

**MINUTES OF THE MEETING
OF THE
ASSEMBLY COMMITTEE ON WAYS AND MEANS
AND THE
SENATE COMMITTEE ON FINANCE
JOINT SUBCOMMITTEE ON PUBLIC SAFETY/NATURAL
RESOURCES/TRANSPORTATION**

**Seventy-Third Session
April 22, 2005**

The Assembly Committee on Ways and Means and the Senate Committee on Finance, Joint Subcommittee on Public Safety/Natural Resources/Transportation, was called to order at 8:11 a.m., on Friday, April 22, 2005. Chairwoman Kathy A. McClain presided in Room 2134 of the Legislative Building, Carson City, Nevada. [Exhibit A](#) is the Agenda. All exhibits are available and on file at the Research Library of the Legislative Counsel Bureau.

ASSEMBLY COMMITTEE MEMBERS PRESENT:

Ms. Kathy A. McClain, Chairwoman
Mr. Mo Denis
Mrs. Heidi S. Gansert
Mr. Joseph M. Hogan
Mrs. Ellen Koivisto
Ms. Valerie Weber

SENATE COMMITTEE MEMBERS PRESENT:

Senator Dean A. Rhoads, Chairman
Senator Bob Beers
Senator Dina Titus

COMMITTEE MEMBERS ABSENT:

None

STAFF MEMBERS PRESENT:

Mark Stevens, Assembly Fiscal Analyst
Bob Guernsey, Principal Deputy Fiscal Analyst
Mark Krmpotic, Senior Program Analyst
Leslie Johnstone, Program Analyst
Joyce Garrett, Program Analyst
Lila Clark, Committee Attaché
Anne Bowen, Committee Attaché

BUDGET CLOSINGS

DEPARTMENT OF PUBLIC SAFETY
DIRECTOR'S OFFICE (201-4706)
EXECUTIVE BUDGET PAGE PS-1

Mark Krmpotic, Senior Program Analyst, Fiscal Analysis Division, Legislative Counsel Bureau, introduced himself and reported that the account had two

major closing issues for consideration by the Subcommittee and several minor closing items.

Mr. Krmpotic said the first closing issue dealt with the "DPS Model." He asked the Subcommittee to recall that the DPS Model was a new and innovative approach that had been proposed by the Department and recommended by the Governor that would be applied to sworn positions within the Department in each Division. He gave the example of the Highway Patrol troopers, Parole and Probation officers, and investigators within the Division of Investigation. Those positions would be converted to a unified personnel class series. Mr. Krmpotic said page 3 of the closing package listed those positions that would be transferred or converted throughout the Department. He said the classification also included the Parole and Probation officers. They would be moved from the Social Services and Occupational series to the Regulatory and Public Safety Occupational series. He said he had included a table in the closing package showing the fiscal impact throughout the Department. Mr. Krmpotic proposed that the Subcommittee approve the approach for the entire department. He also noted that the Personnel Commission considered the DPS Model on March 25, 2005, and approved it for implementation beginning July 1, 2005. Mr. Krmpotic said staff had no issues with the proposal as it appeared reasonable and one of the advantages to implementing the model involved expanded career opportunities that would be provided to officers and employees within the Department by facilitating the transfer between divisions of the Department. He said the Department felt that it might be of assistance in retaining positions and recruiting for vacant positions, which had been a documented problem for the agency.

Mr. Krmpotic said there were two decisions for the Subcommittee to consider. The first decision dealt with the funding increases as shown in the table on page 3 of the closing document. He asked the Subcommittee to note that the funding for the initiative was included in Decision Unit E-809. He said that the decision unit also included the funding to enable the two-grade increase for sworn officers in the Department and also included other departments of state government. Mr. Krmpotic said the Subcommittee would only be acting on the portion of the funding that related to the DPS Model in that decision unit.

The second decision dealt with approval of a change in the social services rehabilitation occupational series for sworn positions within the Division of Parole and Probation to the regulatory and public safety series.

Mr. Krmpotic said the second major closing item in the account dealt with a change in the cost allocation methodology. He asked the Subcommittee to recall that the Department modified its methodology, which had been largely based on looking at the number of full-time equivalent (FTE) positions per budget account. He said that in the Administrative Services Division the approach taken was to look at different measures, such as accounting documents by division, to allocate accounting personnel. Mr. Krmpotic said he had reviewed the recommendation thoroughly and did not have any issues with it and the approach taken by the Department. He said the Department had worked with the Department of Administration in developing the methodology. One of the reasons for modifying the methodology related to the Federal Highway Administration taking the Department to task on the fact that the current methodology was not certified by the federal government and the Department was not able to recover indirect costs through grant funds provided to Motor Carrier Safety Assistance in the current biennium. He said that amounted to approximately \$30,000 each year. Mr. Krmpotic said the cost

allocation methodology would allow the Department to recover indirect costs from all federal funding sources. Mr. Krmpotic stated that the Department had indicated to staff that the Department of Homeland Security was the agency responsible for certifying the plan. He said the Department had previously been in contact with the Department of Justice and in conferring with the Department of Justice on the feasibility of its plan the Department of Justice had indicated that the plan appeared to be heading in the right direction. Mr. Krmpotic said the Department had held preliminary discussions with Homeland Security on the plan and had not received any indications that it was out of line.

Mr. Krmpotic pointed out that on page 5, item 5, of the closing document there was space allocated for the Director's Office in the new Highway Patrol/NDOT FAST operations center in Las Vegas. He said the building was not going to be maintained by the Buildings and Grounds Division; it would be operated and maintained by the Nevada Department of Transportation (NDOT) and the Department would pay rent to NDOT. Mr. Krmpotic said he sought the authority to adjust the decision unit depending upon how the budget for NDOT closed.

Mr. Krmpotic also pointed out page 5, item 6, of the closing document which included \$11,734 in funding that was not included in The Executive Budget to provide for vehicle use by the Director and the Deputy Director. Each position was assigned a car and the vehicles had traditionally been assigned from the Highway Patrol fleet. Inclusion of the funding in the budget would allow the Director's Office to reimburse the Highway Patrol for use of the vehicles and maintenance. Mr. Krmpotic said the costs developed to be included were based on current rates established by the State Motor Pool Division.

