

SENATE BILL NO. 496—COMMITTEE ON FINANCE

MAY 16, 2003

Referred to Committee on Finance

SUMMARY—Revises various provisions governing certain training programs for employees of businesses. (BDR 18-1348)

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 economic development; revising various provisions governing certain training programs for employees of businesses; providing for the reversion to the State General Fund of certain money administered by the Commission on Economic Development to carry out such training programs; 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 231.141 is hereby amended to read as follows:
2 231.141 As used in NRS 231.141 to 231.152, inclusive, unless
3 the context otherwise requires, the words and terms defined in NRS
4 231.142 ~~[to 231.146, inclusive,]~~ , ***231.143 and 231.146*** have the
5 meanings ascribed to them in those sections.

6 **Sec. 2.** NRS 231.147 is hereby amended to read as follows:
7 231.147 1. A person who operates a business or will operate
8 a business in this state may apply to the Commission for approval of
9 a program. The application must be submitted on a form prescribed
10 by the Commission.

11 2. Each application must include:
12 (a) The name, address and telephone number of the business;
13 (b) The number and types of jobs for the business that are
14 available or will be available upon completion of the program;



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1 (c) A statement of the objectives of the proposed program;
2 (d) The estimated cost for each person enrolled in the program;
3 and
4 (e) A statement signed by the applicant certifying that, if the
5 program set forth in the application is approved and money is
6 granted by the ~~Director~~ *Commission* to a community college for
7 the program, each employee who completes the program:
8 (1) Will be employed in a full-time and permanent position
9 in the business; and
10 (2) While employed in that position, will be paid not less
11 than 80 percent of the lesser of the average industrial hourly wage
12 in:
13 (I) This state; or
14 (II) The county in which the business is located,
15 as determined by the Employment Security Division of the
16 Department of *Employment, Training and Rehabilitation* on July 1
17 of each fiscal year.
18 3. Upon request, the Commission may assist an applicant in
19 completing an application pursuant to the provisions of this section.
20 4. Except as otherwise provided in subsection 5, the
21 Commission shall approve or deny each application at the next
22 regularly scheduled meeting of the Commission. When considering
23 an application, the Commission shall give priority to a business that:
24 (a) Provides high-skill and high-wage jobs to residents of this
25 state; and
26 (b) To the greatest extent practicable, uses materials for the
27 business that are produced or bought in this state.
28 5. Before approving an application, the Commission shall
29 establish the amount of matching money that the applicant must
30 provide for the program. The amount established by the
31 Commission for that applicant must not be less than 25 percent of
32 the amount the Commission approves for the program.
33 6. If the Commission approves an application, it shall notify
34 the applicant, in writing, within 10 days after the application is
35 approved.
36 7. If the Commission denies an application, it shall, within 10
37 days after the application is denied, notify the applicant in writing.
38 The notice must include the reason for denying the application.
39 **Sec. 3.** NRS 231.149 is hereby amended to read as follows:
40 231.149 1. The ~~Director~~ *Commission* may apply for or
41 accept any gifts, grants, donations or contributions from any source
42 to carry out the provisions of NRS 231.141 to 231.152, inclusive.
43 2. Any money the ~~Director~~ *Commission* receives pursuant to
44 subsection 1 must be deposited in the State Treasury pursuant to
45 NRS 231.151.



1 **Sec. 4.** NRS 231.151 is hereby amended to read as follows:
2 231.151 1. Any money the ~~Director~~ *Commission* receives
3 pursuant to NRS 231.149 or that is appropriated to carry out the
4 provisions of NRS 231.141 to 231.152, inclusive:
5 (a) Must be deposited in the State Treasury and accounted for
6 separately in the State General Fund; *and*
7 (b) May only be used to carry out those provisions . ~~and~~
8 ~~—(c) Does not revert to the State General Fund at the end of any~~
9 ~~fiscal year.]~~
10 2. *Except as otherwise provided in subsection 3, the balance*
11 *remaining in the account that has not been committed for*
12 *expenditure on or before June 30 of a fiscal year reverts to the*
13 *State General Fund.*
14 3. *In calculating the uncommitted remaining balance in the*
15 *account at the end of a fiscal year, any money in the account that*
16 *is attributable to a gift, grant, donation or contribution:*
17 (a) *To the extent not inconsistent with a term of the gift, grant,*
18 *donation or contribution, shall be deemed to have been committed*
19 *for expenditure before any money that is attributable to a*
20 *legislative appropriation; and*
21 (b) *Must be excluded from the calculation of the uncommitted*
22 *remaining balance in the account at the end of the fiscal year if*
23 *necessary to comply with a term of the gift, grant, donation or*
24 *contribution.*
25 4. The ~~Director~~ *Commission* shall administer the account.
26 Any interest or income earned on the money in the account must be
27 credited to the account. Any claims against the account must be paid
28 as other claims against the State are paid.
29 **Sec. 5.** NRS 231.152 is hereby amended to read as follows:
30 231.152 ~~[1.—Except as otherwise provided in subsection 2, the~~
31 ~~Director may adopt such regulations as are necessary to carry out~~
32 ~~the provisions of NRS 231.141 to 231.152, inclusive.~~
33 ~~—2.]~~ The Commission may adopt such regulations as are
34 necessary to carry out the provisions of NRS 231.147 . ~~and~~
35 ~~231.148.]~~
36 **Sec. 6.** NRS 231.144, 231.145 and 231.148 are hereby
37 repealed.
38 **Sec. 7.** This act becomes effective on July 1, 2003.



TEXT OF REPEALED SECTIONS

231.144 “Department” defined. “Department” means the Department of Employment, Training and Rehabilitation.

231.145 “Director” defined. “Director” means the Director of the Department.

231.148 Grants to Commission by Director; notification.

1. Except as otherwise provided in subsection 2, the Director may grant an amount not to exceed \$500,000 per fiscal year to the Commission to pay for programs that the Commission approves pursuant to NRS 231.147.

2. If the Commission expends the amount granted pursuant to subsection 1 before the end of the fiscal year, the Commission may request that the Director grant additional money to pay for programs that the Commission approves pursuant to NRS 231.147.

3. Upon receipt of a request for additional money pursuant to subsection 2, the Director shall decide whether to grant the additional money and shall send written notice of his decision to the Commission in a timely manner.

