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AN ACT relating to minority groups; creating the Nevada Commission on Minority Affairs; prescribing the duties of the Commission; requiring the Director of the Department of Administration to provide certain staff assistance to the Commission under certain circumstances; creating the Regional Business Development Advisory Council for Clark County; prescribing the powers and duties of the Council; and providing other matters properly relating thereto.

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

Section 1. Title 18 of NRS is hereby amended by adding thereto a new chapter to consist of the provisions set forth as sections 2 to 10, inclusive, of this act.

Sec. 2. *As used in this chapter, unless the context otherwise requires, “Commission” means the Nevada Commission on Minority Affairs created by section 3 of this act.*

Sec. 3. *1. The Nevada Commission on Minority Affairs, consisting of nine members appointed by the Legislative Commission, is hereby created. Appointments to the Commission must be made from a list of persons recommended to the Legislative Commission by organizations and other entities which represent or promote the interests of minority groups in this state.*

2. The members appointed to the Commission must represent a variety of minority groups that reflects the general population of this state.

3. The members of the Commission shall elect a Chairman and a Vice Chairman from among their number.

4. The term of office of the Chairman and the Vice Chairman is 2 years.

5. Not more than four members of the Commission may be from the same minority group.

Sec. 4. *Except for the initial members, the term of office of each member of the Commission is 2 years and commences on July 1 of the year of appointment. The members shall continue in office until their successors are appointed. Members are eligible for reappointment, except that no member may serve for any part of more than two consecutive terms. Vacancies must be filled by appointment for the unexpired terms by the Legislative Commission.*

Sec. 5. *Members of the Commission receive no compensation for their services, but are entitled to be reimbursed for all travel and other expenses actually and necessarily incurred by them in*

the performance of their duties, within the limits of money available to the Commission.

Sec. 6. *1. The Commission shall meet at the call of the Chairman as frequently as required to perform its duties, but no less than quarterly.*

2. A majority of the members of the Commission constitutes a quorum for the transaction of business, and a majority of those present at any meeting is sufficient for any official action taken by the Commission.

3. The Commission shall, on or before January 31 of each year, submit a report to the Governor summarizing the activities, needs and recommendations of the Commission.

Sec. 7. *The Commission shall, within the limits of available money:*

1. Study matters affecting the social and economic welfare and well-being of minorities residing in the State of Nevada;

2. Collect and disseminate information on activities, programs and essential services available to minorities in the State of Nevada;

3. Study the:

(a) Availability of employment for minorities in this state, and the manner in which minorities are employed;

(b) Manner in which minorities can be encouraged to start and manage their own businesses successfully; and

(c) Availability of affordable housing for minorities;

4. In cooperation with the Nevada Equal Rights Commission, act as a liaison to inform persons regarding:

(a) The laws of this state that prohibit discriminatory practices; and

(b) The procedures pursuant to which aggrieved persons may file complaints or otherwise take action to remedy such discriminatory practices;

5. To the extent practicable, strive to create networks within the business community between businesses that are owned by minorities and businesses that are not owned by minorities;

6. Advise the Governor on matters relating to minorities and of concern to minorities; and

7. Recommend proposed legislation to the Governor.

Sec. 8. *The Chairman of the Commission may, with the approval of the Commission, appoint committees from its members to assist in carrying out any of the functions or duties of the Commission.*

Sec. 9. *1. The Director of the Department of Administration shall provide staff assistance to the Commission as the Governor deems appropriate.*

2. The Commission may engage the services of volunteer workers and consultants without compensation as is necessary from time to time.

Sec. 10. *The Commission may apply for and receive gifts, grants, contributions or other money from governmental and private agencies, affiliated associations and other persons for the purposes of carrying out the provisions of this chapter and for defraying expenses incurred by the Commission in the discharge of its duties.*

Sec. 11. As used in sections 11 to 20, inclusive, of this act, unless the context otherwise requires, the words and terms defined in sections 12 and 13 of this act have the meanings ascribed to them in those sections.

Sec. 12. "Council" means the Regional Business Development Advisory Council for Clark County created by section 15 of this act.

Sec. 13. "Disadvantaged person" means a person who is a member of a racial or ethnic minority, female or physically disabled.

Sec. 14. The Legislature hereby finds and declares that a general law cannot be made applicable for the provisions of this act because of the economic diversity of Clark County, the unique growth in population experienced in Clark County, particularly in the minority population, and the special conditions experienced in Clark County related to the documented statistical disparities between the availability and utilization of firms owned by minorities and women for the procurement and contracting by public agencies in Clark County.