SENATOR RHOADS MADE A MOTION TO APPROVE THE BUDGET WITH STAFF RECOMMENDATIONS INCLUDING THE APPROVAL OF THE IMPLEMENTATION OF THE DPS MODEL. THE MOTION ALSO INCLUDED THE APPROVAL OF THE FUNDING INCREASES TO SUPPORT THE SALARY INCREASES ASSOCIATED WITH THE DPS MODEL, THE CHANGE IN THE OCCUPATIONAL SERIES FOR THE SWORN POSITIONS, AND APPROVAL OF THE CHANGE IN COST ALLOCATION METHODOLOGY. DECISION UNIT E-811 WAS TO BE CONSIDERED AT A LATER DATE.

SENATOR BEERS SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
ADMINISTRATIVE SERVICES (201-4714)
EXECUTIVE BUDGET PAGE PS-6

Mr. Krmpotic noted one major closing issue in the account that dealt with funding that would provide the Department the ability to travel out of state to recruit prospective sworn employees for the Divisions of Parole and Probation and the Highway Patrol. He said that funding had been provided in the past and

had not been expended for out-of-state recruitment or in a manner that would be consistent with out-of-state recruitment.

Mr. Krmpotic said staff of the Fiscal Division had asked the agency to explain what their activities had been in fiscal year 2005, beginning July 2004, and Mr. Krmpotic noted that staff had traveled out of state, primarily to California to military installations for the purposes of recruitment for vacant positions and there had also been a trip to the University of Utah in Salt Lake City, Utah. He said the trips had yielded a total of 682 applications for vacant positions in the Department. Mr. Krmpotic said the Department had given detailed information to staff as far as what the funding in the budget would provide in the upcoming biennium. He said the agency had identified various military installations throughout the western United States and also universities as well. Based on the recent information provided by the Department indicating their recruitment activities, staff had no issues with the recommendation and the funding levels appeared to be reasonable.

Mr. Krmpotic pointed out item 5, page 8, of the closing document where space was included in the new Highway Patrol/NDOT FAST operations center in Las Vegas. He said staff was seeking authorization to make any changes required based on how the NDOT budget closed.

SENATOR BEERS MADE A MOTION TO CLOSE THE BUDGET AS
RECOMMENDED BY STAFF WITH TECHNICAL ADJUSTMENTS.
THE MOTION INCLUDED AUTHORIZATION TO MAKE NECESSARY
CHANGES TO THE ADMINISTRATIVE COST ALLOCATION.

SENATOR TITUS SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
OFFICE OF PROFESSIONAL RESPONSIBILITY (201-4707)
EXECUTIVE BUDGET PAGE PS – 12

Mr. Krmpotic said the Office of Professional Responsibility was the office that conducted administrative investigations based on citizen complaints and complaints from other employees toward law enforcement officers. He said the primary closing issue in the account dealt with the reclassification of the existing sworn positions, one Parole and Probation officer, a Highway Patrol trooper, and a Highway Patrol sergeant. He said the proposal would upgrade the Highway Patrol sergeant to a Highway Patrol lieutenant position, the trooper would go to Highway Patrol sergeant, and the Parole and Probation officer would go to a Parole and Probation supervisor.

Mr. Krmpotic said in testifying for the proposal the Department had reidentified the need to have higher level positions performing the functions. Those individuals dealt with various command levels and sworn staff across division lines. He said there was a need for the lieutenant in the higher level position to perform the function. He said Fiscal staff had no issues with that closing recommendation.

Mr. Krmpotic pointed out page 10, item 3, of the closing document which contained a recommendation by staff to reinstate a decision unit that the Department had proposed, that was not ultimately recommended by the Governor, to reimburse the Highway Patrol for vehicle use and maintenance totaling \$22,464 each year. He said a portion of the funding would provide for state Motor Pool rental for a vehicle assigned to the Parole and Probation officer in the account and approximately \$16,800 would be reimbursed to the Highway Patrol for the two Highway Patrol officers in the account.

Mr. Krmpotic said Fiscal staff would recommend the increased funding that would be provided to the Highway Patrol be added as an authorized revenue to the Highway Patrol budget account with offsetting reductions in Highway Fund appropriations.

Mr. Krmpotic noted under item 4 that the Highway Patrol had recommended funding be included in that budget to replace handguns for all sworn officers. Based on further review by staff, that recommendation included Highway Patrol officers within the Office of Professional Responsibility. He said the Subcommittee would see similar recommendations in the Dignitary Protection and the Training Division accounts. Mr. Krmpotic sought authority to add \$1,000 in the account to replace two handguns for sworn officers depending upon how the Subcommittee closed the Highway Patrol budget for replacement of weapons.

Mr. Krmpotic said Fiscal staff recommended approval of the other closing items in the budget.

SENATOR RHOADS MADE A MOTION TO CLOSE THE BUDGET
AS RECOMMENDED BY STAFF.

SENATOR BEERS SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
DIGNITARY PROTECTION (101-4738)
EXECUTIVE BUDGET PAGE PS-61

Mr. Krmpotic said the account provided funding for staff to guard the Governor's Mansion 24 hours a day, 7 days a week, and provided personal security to the Governor and the First Lady. He said the account contained five Capitol Police officer positions which were dedicated to providing the mansion security, and three Highway Patrol positions to provide the personal security for the Governor and the First Lady.

Mr. Krmpotic said the first item for the Subcommittee to consider dealt with new positions. He said one issue concerned two new positions to provide relief to the existing two troopers and sergeant that provided 24-hour security to the Governor and the First Lady and also enhanced security by posting two officers in Las Vegas. Mr. Krmpotic said the recommendation for two positions was included in Decision Unit E-254 and he said he had no issues with it as it appeared reasonable.

Mr. Krmpotic noted that an increase in overtime was recommended in the account in addition to the two positions that were recommended by the Governor. Mr. Krmpotic said he had performed additional analysis and had determined that approximately \$50,000 of the overtime in the account was related to the trooper and sergeant positions. The two additional positions recommended in the budget should provide some relief to the three that were currently in the account to provide the necessary security and, therefore, he recommended that the additional overtime expense of \$15,294 each year included in Decision Unit E-253 be eliminated from the budget if the Subcommittee approved the two additional positions. Mr. Krmpotic said that if the Subcommittee did not approve the two additional positions, he recommended including the increase in overtime in the budget.

