Senate Bill No. 471–Committee on Government Affairs

CHAPTER........

AN ACT relating to local governments; requiring a legislative measure to include on its face certain disclosures concerning unfunded mandates under certain circumstances; placing a monetary limitation on the programs and services for which a specified source for additional revenue must be authorized; 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. Chapter 218 of NRS is hereby amended by adding thereto a new section to read as follows:

If any provision contained in a legislative measure will have the effect of requiring one or more local governments to establish, provide or increase a program or service which is estimated to cost in excess of $5,000 per local government and a specified source for the additional revenue to pay the expense is not authorized by a specific statute, the face of the measure must indicate:

1. That the measure contains an unfunded mandate; and

2. Whether the measure was requested by or on behalf of one or more of the local governments that will be required by the measure to establish, provide or increase the program or service.

Sec. 2. NRS 354.599 is hereby amended to read as follows:

354.599 1. If the legislature directs one or more local governments to ~~[establish]~~ ***:***

(a) Establish a program or provide a service ~~[, or to increase]~~ ***; or***

(b) Increase a program or service already established which requires additional funding,

and the expense required to be paid by each local government to establish, provide or increase the program or service is $5,000 or more, a specified source for the additional revenue to pay the expense must be authorized by a specific statute. The additional revenue may only be used to pay expenses directly related to the program or service. If a local government has money from any other source available to pay such expenses, that money must be applied to the expenses before any money from the revenue source specified by statute.

2. In any year in which the legislature by law increases or decreases the revenues of a local government, and that increase or decrease was not included or anticipated in the local government's final budget as adopted pursuant to NRS 354.598, the governing body of any such local government may, before August 15 of the budget year, file an amended budget with the department of taxation increasing or decreasing its anticipated revenues and expenditures from that contained in its final

budget to the extent of the actual increase or decrease of revenues resulting from the legislative action.

3. In any year in which the legislature enacts a law requiring an increase or decrease in expenditures of a local government, which was not anticipated or included in its final budget as adopted pursuant to NRS 354.598, the governing body of any such local government may, before August 15 of the budget year, file an amended budget with the department of taxation providing for an increase or decrease in expenditures from that contained in its final budget to the extent of the actual amount made necessary by the legislative action.

4. The amended budget, as approved by the department of taxation, is the budget of the local government for the current fiscal year.

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

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