

(REPRINTED WITH ADOPTED AMENDMENTS)  
FIRST REPRINT

EXEMPT

S.B. 570

SENATE BILL No. 570—COMMITTEE ON LEGISLATIVE  
AFFAIRS AND OPERATIONS

(ON BEHALF OF LEGISLATIVE COMMISSION)

MAY 4, 2001

Referred to Committee on Legislative Affairs and Operations

SUMMARY—Makes various changes relating to legislature and legislative counsel bureau.  
(BDR 17-1073)

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 legislature; making various changes relating to the legislature and the  
legislative counsel bureau; 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 218 of NRS is hereby amended by adding thereto a  
2     new section to read as follows:  
3     1. *The legislative counsel bureau may contract for the establishment*  
4     *of an on-site child care facility for children of employees of the legislative*  
5     *branch of government. No money appropriated to the legislative fund or*  
6     *the legislative counsel bureau may be used to pay the cost of establishing*  
7     *and operating the facility.*  
8     2. *All employees of the child-care facility shall be deemed employees*  
9     *of the state for the purposes of NRS 41.0305 to 41.039, inclusive.*  
10    3. *The legislative counsel bureau may use the property described in*  
11    *NRS 331.135 for a child-care facility established pursuant to this section.*  
12    4. *As used in this section, “on-site child care facility” has the*  
13    *meaning ascribed to it in NRS 432A.0275.*  
14    **Sec. 2.** NRS 218.2423 is hereby amended to read as follows:  
15    218.2423 1. Each:  
16    (a) Incumbent assemblyman may request the drafting of not more than 5  
17    legislative measures submitted to the legislative counsel *on or* before  
18    September 1 preceding the commencement of a regular session of the  
19    legislature and not more than 5 legislative measures submitted to the



1 legislative counsel ~~on or~~ after September 1 but on or before December 15  
2 preceding the commencement of a regular session of the legislature.

3 (b) Incumbent senator may request the drafting of not more than 10  
4 legislative measures submitted to the legislative counsel *on or* before  
5 September 1 preceding the commencement of a regular session of the  
6 legislature and not more than 10 legislative measures submitted to the  
7 legislative counsel ~~on or~~ after September 1 but on or before December 15  
8 preceding the commencement of a regular session of the legislature.

9 (c) Newly elected assemblyman may request the drafting of not more  
10 than 5 legislative measures submitted to the legislative counsel on or  
11 before December 15 preceding the commencement of a regular session of  
12 the legislature.

13 (d) Newly elected senator may request the drafting of not more than 10  
14 legislative measures submitted to the legislative counsel on or before  
15 December 15 preceding the commencement of a regular session of the  
16 legislature.

17 2. In addition to the number authorized pursuant to subsection 1:

18 (a) The chairman of each standing committee of the immediately  
19 preceding regular legislative session, or a person designated in the place of  
20 the chairman by the speaker of the assembly or the majority leader of the  
21 senate, as the case may be, may request before the commencement of the  
22 next regular legislative session the drafting of not more than 1 legislative  
23 measure for introduction by the committee in a subject within the  
24 jurisdiction of the committee for every 15 legislative measures that were  
25 referred to the respective standing committee during the immediately  
26 preceding regular legislative session.

27 (b) A person designated after a general election as a chairman of a  
28 standing committee for the next regular legislative session, or a person  
29 designated in the place of a chairman by the person designated as the  
30 speaker of the assembly or majority leader of the senate for the next regular  
31 legislative session, may request before the commencement of the next  
32 regular legislative session the drafting of the remaining number of the  
33 legislative measures allowed for the respective standing committee that  
34 were not requested by the previous chairman or designee.

35 **Sec. 3.** NRS 218.2426 is hereby amended to read as follows:

36 218.2426 1. In addition to the number authorized pursuant to NRS  
37 218.2423:

38 (a) The speaker of the assembly and the majority leader of the senate  
39 may each request before or during a regular legislative session, without  
40 limitation, the drafting of not more than 15 legislative measures for that  
41 session.

42 (b) The minority leader of the assembly and the minority leader of the  
43 senate may each request before or during a regular legislative session,  
44 without limitation, the drafting of not more than 10 legislative measures for  
45 that session.