Mr. Krmpotic continued by saying there had been an increase in funding for in-state travel recommended at \$3,186 each year. He said that in FY2004 security personnel traveled with the Governor or First Lady several times over the course of the year on the state-owned airplane and that was largely done because the staff would accompany the Governor or the First Lady while visiting Las Vegas. If the new positions were approved, two troopers would be posted in Las Vegas and the remaining staff would be located in Carson City. Therefore, when the Governor or First Lady traveled on the state plane staff would be available in Las Vegas to pick up either one and escort them in Las Vegas. Mr. Krmpotic said that if the Subcommittee approved the recommendation to add two staff he recommended the elimination of \$1,872 each year in in-state travel associated with the recommendation.

Mr. Krmpotic explained that The Executive Budget had recommended a transfer of the Capitol Police officer positions to the Capitol Police account. Those positions solely provided mansion security and he recommended approval of the decision unit to transfer the positions. Mr. Krmpotic recommended increasing the transfer by \$15,733 for overtime expense incurred by the Capitol Police officer positions in the course of their duties.

Mr. Krmpotic said that in Decision Unit E-215 The Executive Budget recommended approximately \$25,000 each year to reimburse the Highway Patrol for vehicle-related expenses for the four vehicles assigned to the account. He said that traditionally the Dignitary Protection Account had provided for its own vehicle maintenance, insurance, and vehicle replacements. The only thing lacking from the account was reimbursement to the Highway Patrol for the shop time, supplies, and labor needed to maintain the vehicles. Mr. Krmpotic recommended that approximately \$16,000 each year be eliminated from the decision unit which would leave \$9,432 to reimburse the Highway Patrol for maintenance of the vehicles. He said that in association with that request he recommended the addition of \$61,964 to fund the replacement of two vehicles that had exceeded the 80,000 mile threshold for replacement. Mr. Krmpotic said that would maintain in a consistent manner the provision for vehicle maintenance and replacement expenses as had been done in the past.

Mr. Krmpotic next discussed replacement weapons for Highway Patrol officers. He recommended adding \$1,500 to the account based on the approval of replacement weapons for Highway Patrol troopers.

Mr. Krmpotic said that currently there were seven handheld radios for eight positions. He said that if the Capitol Police officers were transferred to the

account that each position would have a radio and the replacement radio in the account would provide for the shortfall for one of the Highway Patrol troopers.

Mr. Krmpotic said Fiscal Division staff sought authority to make changes to the decision units based on final closure of the accounts within the Department for the Director's Office, Administrative Services, Office of Professional Responsibility accounts, and the Public Safety Technology Division.

Mr. Krmpotic also asked for authority to make changes to the amounts required to reimburse the Department of Transportation for expenses related to the 800 MHz radio system.

Mr. Denis asked what the positions did when not protecting the Governor or First Lady.

Colonel David S. Hosmer, Chief, Nevada Highway Patrol, responded that the plan was that if the Governor and First Lady were in Carson City the troopers in Las Vegas would be assigned to Highway Patrol work.

Assemblyman Hogan said perhaps one, rather than two, new positions could be added in Las Vegas and overtime left in the budget. He said if three positions were currently covering the entire function with overtime pay, an option would be to have four positions.

Mr. Krmpotic said the Department had pointed out that the existing staff had burnout from working overtime for extended periods of time.

Colonel Hosmer said the sergeant assigned to the detail spent time actually doing the work rather than supervising the work and adding the two troopers would allow the sergeant to concentrate more on supervision of the detail as opposed to doing the work.

Mr. Hogan said that if one new position was approved the sergeant would have somewhat more opportunity to be a supervisor and planner, and if two positions were approved it would be better but more expensive.

Chairwoman McClain asked how much time the Governor and First Lady spent in Las Vegas and Carson City.

Colonel Hosmer replied that he did not have that information with him but he would provide it to staff. He said a large portion of the time was spent in Las Vegas.

ASSEMBLYWOMAN KOIVISTO MADE A MOTION TO CLOSE THE
BUDGET AS RECOMMENDED BY STAFF INCLUDING THE
APPROVAL OF THE TWO NEW TROOPER POSITIONS.

SENATOR RHOADS SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
HIGHWAY PATROL (201-4713)
EXECUTIVE BUDGET PAGE PS-72

Mr. Krmpotic said staff had noted two issues for consideration by the Subcommittee. The first issue dealt with the staffing study that was recommended in The Executive Budget. He said \$86,000 was recommended in the account in Highway Fund appropriations in the first year of the biennium for the Department to contract with an outside consultant to develop a staffing formula and methodology for sworn positions in the Highway Patrol. Mr. Krmpotic said he had discussed the issue with the agency regarding the recommendation. He said there had been past instances where staffing formulas were presented by the Department or the Division to the Legislature and to some degree new positions were approved based on those formulas. Mr. Krmpotic said the Legislature had never adopted a formal staffing methodology for the Highway Patrol and it would help the agency to develop a methodology upon which to base future staffing requests. He said it would remain to be seen whether future governors or legislatures would agree to utilize the methodology. Mr. Krmpotic said the agency had identified a need through the contractor to calculate statistics and work in conjunction with department staff to develop the methodology and it would appear that the Department would not be relying solely on the contractor for everything.

Mr. Krmpotic presented an idea for consideration by the Subcommittee to possibly eliminate the funding and seek assistance in developing a staffing model from a university graduate class. He said the decision was largely up to the Subcommittee and he did not have a strong recommendation for the Subcommittee.

