

SENATE BILL NO. 195—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE NEVADA LEAGUE OF
CITIES AND MUNICIPALITIES)

FEBRUARY 24, 2003

Referred to Committee on Government Affairs

SUMMARY—Expands exemption from requirements concerning payment of prevailing wage for certain contracts for public works. (BDR 28-341)

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 public works; expanding the exemption from the requirements concerning the payment of the prevailing wage for certain contracts for public works; 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 338.080 is hereby amended to read as follows:
- 2 338.080 None of the provisions of NRS 338.020 to 338.090,
- 3 inclusive, apply to:
- 4 1. Any work, construction, alteration, repair or other
- 5 employment performed, undertaken or carried out, by or for any
- 6 railroad company or any person operating the same, whether such
- 7 work, construction, alteration or repair is incident to or in
- 8 conjunction with a contract to which this state or ~~any of its political~~
- 9 ~~subdivisions~~ *a local government* is a party, or otherwise.
- 10 2. Apprentices recorded under the provisions of chapter 610 of
- 11 NRS.
- 12 3. Any contract for a public work ~~whose~~ *awarded by a local*
- 13 *government in a county whose population is 100,000 or more, or*
- 14 *by the State of Nevada, for which the estimated* cost is less than



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1 \$100,000. A unit of the project must not be separated from the total
2 project, even if that unit is to be completed at a later time, in order to
3 lower the *estimated* cost of the project below \$100,000.

4 *4. Any contract for a public work awarded by a local*
5 *government in a county whose population is less than 100,000 for*
6 *which the estimated cost is less than \$1,000,000. A unit of the*
7 *project must not be separated from the total project, even if that*
8 *unit is to be completed at a later time, in order to lower the*
9 *estimated cost of the project below \$1,000,000.*

10 **Sec. 2.** NRS 279.500 is hereby amended to read as follows:

11 279.500 1. The provisions of NRS 338.010 to 338.090,
12 inclusive, apply to any contract for new construction, repair or
13 reconstruction which is awarded on or after October 1, 1991, by an
14 agency for work to be done in a project.

15 2. If an agency provides property for development at less than
16 the fair market value of the property, or provides financial
17 incentives to the developer with a value of more than ~~[\$100,000,]~~
18 *the applicable amount set forth in subsection 3 or 4 of NRS*
19 *338.080*, the agency must provide in the agreement with the
20 developer that the development project is subject to the provisions
21 of NRS 338.010 to 338.090, inclusive, to the same extent as if the
22 agency had awarded the contract for the project. This subsection
23 applies only to the project covered by the agreement between the
24 agency and the developer. This subsection does not apply to future
25 development of the property unless additional financial incentives
26 with a value of more than ~~[\$100,000]~~ *the applicable amount set*
27 *forth in subsection 3 or 4 of NRS 338.080* are provided to the
28 developer.