46 (c) A person designated after a general election as the speaker of the  
47 assembly, the majority leader of the senate, the minority leader of the  
48 assembly or the minority leader of the senate for the next regular legislative  
49 session may request the drafting of the remaining number of the legislative



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1 measures allowed for the respective officer that were not requested by the  
2 previous officer.

3 2. The *legislative counsel, the* secretary of the senate and the chief  
4 clerk of the assembly may request before or during a regular legislative  
5 session, without limitation, the drafting of as many legislative measures as  
6 are necessary or convenient for the proper exercise of their duties.

7 **Sec. 4.** NRS 218.2429 is hereby amended to read as follows:

8 218.2429 1. The chairman of the legislative commission may request  
9 the drafting of not more than 15 legislative measures before the  
10 commencement of a regular legislative session, with the approval of the  
11 commission, which relate to the affairs of the legislature or its employees,  
12 including measures requested by the legislative staff.

13 2. The chairman of the interim finance committee may request the  
14 drafting of not more than 10 legislative measures before the  
15 commencement of a regular legislative session, with the approval of the  
16 committee, which relate to matters within the scope of the committee.

17 3. Except as otherwise provided by specific statute or concurrent  
18 resolution of the legislature:

19 (a) Any other legislative committee created by statute may request the  
20 drafting of not more than 10 legislative measures ~~before the~~  
21 ~~commencement of a regular legislative session,~~ which relate to matters  
22 within the scope of the committee.

23 (b) An interim committee which conducts a study or investigation  
24 pursuant to subsection 5 of NRS 218.682 may request the drafting of not  
25 more than 10 legislative measures ~~before the commencement of a regular~~  
26 ~~legislative session,~~ which relate to matters within the scope of the study or  
27 investigation, except that such a committee may request the drafting of  
28 additional legislative measures before the commencement of a regular  
29 legislative session if the legislative commission approves each additional  
30 request by a majority vote.

31 (c) Any other committee established by the legislature which conducts  
32 an interim legislative study may request the drafting of not more than 10  
33 legislative measures ~~before the commencement of a regular legislative~~  
34 ~~session,~~ which relate to matters within the scope of the study.

35 *Measures authorized to be requested pursuant to this subsection must be*  
36 *submitted to the legislative counsel on or before September 1 preceding*  
37 *the commencement of a regular session of the legislature unless the*  
38 *legislative commission authorizes submitting a request after that date.*

39 **Sec. 5.** NRS 218.245 is hereby amended to read as follows:

40 218.245 1. Except as otherwise provided in subsections 2 and 5, the  
41 legislative counsel and the legal division of the legislative counsel bureau  
42 shall not prepare or assist in the preparation of proposed legislation for any  
43 agency or officer of the executive branch of the state government or for a  
44 county, school district or city before a regular session of the legislature  
45 unless the request is approved by the governor or a designated member of  
46 his staff, or the governing body of the county, school district or city, and  
47 transmitted to the legislative counsel *on or* before September 1 preceding  
48 the convening of the session.



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1 2. A request for proposed legislation may be submitted to the  
2 legislative counsel *pursuant to subsection 3 or 4 of NRS 218.2455* by the  
3 board of regents of the University of Nevada, lieutenant governor,  
4 secretary of state, attorney general, state controller or state treasurer  
5 without the approval of the governor or a designated member of his staff.

6 3. After November 1, preceding a legislative session, the legislative  
7 counsel and the legal division of the legislative counsel bureau shall give  
8 full priority to the preparation of proposed legislation requested by  
9 members of the legislature.

10 4. The legislative counsel and the legal division of the legislative  
11 counsel bureau shall not prepare or assist in the preparation of any  
12 proposed legislation during any regular session of the legislature except as  
13 authorized by statute or joint rule of the legislature.

14 5. An agency or officer of the executive branch of the state  
15 government or a county, school district or city, shall not request a legislator  
16 to have legislation drafted on its behalf. The legislative commission, when  
17 the legislature is not in session, or a standing committee which has  
18 jurisdiction of the subject matter when the legislature is in session, may, if  
19 it finds that exceptional circumstances so warrant, authorize the drafting of  
20 legislation requested after the time limited by subsection 1 of this section  
21 and subsection 1, 3 or 4 of NRS 218.2455.