Mr. Krmpotic said that regarding the replacement of vehicles, there had been significant adjustments to the recommendation. He said The Executive Budget included funding of approximately \$9 million over the biennium for 192 vehicles and 8 motorcycles the first year and 120 vehicles in the second year of the biennium. Mr. Krmpotic said he had reviewed the recommendation thoroughly and noted that approximately 30 vehicles each year were included in the budget based on an estimate of future projected field vacancies for the Highway Patrol. He recommended that the funding for those 29 vehicles be eliminated from the budget. Agencies throughout state government had always justified replacement of vehicles based on mileage criteria of 80,000 miles and what the mileage was projected to be in the next biennium. Mr. Krmpotic said the agency had done that and through that effort had justified 159 vehicles and 6 motorcycles the first year and 90 vehicles in the second year. He said the agency supported the Fiscal Division in the recommendation. Mr. Krmpotic said that overall, staff recommended reduction of \$906,612 the first year of the biennium and \$724,110 the second year, reflecting a reduction in vehicles of 32 vehicles and 2 motorcycles the first year and 30 vehicles the second year of the biennium.

Mr. Krmpotic said staff had made an adjustment for the relocation of the dispatch center to the emergency operation center to reflect the three-month delay in the opening of that facility. The information regarding the delay was obtained through the Public Works Board. He said a dispatch cost allocation was developed pursuant to a Letter of Intent from the 2003 Legislature. Mr. Krmpotic said adjustments might be necessary in the decision unit based on final approval of the budgets and he asked for authority to make adjustments in

the dispatch cost allocation. He said there were allocations for the dispatch cost allocation in various agencies such as the Taxicab Authority, the Division of Child and Family Services for youth parole officers, and also the Division of Industrial Relations for Occupational Safety and Health Administration (OSHA) officers and inspectors.

Mr. Krmpotic said in Decision Unit E-710 Fiscal Division staff had made some adjustments to replacement equipment to reduce the cost of furniture and computers based on revised prices and also to eliminate preliminary breath test analyzers (PBTs) each year. He said he recommended that the funding be included to replace existing preliminary breath test analyzers over the biennium and a recent work program for consideration by an upcoming Interim Finance Committee had been submitted by the agency to fund approximately 100 PBTs through a Traffic Safety Grant.

Mr. Krmpotic explained that Decision Unit E-712 included a recommendation to replace weapons in the Highway Patrol for each sworn position within the account, for the two positions within the Office of Professional Responsibility, three positions within the Dignitary Protection account, and two Highway Patrol positions within the Training Division budget. He said that based upon the responses provided by the agency to Fiscal Division staff, staff had noted the age and the number of pistols at each age criteria. In the decision unit 315 pistols were 14 years old, 105 pistols were 10 to 12 years old, and 96 were 5 to 9 years old. Mr. Krmpotic said staff understood that there was no policy in place for the replacement of weapons. He said the agency had contacted a well-known gun manufacturer to ask for suggestions on replacement and a 7 to 10 year time frame was mentioned to replace the weapons. Mr. Krmpotic said he had included some information that had been obtained by the agency from the vendor on other police and law enforcement agencies and their replacement of weapons. He said the Federal Bureau of Investigation (FBI), for example, replaced weapons every 5 to 7 years, the Drug Enforcement Agency (DEA) every 7 years, and a couple of state police agencies in Massachusetts and Virginia replaced weapons every 7 to 8 years. Mr. Krmpotic said the Fiscal Division recommended replacement of the weapons but the Subcommittee might wish to consider moving a portion of the funding for the 96 weapons in the 5- to 9-year-old range into the second year of the biennium. That would put approximately \$48,000 in FY2007. Mr. Krmpotic said the decision unit reflected reductions for those weapon replacements in other budget accounts as previously noted.

Mr. Krmpotic said Decision Unit E-713 provided for the replacement of scales. He noted that the price of steel had increased and, therefore, the cost of the scales had increased. He said that if the Subcommittee approved the decision unit he would recommend \$18,573 in Highway Funds be added to the decision unit to provide for the price increases.

Mr. Krmpotic stated that there were changes in Decision Unit E-720 primarily based on revised pricing provided by the agency.

Mr. Krmpotic said that in Decision Unit E-735 Fiscal Division staff had removed funding in the second year of the biennium for an aircraft overhaul. The agency had reviewed its future schedule for projected overhauls and determined that funding in the second year of the biennium was not necessary.

Mr. Krmpotic said funding in Decision Unit E-809 provided for the two-grade increase for sworn Highway Patrol positions in the account. He said the Chief

and the four Major positions had been removed from the decision unit since those positions had been recommended to move to unclassified state service under Decision Unit E-811. He said that if Decision Unit E-811 was not ultimately approved by the money committees, he would recommend that the funding for the two-grade increase for the Chief and the four Major positions be included in Decision Unit E-809.

Mr. Krmpotic requested authority to make other changes to the account based on how other budget accounts within the Department closed.

Chairwoman McClain said the Subcommittee had questions about the staffing study and the gun policy. She requested that someone from the agency comment on asking the university to assist in developing policy and why the policy could not be developed "in-house."

George Togliatti, Director, Department of Public Safety, introduced himself and said he had looked at some of the history of the Department and the future of staffing and technology in order to take a more informed approach. He said he had reached out to other law enforcement agencies for information but had not reached out to private companies for bids. Mr. Togliatti said the Department wanted to make a more informed decision as to how many new troopers would be needed in the future based upon the growth. He said the Highway Patrol's need for staffing was different because it covered the entire state. He said he wanted to be able to give the Legislature a better estimate of the staffing needs and he definitely planned to "beg" for services from the university. Mr. Togliatti said he would attempt to have a Master's program or doctoral candidates assist with the research at no cost to the Department. He apologized that no "hard numbers" were available but the Department's "heart was in the right place."

Senator Beers said there was no other law enforcement agency such as the Nevada Highway Patrol because there was such a large concentration of population in urban areas as well as a large rural area. He asked what could be learned from a national study that could be applied to Nevada. Mr. Togliatti asked Colonel Hosmer to respond.

Colonel Hosmer said it would be "pie in the sky" to believe that one formula could be derived that fit Nevada. He said the study would provide information on what was reasonable for an area such as White Pine County compared to what was needed in Clark County and based on weighted factors of highway miles, miles traveled, population, and visitor counts. He said it would take a great deal of internal knowledge and expertise working very closely with an outside contractor or someone from the universities, and he was not convinced that the Department had the statisticians internally that could properly weight the factors. Colonel Hosmer said that he had reviewed previous formulas and it appeared that in 1995 the Police Allocation Method (PAM) was used and at that time the PAM method said another 160 troopers were needed. Colonel Hosmer said the number had been reduced to 26 that year.

