

ASSEMBLY BILL NO. 536—COMMITTEE ON GOVERNMENT AFFAIRS

MARCH 21, 2001

Referred to Committee on Government Affairs

SUMMARY—Makes various changes to provisions relating to secretary of state.
(BDR 18-1337)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: 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 the secretary of state; authorizing the secretary of state to appoint an executive assistant and certain deputies and authorizing such persons to perform certain duties; limiting the number of deputies the secretary of state may appoint; changing the scope of duties the deputies may perform; removing the requirement that the administrator of the securities division of the office of the secretary of state be a deputy of the secretary of state; providing that the administrator of the securities division is in the classified service of the state; 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.** NRS 225.060 is hereby amended to read as follows:
2 225.060 1. The secretary of state may, under his hand and seal,
3 appoint *an executive assistant, a chief deputy, a deputy of commercial*
4 *recordings, a deputy of elections and not more than two additional*
5 deputies in the unclassified service of the state ~~[- who may, during his~~
6 ~~absence from the office,]~~ *as he may deem necessary to perform fully the*
7 *duties of his office. The chief deputy, deputy of commercial recordings,*
8 *deputy of elections and any other deputies so appointed may* perform all
9 the duties ~~[of a ministerial nature belonging to the office.] required of the~~
10 *secretary of state.*
11 2. For his own security, the secretary of state may require each deputy
12 to give him a bond in such sum and with such sureties as he may deem
13 sufficient.
14 3. Except as otherwise provided in NRS 284.143, ~~[such deputies]~~ *the*
15 *persons appointed pursuant to subsection 1* shall devote their entire time
16 and attention to the business of their offices and shall not pursue any other
17 businesses or occupations or hold any other office of profit.



1 **Sec. 2.** NRS 225.170 is hereby amended to read as follows:
2 225.170 1. There is hereby created within the office of the secretary
3 of state a securities division. The secretary of state shall appoint ~~1a deputy~~
4 ~~as~~ **an** administrator of the division. The ~~position of the deputy is~~
5 ~~unclassified and is in addition to the two unclassified positions in the office~~
6 ~~of the secretary of state authorized by subsection 3 of NRS 284.140.~~
7 **administrator of the division is in the classified service of the state.**
8 2. The secretary of state may, alternatively:
9 (a) Use the services of an assigned deputy attorney general as legal
10 counsel for the division.
11 (b) Appoint an attorney as legal counsel for the division. If appointed,
12 he is in the unclassified service of the state.
13 (c) Contract for services to be rendered by such other legal counsel as
14 are needed for assistance in administering chapter 90 of NRS.
15 3. Each of the legal counsel must be an attorney admitted to practice
16 law in Nevada.
17 **Sec. 3.** The secretary of state shall not underfill, fail to fill or
18 otherwise compromise a position of employment in the classified service of
19 the state that exists in the office of the secretary of state on July 1, 2001, as
20 a result of or for the purpose of creating a new position of deputy in the
21 unclassified service of the state pursuant to the amendatory provisions of
22 this act, during the fiscal years 2001-2002 and 2002-2003.
23 **Sec. 4.** This act becomes effective on July 1, 2001.