22 **Sec. 6.** NRS 218.2455 is hereby amended to read as follows:

23 218.2455 1. The governor or his designated representative may  
24 transmit to the legislative counsel *on or* before September 1 preceding a  
25 regular legislative session not more than 125 requests for the drafting of  
26 legislative measures approved on behalf of state agencies, boards and  
27 departments of the executive branch of state government pursuant to  
28 subsection 1 of NRS 218.245.

29 2. The department of administration may request on or before the 19th  
30 day of the legislative session, without limitation, the drafting of as many  
31 legislative measures as are necessary to implement the budget proposed by  
32 the governor and to provide for the fiscal management of the state.

33 3. The following constitutional officers may request the drafting of not  
34 more than the following numbers of legislative measures *on or* before  
35 September 1 preceding a regular legislative session:

36

37	Lieutenant governor .....	2
38	Secretary of state .....	8
39	State treasurer .....	5
40	State controller .....	5
41	Attorney general .....	25

42

43 4. The board of regents of the University of Nevada may request the  
44 drafting of not more than 5 legislative measures on behalf of the University  
45 and Community College System of Nevada *on or* before September 1  
46 preceding a regular legislative session.

47 **Sec. 7.** NRS 218.272 is hereby amended to read as follows:

48 218.272 1. Except as otherwise provided in subsection 4, the fiscal  
49 analysis division shall obtain a fiscal note on:



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1 (a) ~~{Any bill which makes an appropriation or increases any existing~~  
2 ~~appropriation;~~  
3 ~~—(b)—~~ Any bill or joint resolution which creates or increases any fiscal  
4 liability or decreases any revenue which appears to be in excess of \$2,000;  
5 and  
6 ~~{(c)}~~ (b) Any bill or joint resolution which increases or newly provides  
7 for a term of imprisonment in the state prison or makes release on parole or  
8 probation from the state prison less likely,  
9 before a vote is taken on such a bill or joint resolution by a committee of  
10 the assembly or the senate.  
11 2. The fiscal note must contain a reliable estimate of the anticipated  
12 change in appropriation authority, fiscal liability or state revenue under the  
13 bill or joint resolution, including, to the extent possible, a projection of  
14 such changes in future biennia.  
15 3. Except as otherwise provided in NRS 218.272 to 218.2758,  
16 inclusive, or in the joint rules of the senate and assembly, the estimates  
17 must be made by the *affected* agency ~~{receiving the appropriation or~~  
18 ~~collecting the revenue.}~~ *or agencies.*  
19 4. The fiscal note is not required on any bill or joint resolution relating  
20 exclusively to the proposed executive budget.  
21 **Sec. 8.** NRS 218.275 is hereby amended to read as follows:  
22 218.275 1. The name of the agency preparing the fiscal note must  
23 appear ~~{at the end thereof}~~ *on a fiscal note* with the signature of the official  
24 of the agency who is primarily responsible for preparing the note.  
25 2. The department of administration shall review the fiscal notes  
26 prepared by the agencies before such notes are returned to the legislature.  
27 If the department of administration disagrees with a fiscal note prepared by  
28 the agency, it may submit a supplementary fiscal note for the bill or joint  
29 resolution.  
30 **Sec. 9.** NRS 218.2752 is hereby amended to read as follows:  
31 218.2752 Whenever a bill or joint resolution is submitted to an agency  
32 for a fiscal note, the agency shall prepare the note and return it to the fiscal  
33 analysis division within 5 working days. The fiscal analysis division may  
34 extend the period for not more than 10 additional *working* days if the  
35 matter requires extended research.  
36 **Sec. 10.** NRS 218.2755 is hereby amended to read as follows:  
37 218.2755 ~~{1.}~~ After a bill or joint resolution has been drafted, the  
38 fiscal analysis division shall inform the requester that a fiscal note is  
39 required when the draft is submitted to the requester for review. If the  
40 requester so directs, the fiscal analysis division shall promptly determine  
41 the agency to which the bill or joint resolution should be submitted and  
42 shall submit it for a fiscal note. If the requester is a legislator and desires to  
43 introduce the bill or joint resolution without a fiscal note, he may do so, but  
44 when the bill is introduced, the fiscal analysis division shall promptly  
45 determine the agency to which the bill or joint resolution is to be submitted  
46 and shall forward it to the agency to obtain the fiscal note.  
47 ~~{2. The agency shall prepare the note in quadruplicate and return it~~  
48 ~~within the required time to the fiscal analysis division.}~~