Colonel Hosmer said the Department was hoping to determine a formula that was one that the agency, the Governor's Office, and the Legislature could believe in. The formula should remove as much of the subjectivity as possible but he did not believe a formula could be found that would remove all of the subjectivity.

Chairwoman McClain asked for the Subcommittee's feelings.

Senator Beers suggested that the Subcommittee set aside funds and direct the Department to meet with the Mathematics and Business Administration Departments at the University System and report back to the IFC. He said if the University System could not help with the project then the funds could be released by the IFC for a contractor.

Chairwoman McClain said she was thinking along those lines as well.

Senator Titus said perhaps the Criminal Justice Departments at the university might be contacted although the University System would not do the study for free. She said there might be a graduate student looking for a project but the University System worked on projects funded by grants. She said she believed the university would have to be paid because the project would take graduate assistance, time, or some other resource.

Chairwoman McClain asked what the university might charge for the project. Senator Titus responded that a small amount of money might pay for "something put together by some graduate student." Senator Titus explained that it would be necessary to authorize payment to the university for the completion of the project before the project was completed. She said that although the university was a public institution it received grants to do studies and she believed the university would want a commitment of payment before the project was started.

Chairwoman McClain said that the Department could go to the IFC for funding once it had an estimate of the costs to conduct the study.

Mr. Krmpotic said his understanding of the Subcommittee's intent was that the funding should be placed into reserve and the agency could go to the IFC for authorization of the expenditure of the funding if "gratis" university assistance was not obtained. He said the agency might want to include that in its next biennial budget request so the staffing study would need to be completed in time to incorporate its findings into the next biennial budget.

Chairwoman McClain commented that there would be an IFC meeting in June or September of 2005 and the funding could be authorized then.

Senator Beers said he felt compelled by the passionate testimony of Senator Titus to do the study and felt comfortable that the Department would use good judgment in paying for a study and he did not feel it was necessary for the Department to obtain IFC approval of the expenditure.

Mr. Denis said he was comfortable with the Department going ahead with the study.

Chairwoman McClain said she would like the Department to develop a policy on the replacement of weapons.

Colonel Hosmer said he had once believed that the replacement of weapons should be staggered but manufacturers changed the weapons over time. The manufacturers changed springs and other parts and the Department ended up with different models of the same weapon and different parts had to be stocked for the weapons. He said the staff working on the weapons had to be retrained to deal with each different model of weapon and his staff recommended that the Department adopt a cycle of replacing all weapons once every ten years.

Chairwoman McClain asked how often models of guns changed. Colonel Hosmer replied that manufacturers changed the guns often and made minor adjustments to better the weapon, especially if it was a first generation weapon as opposed to a third or fourth generation weapon.

Mr. Togliatti said in his experience with the Department he had determined there were areas that needed to be addressed administratively and that had not yet been done. He said no policy had yet been developed for the replacement of weapons. Mr. Togliatti said the Department needed to look at best practices in how to process information and the Department still had a long way to go in that regard. Mr. Togliatti added that the Department had some very old weapons that needed to be replaced.

Chairwoman McClain asked if Mr. Togliatti had any objection to moving the replacement of 96 of the weapons into the second year of the biennium. Colonel Hosmer said that could result in a situation where an officer had been trained with a Smith and Wesson weapon and due to some circumstance ended up with a weapon made by another manufacturer and that would result in a training issue.

Senator Rhoads asked how often a gun was fired by a policeman during the year. He said he owned guns that were handed down from his father and grandfather and he would probably hand them down to his grandsons and those guns were not wearing out.

Colonel Hosmer replied that his troopers "qualified" as much as possible. He said utilization of the weapon in the line of duty was very rare and he hoped it would become even more unusual. He said the troopers qualified quarterly for a qualification score but there was other training conducted on an almost monthly basis. He said the weapons received use other than holster wear. Colonel Hosmer said that for the qualification courses it was not uncommon to "throw" 100 or 200 rounds in a training session. He added that he also had a gun chest full of weapons that were older but he believed that an officer's weapon was required to function properly for safety reasons and he would like the weapons to be replaced at least every ten years.

Mr. Denis said he understood the need to replace the weapons all at one time because computers were different than guns. He said it would be cheaper to buy a supply of parts for one model than to stock parts for many models. He said he agreed that it was important that the guns worked properly and he had no problem in replacing all the weapons at one time.

Chairwoman McClain asked Colonel Hosmer to comment on the replacement of vehicles. Colonel Hosmer said all other staff recommendations were acceptable to the Department. He added that staff of the Fiscal Division had been very good to work with.

Senator Beers asked what happened to the old weapons after they were replaced. Colonel Hosmer said that he was working with the State Purchasing Division, who had indicated a desire to use the weapons as a trade-in for the new weapons.

Senator Rhoads said he had a problem with replacing all the guns at one time and he did not support the proposal.

SENATOR BEERS MADE A MOTION TO CLOSE THE BUDGET AS RECOMMENDED BY THE STAFF. THE MOTION APPROVED THE FUNDING OF \$86,000 FOR A STAFFING STUDY AND THE DEPARTMENT WAS ENCOURAGED TO RESEARCH ALL RESOURCES IN CONTRACTING FOR THE STUDY. THE MOTION INCLUDED THE APPROVAL OF STAFF'S RECOMMENDATION ON VEHICLE REPLACEMENT AND STAFF'S RECOMMENDATION ON OTHER ITEMS IN DECISION UNIT E-712. THE MOTION APPROVED THE FUNDING FOR REPLACEMENT OF ALL THE WEAPONS AT ONE TIME AND ENCOURAGED THE DEPARTMENT TO SET A POLICY FOR THE FUTURE REPLACEMENT OF WEAPONS.

ASSEMBLYMAN DENIS SECONDED THE MOTION.

THE MOTION CARRIED WITH SENATOR RHOADS VOTING NO.

