

Assembly Bill No. 612–Committee on Elections,

Procedures, and Ethics

CHAPTER.....

AN ACT relating to administrative procedures; revising the provision regarding the procedure upon the refusal of a state agency to revise an administrative regulation objected to by the legislative commission; declaring that a certain regulation will not become effective; 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. NRS 233B.0675 is hereby amended to read as follows:

233B.0675 1. If the legislative commission has objected to a regulation, the agency may revise it and return it to the director of the legislative counsel bureau. Upon receipt of the revised regulation, the director shall resubmit the regulation to the commission at its next regularly scheduled meeting. If the commission does not object to the revised regulation, the director shall promptly file the revised regulation with the secretary of state and notify the agency of the filing.

2. If the legislative commission objects to the revised regulation, the agency may continue to revise it and resubmit it to the commission.

3. If the agency refuses to revise a regulation to which the legislative commission has objected, the commission may suspend the filing of the regulation until the ~~30th~~ *final* day of the next regular session of the legislature. Before the ~~30th~~ *final* day of the next regular session the legislature may, by concurrent resolution ~~H~~ *or other appropriate legislative measure*, declare that the regulation will not become effective. The director shall thereupon notify the agency that the regulation will not be filed and must not be enforced. If the legislature has not so declared by the ~~30th~~ *final* day of the session, the director shall promptly file the regulation and notify the agency of the filing.

Sec. 2. In accordance with the provisions of NRS 233B.0675 as amended by this act, the legislature hereby declares that the regulation of the ethics commission (R044-98) that was objected to by the legislative commission on April 17, 1998, as outside of the agency's statutory authority, will not become effective.

Sec. 3. This act becomes effective upon passage and approval.

~