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1     **Sec. 11.** NRS 218.2756 is hereby amended to read as follows:

2     218.2756 1. ~~If the fiscal note is obtained before the bill or joint~~  
3 ~~resolution is introduced the fiscal analysis division shall submit a copy of~~  
4 ~~the note to the requester. If the requester desires to introduce the bill or~~  
5 ~~joint resolution the legislative counsel shall attach a duplicate copy of the~~  
6 ~~note to the bill or joint resolution and shall prepare the bill or joint~~  
7 ~~resolution for introduction.~~ The original, signed copy of ~~the~~ *a fiscal* note  
8 *that is obtained before a bill or joint resolution is introduced* must be  
9 retained by the fiscal analysis division to be used as printer's copy after the  
10 bill or joint resolution is introduced.

11 2. If the fiscal note is obtained after the bill or joint resolution has been  
12 introduced, the fiscal analysis division shall forward a ~~duplicate copy of~~  
13 ~~the note to the chief clerk of the assembly or the secretary of the senate and~~  
14 ~~shall forward the original,~~ signed copy to the superintendent of the state  
15 printing division of the department of administration for the purposes of  
16 printing.

17 3. The ~~triplicate copy of the~~ *original* fiscal note must be retained by  
18 the fiscal analysis division.

19 4. The fiscal analysis division shall send a copy of the fiscal note to the  
20 chairman of the standing committee or committees to which the bill or joint  
21 resolution has been referred.

22     **Sec. 12.** NRS 218.5327 is hereby amended to read as follows:

23     218.5327 If any witness neglects or refuses to obey a subpoena, or  
24 after appearing neglects or refuses to testify as to any relevant matter, or to  
25 produce upon reasonable notice any relevant evidence, if the evidence is in  
26 his possession or under his control, he has committed a contempt. *The*  
27 *district court of any county, or the judge thereof, shall, on application of*  
28 *the president of the senate, speaker of the assembly or chairman of the*  
29 *committee, as the case may be, compel obedience by proceedings for*  
30 *contempt, as in the case of disobedience of the requirements of a*  
31 *subpoena issued from such court or a refusal to testify therein.*

32     **Sec. 13.** NRS 218.610 is hereby amended to read as follows:

33     218.610 As used in NRS 218.610 to 218.735, inclusive, *and section 1*  
34 *of this act*, "agency of the state" includes all offices, departments, boards,  
35 commissions and institutions of the state.

36     **Sec. 14.** NRS 331.135 is hereby amended to read as follows:

37     331.135 1. The legislature reserves the supervision and control, both  
38 during and between legislative sessions, of:

39     (a) The entire legislative building, including its chambers, offices and  
40 other rooms, and its furnishings and equipment.

41     (b) A portion of the parcel of land bounded on the west by Carson  
42 Street, on the south by Fifth Street, on the east by Fall Street, and on the  
43 north by the sidewalk along the south fence of the capitol grounds, situated  
44 in a portion of the Capitol Complex, as shown on the Record of Survey  
45 Map No. 297, Official Records of Carson City, Nevada, File No. 3043,  
46 section 17, T. 15 N., R. 20 E., M.D.M., more particularly described as  
47 follows:



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1 Beginning at the southwest corner of block 36, Sears Thompson  
2 Sears Division, as shown on that record of survey;  
3 Thence N 89°52'32" E, a distance of 443.93 feet;  
4 Thence N 00°12'15" E, a distance of 302.14 feet;  
5 Thence N 44°47'45" W, a distance of 189.88 feet to the north side  
6 of an existing sidewalk;  
7 Thence N 89°39'33" W, along that sidewalk, a distance of 97.13  
8 feet to the east side of an existing sidewalk;  
9 Thence N 00°14'26" E, along that sidewalk, a distance of 270.00  
10 feet, more or less, to the north line of a sidewalk;  
11 Thence N 89°47'45" W, along that sidewalk, a distance of 212.50  
12 feet, to the east right-of-way line of Carson Street;  
13 Thence S 00°13'08" W, along that line, a distance of 709.40 feet,  
14 more or less, to the true point of beginning.  
15 Containing 5.572 acres, more or less.