BUDGET CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
HIGHWAY SAFETY GRANTS (201-4721)
EXECUTIVE BUDGET PAGE PS-86

Mr. Krmpotic said the Highway Safety Grants account was a federally funded budget and was an account that had not been heard by the Subcommittee. He said the account normally closed in full Committee. Mr. Krmpotic said he had made adjustments to closing items based on communication with the agency and he recommended approval of the decision units and the recommended adjustments included in the account.

ASSEMBLYWOMAN KOIVISTO MADE A MOTION TO CLOSE THE BUDGET AS RECOMMENDED BY STAFF.

SENATOR RHOADS SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
TRAINING DIVISION (101-3775)
EXECUTIVE BUDGET PAGE PS-135

Mr. Krmpotic said the Training Division was the entity responsible for training law enforcement officers, primarily by Peace Officers' Standards and Training (POST) academies. He said the Training Division also played a role in in-service training or continuing education training for law enforcement officers.

Mr. Krmpotic said The Executive Budget recommended funding for an expanded training facility in Las Vegas. That would involve the addition of two Highway Patrol trooper positions, one Parole and Probation officer, and one Administrative Assistant position to establish an academy and training facility in

southern Nevada. Mr. Krmpotic said that it would duplicate the training facility operated by the Department in Carson City. He said approximately one-half of the Department's sworn officers were located in the southern part of the state and the training facility would enable the Division to serve the needs in southern Nevada in terms of training new positions and providing in-service training to existing officers in Las Vegas. Mr. Krmpotic said one of the benefits of the proposal cited by the Department was that individuals who were hired by the Department for positions in southern Nevada would not have to leave their families and travel to Carson City to participate in training.

Mr. Krmpotic noted that the agency was operating an academy in National Guard Armory space in North Las Vegas with positions borrowed from other accounts in the Department. He said the proposal had two issues that he had explored with the agency. The first issue dealt with a concern over the utilization of the northern training facility if the southern training facility was established. Mr. Krmpotic said he had discussions with the agency and had received written correspondence from the agency regarding the issue. The Department was transitioning the Training Division to assume a greater role in terms of in-service and ongoing continuing education training for law enforcement officers. Mr. Krmpotic said the *Nevada Administrative Code* (NAC) required 24 hours of continuing education training for sworn positions and that was currently in transition and had not gotten to the point the Department would like. He said the Department had projected roughly two academies each year at each location with a capacity to train approximately 50 cadets in each academy class but the agency would find it very difficult to project the number of cadets at each academy.

Mr. Krmpotic said the other issue in the account was the facility and setup in Las Vegas. He said The Executive Budget provided for leased office space beginning in October 2005 at a location in North Las Vegas. He said that location was preferred by the Department based on the fact that the firing range was in the vicinity and emergency vehicle training was conducted at Nellis Air Force Base, which was close to the proposed location. Mr. Krmpotic said the budget also reflected a request for 4,000 square feet of space and, based on extensive discussions with the agency, the agency had proposed some revisions that he asked the Subcommittee to consider in closing the budget. He said the cost for the National Guard Armory that the Department was currently using was \$200 per month to reimburse the Armory and National Guard for janitorial services and utility costs. Mr. Krmpotic recommended that the facility continue to be used through the end of the 2005 calendar year and that \$1,200 be included in the budget to reimburse the National Guard for the first six months of FY2006.

Mr. Krmpotic asked the Subcommittee to recall that the Highway Patrol was vacating its current location on Sahara Avenue and relocating to the new facility in the vicinity of I-215 and Decatur. Mr. Krmpotic said he had discussed with the Division of Buildings and Grounds, and also with the agency, the possibility of maintaining a location for the Training Division at the Sahara facility through a period of time in the next biennium. Mr. Krmpotic said that based on discussions with the Division of Buildings and Grounds he would recommend that the Training Division occupy space at the Sahara facility from January 2006 until October 2006. He said the facility was also recommended in the Capital Improvement Program (CIP) project request to be demolished sometime over the next biennium but based on information provided by the Administrator of the Division of Buildings and Grounds the space could be occupied until 2006. Mr. Krmpotic said that following that period of time, he

recommended that funding be increased in the budget for non-state-owned space in Las Vegas from October 2006 through the remainder of the biennium. He said the agency had responded to staff with the indication that it would need 8,000 square feet of space to provide offices for the staff in southern Nevada to enable the agency to provide adequate training to cadets and also classroom space for in-service training. Mr. Krmpotic said the current training facility in Carson City was approximately 11,000 square feet.

Mr. Krmpotic pointed out in the closing document on page 23 those monetary changes in the budget that should be considered by the Subcommittee based on what he had just described.

Mr. Krmpotic stated that the Subcommittee might want to consider writing a Letter of Intent to the agency to have it report on a semiannual basis the utilization of the northern and southern academies if the recommendation was approved. Mr. Krmpotic said he was not comfortable with what the utilization might be in the northern academy in the next biennium but at the same time did not want to "hamstring" the agency as it was attempting to fill positions and was being very proactive in terms of recruitment. He said there were some pay increase proposals which might assist the agency in filling positions over the next biennium as well.

Mr. Krmpotic said there was funding in the decision unit to provide vehicles for the two Highway Patrol positions and one Parole and Probation officer. If the recommendation was approved by the Subcommittee, Fiscal staff would recommend that the funding be decreased by one-third to reflect vehicles assigned only to the Highway Patrol positions. He said that Fiscal staff had also made technical adjustments to the decision units for consideration by the Subcommittee if the decision unit was approved.

Mr. Krmpotic said another item dealt with the establishment of a background investigation unit. He said the Department currently conducted background investigations on prospective applicants for sworn officer positions and conducted fairly extensive background investigations for that purpose. He said the agency had done that for a number of years and the function had basically been performed through taking staff or positions from their normal duties and assigning them to conduct background investigations on prospective employees. He said the proposal in The Executive Budget included a combination of state staff and contractor work in conducting the background investigations. He said the decision unit included a Highway Patrol Sergeant, an Administrative Assistant, and four part-time positions that would be used to conduct the prescreening aspect of the background investigation process. He said the contractor would actually conduct the background investigation itself and then psychological and medical evaluations following the background investigation would be at the agency's expense through the use of medical professionals.