Sec. 15. 1. The Regional Business Development Advisory Council for Clark County is hereby created. Except as otherwise provided in subsection 2, the Council consists of a single representative from each of the following entities:

- (a) City of Henderson.
- (b) Henderson Library District.
- (c) City of Las Vegas.
- (d) Housing Authority of the City of Las Vegas.
- (e) City of North Las Vegas.
- (f) Housing Authority of the City of North Las Vegas.
- (g) Clark County.
- (h) Clark County Health District.
- (i) Clark County Housing Authority.
- (j) Clark County Regional Flood Control District.
- (k) Clark County Sanitation District.
- (l) Clark County Water Reclamation District.
- (m) Clark County School District.
- (n) Community College of Southern Nevada.
- (o) Las Vegas-Clark County Library District.
- (p) Las Vegas Convention and Visitors Authority.

- (q) Las Vegas Valley Water District.
- (r) Regional Transportation Commission of Southern Nevada.
- (s) Southern Nevada Water Authority.
- (t) University Medical Center of Southern Nevada.
- (u) University of Nevada, Las Vegas.
- (v) Department of Transportation.
- (w) Las Vegas Urban Chamber of Commerce.
- (x) Hispanic Business Roundtable.

2. The Board of County Commissioners of Clark County, in consultation with the Las Vegas Urban Chamber of Commerce, shall solicit and encourage participation in the Council by other governmental entities, private nonprofit entities organized to promote business or encourage participation in government, and private entities that employ 500 or more persons. Any such entity that requests to participate must be included as a member of the Council.

Sec. 16. The Council shall elect from among its members a Chairman, Vice Chairman, Secretary and such other officers as the Council determines are necessary. The term of each officer is 2 years. Any vacancy occurring in an office must be filled by majority vote of the members of the Council for the remainder of the unexpired term.

Sec. 17. 1. The members of the Council shall serve without compensation.

2. The governmental entities who have a representative on the Council shall jointly provide the Council with administrative assistance and provide for the payment of the expenses of the Council.

Sec. 18. The Council shall meet at least once every 3 months, at such times as are determined by the Council.

Sec. 19. The Secretary of the Council shall:

- 1. Record the minutes of each meeting of the Council;
- 2. Record the attendance at each meeting of the Council; and
- 3. Maintain the records and minutes of the Council.

Sec. 20. 1. The Council shall propose and implement policies, programs and procedures to encourage and promote the use of local businesses owned or operated by disadvantaged persons, particularly in the area of contracting and procurement by public agencies in Clark County.

2. On or before November 1 of each year, each public entity which has a representative on the Council shall prepare and deliver a written report to the Council which contains:

(a) The number of persons employed by the public entity, disaggregated by major ethnic and racial categories, including, without limitation, African-American, Asian, Caucasian, Hispanic and Native American.

(b) Capital expenditures made by the public entity for the immediately preceding fiscal year, disaggregated by discretionary and nondiscretionary expenditures.

(c) The percentage of capital expenditures paid by the public entity to disadvantaged persons or businesses owned or managed by disadvantaged persons, disaggregated by ethnic and racial categories and by gender.

(d) A summary of the efforts and programs used by the public entity to encourage and increase the involvement in contracting by disadvantaged persons and businesses owned or managed by disadvantaged persons and any efforts or programs used by the public entity to encourage the economic development of disadvantaged persons and businesses owned by disadvantaged persons.

(e) Such other information as the Council determines is necessary to achieve its goals.

3. The Council shall encourage each public or private entity which has a representative on the Council pursuant to subsection 2 of section 15 of this act to prepare and deliver to the Council an annual report similar to the report required pursuant to subsection 2.

4. On or before January 15 of each odd-numbered year, the Council shall prepare a report regarding the policies, programs and procedures that the Council proposed and implemented during the immediately preceding 2 years to encourage and promote the use of local businesses owned and operated by disadvantaged persons, using the reports received pursuant to this section, and shall submit the report to the Director of the Legislative Counsel Bureau for transmittal to the 73rd Session of the Nevada Legislature.

Sec. 21. As soon as practicable, the Legislative Commission shall appoint to the Nevada Commission on Minority Affairs:

1. Four members to terms that expire on June 30, 2004.
2. Five members to terms that expire on June 30, 2005.

Sec. 22. 1. This section and sections 1 to 10, inclusive, and 21 of this act become effective upon passage and approval, and expire by limitation on June 30, 2007.

2. Sections 11 to 20, inclusive, of this act become effective on October 1, 2003.