16 (c) The entire parcel of land bounded on the north by Fifth Street, on the  
17 south by Sixth Street, on the east by Stewart Street and on the west by  
18 Plaza Street, also described as blocks 2 and 3, Pierson and Goodridge  
19 Addition; and that portion of Fall Street between Fifth Street and Sixth  
20 Street abandoned by Carson City on April 26, 1990, Meeting Agenda Item  
21 9 M-89/90-10. Also the entire parcel of land bounded on the north by the  
22 south boundary line of block 2, Pierson and Goodridge Addition, on the  
23 south by Seventh Street, on the east by Stewart Street and on the west by  
24 Fall Street, and further described as block 7, Pierson and Goodridge  
25 Addition.

26 (d) *The entire parcel of land bounded on the north by Sixth Street, on*  
27 *the south by Seventh Street, on the east by Fall Street, and on the west by*  
28 *Plaza Street, also described as block 6, Pierson and Goodridge Addition.*

29 (e) The entire parcel of land bounded on the north by Fourth Street, on  
30 the west by Stewart Street, on the south by Fifth Street, and on the east by  
31 the abandoned right of way of Valley Street, also described as block 39 of  
32 Sears Thompson Sears Division of Carson City; and the west 30.00 feet of  
33 the abandoned right of way of Valley Street abutting block 39 of Sears  
34 Thompson Sears Division.

35 Excepting therefrom that portion of Stewart and Fifth Streets deeded to  
36 the State of Nevada through its department of transportation as recorded in  
37 book 283, page 208, of Deeds, Carson City, Nevada.

38 ~~(e)~~ (f) Any other property acquired for the use of the legislature or its  
39 staff.

40 2. The director of the legislative counsel bureau:

41 (a) Shall provide an individual office for each legislator whose position  
42 as an officer or as a chairman of a committee does not otherwise entitle  
43 him to occupy an assigned office.

44 (b) May assign the use of space in the legislative building or other  
45 legislative facilities or on the legislative grounds in such a manner as the  
46 legislative commission prescribes.

47 3. The director of the legislative counsel bureau shall cause the  
48 legislative building, chambers and grounds and other legislative facilities to  
49 be kept in good repair, clean, orderly and presentable as befits public





- 1 property and the dignity of the legislature. For this purpose he may, in  
2 addition to his general power to employ or contract for the services of  
3 personnel, contract with any private enterprise or governmental agency for  
4 the provision of appropriate services.
- 5 **Sec. 15.** NRS 345.025 is hereby amended to read as follows:  
6 345.025 Within the limits of legislative appropriations, specifically  
7 made for such purpose, the director of the legislative counsel bureau may  
8 contract with a private printing firm for the reproduction by printing or  
9 other reproductive process of volumes of Nevada Reports *or Statutes of*  
10 *Nevada* which are out of print or of limited supply in the office of the  
11 legislative counsel bureau if the price quoted by the firm for such services  
12 is lower than the price quoted by the superintendent of the state printing  
13 division of the department of administration. Such reproduced volumes  
14 may be bound so as to contain one or more volumes of the original Nevada  
15 Reports *or Statutes of Nevada* and must be sold to the public at the prices  
16 established pursuant to NRS 345.050. The proceeds of such sales must be  
17 deposited by the director of the legislative counsel bureau with the state  
18 treasurer for credit to the state general fund.
- 19 **Sec. 16.** NRS 218.248 is hereby repealed.  
20 **Sec. 17.** This act becomes effective upon passage and approval.

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#### TEXT OF REPEALED SECTION

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**218.248 Payment for services of legal division in preparation of certain legislative measures.**

1. The legislative counsel shall keep a record of the hours expended by personnel of the legal division of the legislative counsel bureau to prepare legislative measures requested by any state agency, officer of the executive branch of state government or any justice of the supreme court or judge of a district court.
2. The record of total hours must be furnished to the chief of the administrative division who shall send to each such requesting agency, officer, justice or judge a claim stating the amount of charges for such preparation. The claim must be paid to the legislative counsel bureau as other claims against the state are paid.
3. The rates to be charged for the services of the legal division of the legislative counsel bureau must be determined by the legislative commission.
4. All money received by the legislative counsel bureau pursuant to this section must be deposited in the legislative fund.