Mr. Krmpotic said the funding for the contractor portion of the background investigation would provide for 144 candidates each year and those would be candidates who passed the pre-screening portion of the background investigation and were approved to move on to the background investigation for the Department. He said that was not to say that the agency would find 144 successful candidates; that number would probably be reduced somewhat if candidates did not pass the background investigation. Mr. Krmpotic said Fiscal Division staff believed the recommendation was a reasonable approach for the Department to conduct background investigations. He said staff had raised the issue with the agency of quality assurance of the contractor's work and the

agency had indicated the Sergeant position included in the decision unit would perform quality assurance by reviewing samples of background investigations performed by the contractor and performing their own investigation to determine if the same results were found.

Mr. Krmpotic said the next issue concerned a new Management Analyst II position for fiscal support. He said the agency felt that given the new resources that were included in the budget the position would be required to perform fiscal functions for the Training Division. Mr. Krmpotic said that based on subsequent conversations between staff and the agency, the agency had identified a new function of tracking peace officer training records that the position might be assigned to perform. He said the agency also said that a Training Officer was maintaining a database that contained peace officer records as well. Mr. Krmpotic said the staff of the Fiscal Division recommended that the Management Analyst position be eliminated from the budget and an existing Administrative Assistant position be upgraded to a Management Analyst position. That would reduce Highway Fund appropriations by \$27,497 in the first year of the biennium and \$43,036 in the second year, and General Fund appropriations would decrease by approximately \$3,000 the first year and \$5,000 the second year of the biennium.

Mr. Krmpotic said that Decision Unit E-251 included additional funding to provide for those additional expenses incurred by the Division to train the new Parole and Probation officer positions that were recommended in the budget. He said the expenses primarily consisted of food for the trainees in the northern Nevada academy and to provide clothing for the cadets. He said standard clothing was issued for the cadets while they were in the academy. Mr. Krmpotic said staff had made adjustments to the decision unit by decreasing General Funds by \$4,700 the first year of the biennium and \$15,680 the second year based on amendments to The Executive Budget submitted by the Budget Office that reduced the number of Parole and Probation officer positions based on revised caseload figures and also changing the mix of the staff by adding more non-sworn positions and reducing the sworn staff. Mr. Krmpotic asked for the Subcommittee's approval to make any adjustments in the decision unit depending on how the Subcommittee closed the Parole and Probation account.

Mr. Krmpotic said that the Chief of the Training Division had been removed from Decision Unit E-809 that would have otherwise increased the salary for the Training Chief to a DPS Captain in the DPS model. He said that recommendation was removed from Decision Unit E-809 based on the Governor's proposal to make the Chief an unclassified position in Decision Unit E-811. If that decision was not ultimately approved by the money committees he asked for the Subcommittee's authority to go back and add funding for the position to provide for the pay increase provided for in the DPS model.

Mr. Krmpotic asked for the Subcommittee's authorization to make changes to some cost allocations based on how other budget accounts in the Department closed.

Chairwoman McClain asked Mr. Togliatti to comment on the southern Nevada Training Facility. She said she wondered if the former Highway Patrol building would actually be vacated in October 2006 as projected or if the move would be delayed.

Mr. Togliatti was unsure when the building would be vacated but he said the idea had first been considered because the Parole Board offices were located in a corner of that building even though it would be vacated by the Highway Patrol. He said the Department thought it might be an efficient way to utilize the building. Mr. Togliatti said the Division of Buildings and Grounds had projected October 2006 as the vacancy date. He said he was very hopeful about what the Department could accomplish in southern Nevada and much of that had to do with joint operations with the National Guard, the Metropolitan Police Department, other enforcement agencies, and first responders. Mr. Togliatti said the Department "hit a home run" because it owned the land and that was such a valuable commodity in southern Nevada and the Department wanted to maximize the usage of that land. He said that would be the base of the Department's southern Nevada training facility.

Chairwoman McClain asked if the National Guard space would be adequate until December 2005 and the Highway Patrol building until at least October 2006. Mr. Togliatti said General Vanderhoof had accommodated the Department's needs.

Chairwoman McClain said she agreed that the Department should gather information over the next two years regarding the utilization of the northern and southern training facilities. Mr. Togliatti agreed and said the needs were ever changing and he expected the need for classes to increase. He said there would also be a great need for in-service training.

Mr. Hogan asked if the number of background checks projected represented the actual number needed in future years or did the number reflect an effort to catch up and fill all the vacancies.

Mr. Krmpotic answered that the number was based on information provided by the agency regarding recent history that had been experienced by the agency in terms of the pool of candidates who were obtained for recruitment and the estimates of the percentages through recent experiences of those who had survived the prescreening and ultimately went on to the background investigation. He said one of the problems with the Training Division was that it had been very dynamic and last session the training effort was very much idle in the base year of 2002 because the Department was retooling its recruiting and recruiting standards. Mr. Krmpotic said he had seen the training function go from nothing to a moderate amount of activity in 2004 to projected high amounts of activity in the next biennium. He said it was very hard to determine what the efforts were actually going to be and there was probably a catch up effort involved in the projected number of 144 as it was based on past experience. Mr. Krmpotic said the recruitment effort had not done much until the current fiscal year and the training effort had been idle in past fiscal years so it was very difficult to derive anything from past history in terms of projecting into the future.

ASSEMBLYMAN HOGAN MADE A MOTION TO CLOSE THE BUDGET AS RECOMMENDED BY STAFF. THE MOTION INCLUDED ISSUING A LETTER OF INTENT AND THE UTILIZATION OF THE NATIONAL GUARD BUILDING AND HIGHWAY PATROL BUILDING FOR AS LONG AS POSSIBLE.

ASSEMBLYWOMAN WEBER SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

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Chairwoman McClain said the Department's budgets were some of the best the Subcommittee had reviewed and she thanked Mr. Togliatti for his work.

