 (1) *Is owned by a natural person who is a veteran; or*
8 (2) *Has at least 51 percent of its ownership interest held by*
9 *one or more veterans.*

10 **Sec. 5.** This act becomes effective on July 1, 2024.

