

ASSEMBLY BILL NO. 317—ASSEMBLYMEN VON TOBEL, HETTRICK, GIBBONS,
CEGAVSKE, GIUNCHIGLIANI, WILLIAMS, BEERS AND HUMKE

FEBRUARY 24, 1999

Referred to Committee on Ways and Means

SUMMARY—Revises provisions regarding payment of merit increases in University and Community College System of Nevada. (BDR 31-806)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to state financial administration; prohibiting the University and Community College System of Nevada from using money appropriated or authorized for expenditure by the legislature to provide certain merit increases; prohibiting the University and Community College System of Nevada from including in its base budget money necessary to pay certain related portions of salaries; and providing other matters properly relating thereto.

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

- 1 **Section 1.** Chapter 353 of NRS is hereby amended by adding thereto
2 a new section to read as follows:
3 ***The University and Community College System of Nevada shall not***
4 ***use money appropriated or authorized for expenditure by the legislature***
5 ***to provide merit increases not specifically authorized by the legislature.***
6 **Sec. 2.** NRS 353.150 is hereby amended to read as follows:
7 353.150 NRS 353.150 to 353.246, inclusive, ***and section 1 of this act***
8 may be cited as the State Budget Act.
9 **Sec. 3.** NRS 353.210 is hereby amended to read as follows:
10 353.210 1. Except as otherwise provided in subsection 6, on or
11 before August 15 of each even-numbered year, all departments, institutions
12 and other agencies of the executive department of the state government,
13 and all agencies of the executive department of the state government
14 receiving state money, fees or other money under the authority of the state,
15 including those operating on money designated for specific purposes by

1 the constitution or otherwise, shall prepare, on blanks furnished them by
2 the chief, and submit to the chief estimates of their expenditure
3 requirements, together with all anticipated income from fees and all other
4 sources, for the next 2 fiscal years compared with the corresponding
5 figures of the last completed fiscal year and the estimated figures for the
6 current fiscal year.

7 2. The chief shall direct that one copy of the forms submitted pursuant
8 to subsection 1, accompanied by every supporting schedule and any other
9 related material, be delivered directly to the fiscal analysis division of the
10 legislative counsel bureau on or before August 15 of each even-numbered
11 year.

12 3. The budget division of the department of administration shall give
13 advance notice to the fiscal analysis division of the legislative counsel
14 bureau of any conference between the budget division of the department of
15 administration and personnel of other state agencies regarding budget
16 estimates. A fiscal analyst of the legislative counsel bureau or his
17 designated representative may attend any such conference.

18 4. The estimates of expenditure requirements submitted pursuant to
19 subsection 1 must be classified to set forth the data of funds, organizational
20 units, and the character and objects of expenditures, and must include a
21 mission statement and measurement indicators for each program. The
22 organizational units may be subclassified by functions and activities, or in
23 any other manner at the discretion of the chief.

24 5. If any department, institution or other agency of the executive
25 department of the state government, whether its money is derived from
26 state money or from other money collected under the authority of the state,
27 fails or neglects to submit estimates of its expenditure requirements as
28 provided in this section, the chief may, from any data at hand in his office
29 or which he may examine or obtain elsewhere, make and enter a proposed
30 budget for the department, institution or agency in accordance with the
31 data.

32 6. Agencies, bureaus, commissions and officers of the legislative
33 department, the public employees' retirement system, the state industrial
34 insurance system and the judicial department of the state government shall
35 submit to the chief for his information in preparing the proposed executive
36 budget the budgets which they propose to submit to the legislature.

37 *7. The base budget of the University and Community College System
38 of Nevada must not include money necessary to pay the portion of the
39 salaries of nonmerit positions resulting from merit increases previously
40 provided from money not appropriated or authorized for expenditure by
41 the legislature.*

42 *8. As used in this section, "nonmerit position" means the position of
43 dean or a higher position, including, without limitation, the positions of:*

- 1 ***(a) Chancellor;***
- 2 ***(b) Vice chancellor;***
- 3 ***(c) Legal counsel to the chancellor;***
- 4 ***(d) President of a university, community college or the desert research***
- 5 ***institute;***
- 6 ***(e) Vice president of a university, community college or the desert***
- 7 ***research institute;***
- 8 ***(f) Director of the university press;***
- 9 ***(g) Director of the computing center;***
- 10 ***(h) Administrator at a community college, if the position is equivalent***
- 11 ***to the position of dean;***
- 12 ***(i) Administrative head of a center within the desert research institute;***
- 13 ***and***
- 14 ***(j) Director of an intercollegiate athletic program.***
- 15 **Sec. 4.** This act becomes effective on July 1, 1999.