COLORADO RIVER COMMISSION
RESEARCH AND DEVELOPMENT (296-4497)
EXECUTIVE BUDGET PAGE CRC-1
POWER DELIVERY SYSTEM (502-4501)
EXECUTIVE BUDGET PAGE CRC-12
POWER MARKETING FUND (505-4502)
EXECUTIVE BUDGET PAGE CRC-16

SENATOR BEERS MADE A MOTION TO CLOSE THE BUDGETS AS RECOMMENDED BY STAFF.

SENATOR RHOADS SECONDED THE MOTION.

THE MOTION CARRIED. (Senator Titus was not present for the vote.)

BUDGETS CLOSED.

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COLORADO RIVER COMMISSION
COLORADO RIVER COMMISSION (296-4490)
EXECUTIVE BUDGET PAGE CRC-1

Joyce Garrett, Program Analyst, Fiscal Analysis Division, Legislative Counsel Bureau, explained that the budget was the Colorado River Commission's administrative budget account. She said all personnel costs for the agency were paid from the account. She said the first closing issue was that the Commission was requesting 10 new positions in the first year of the biennium. She said the positions were composed of a Network Administrator, 3 accounting positions, 4 power-related positions, and 2 Administrative Assistant II positions. Ms. Garrett said the agency had agreed to defer 3 of the new positions from the first year into the second year and those positions identified were the Power Accounting Manager and 2 Energy Supply Managers. She said that if the Subcommittee approved the deferral it would also impact Decision Unit E-720 for new equipment associated with the new positions that would be moved from the first year into the second year in the amount of \$9,876.

Ms. Garrett said there were no other closing items to note and Fiscal staff had recommended funding as recommended in The Executive Budget with technical adjustments to the statewide cost allocation of the new equipment.

ASSEMBLYWOMAN KOIVISTO MADE A MOTION TO CLOSE THE BUDGET AS RECOMMENDED BY STAFF.

ASSEMBLYMAN HOGAN SECONDED THE MOTION.

THE MOTION CARRIED. (Senator Titus was not present for the vote.)

BUDGET CLOSED.

COLORADO RIVER COMMISSION
FORT MOHAVE DEVELOPMENT FUND (296-4496)
EXECUTIVE BUDGET PAGE CRC-8

Ms. Garrett explained that the Fort Mohave Development Fund was established to record the activities supporting the development and sale of land in the Fort Mojave Transfer Area near Laughlin. She said there were no major closing issues in the budget; however, under other closing items there was one item to discuss. She said in Decision Unit E-350 the Governor had recommended additional revenue authority of \$5 million in FY2006 for the anticipated sale of property. Since the Subcommittee had heard the agency's budget on February 25, 2005, the Commission had entered into a contract for the sale of 110 acres which was expected to have net proceeds of \$13 million to the fund. Ms. Garrett said the agency anticipated that it would collect \$6 million of the \$13 million in FY2005 and the additional \$7 million in FY2006. She said that as a result the agency had requested that the \$5 million in land sales revenue recommended by the Governor be increased by \$2 million to \$7 million with a corresponding increase to the reserve.

SENATOR RHOADS MADE A MOTION TO CLOSE THE BUDGET AS RECOMMENDED BY STAFF.

ASSEMBLYWOMAN GANSERT SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

DEPARTMENT OF PUBLIC SAFETY
JUSTICE ASSISTANCE ACT (101-4708)
EXECUTIVE BUDGET PAGE PS-24

Leslie Johnstone, Program Analyst, Fiscal Analysis Division, Legislative Counsel Bureau, said there were no major closing issues with the budget account and it was an account that was not heard by the Subcommittee. Ms. Johnstone said some technical adjustments had been made to reflect updated information on the federal grant levels for the Residential Substance Abuse Treatment (RSAT) program and the new Justice Assistance Grant (JAG).

SENATOR BEERS MADE A MOTION TO CLOSE THE BUDGET AS RECOMMENDED BY STAFF.

ASSEMBLYMAN DENIS SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
JUSTICE GRANT (101-4736)
EXECUTIVE BUDGET PAGE PS-27

Ms. Johnstone said the Justice Grant budget account contained the funding for administrative support for the pass-through federal grants and there were no major closing issues. Ms. Johnstone asked for the Subcommittee's authorization to make any adjustments necessary in the Department of Public Safety cost allocation decision units as those budgets were closed and to indicate that similar technical adjustments had been made for the administrative cost pass-through from the previous budget account for the federal grants.

SENATOR RHOADS MADE A MOTION TO CLOSE THE BUDGET
AS RECOMMENDED BY STAFF.

SENATOR TITUS SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
CAPITOL POLICE (710-4727)
EXECUTIVE BUDGET PAGE PS-127

Ms. Johnstone said there were no major closing issues with the Capitol Police budget. She said the budget included Decision Units E-500 and E-900 to reflect the transfer of the 5 positions from the Dignitary Protection budget into the Capitol Police budget account with similar adjustments discussed previously for the overtime costs. Ms. Johnstone said Fiscal staff asked for similar approval to make adjustments in the Department of Public Safety cost allocation decision units based on the closing of each of those accounts. She said she wanted to indicate for the record that Decision Unit E-809 had funding for the two-grade increase associated with sworn positions. Ms. Johnstone said the Chief of the Capitol Police had been removed from that decision unit and included in Decision Unit E-811 which would change the position to unclassified status. She said that if the E-811 Decision Unit was not approved as included in The Executive Budget staff sought authority to add the Chief position back into the budget and adjust it accordingly in the E-809 Decision Unit items.

SENATOR RHOADS MADE A MOTION TO CLOSE THE BUDGET
AS RECOMMENDED BY STAFF.

ASSEMBLYMAN DENIS SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
TRAFFIC SAFETY (101-4687)
EXECUTIVE BUDGET PAGE PS-145

Ms. Johnstone said the Traffic Safety budget was a pass-through budget account for federal grants received and there were no major closing items. She noted that several technical adjustments had been made in working with the Division to reflect updated information on grant levels.

SENATOR RHOADS MADE A MOTION TO CLOSE THE BUDGET
AS RECOMMENDED BY STAFF.

SENATOR BEERS SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGET CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
HIGHWAY SAFETY PLAN AND ADMINISTRATION (101-4688)
EXECUTIVE BUDGET PAGE PS-147
BICYCLE SAFETY PROGRAM (201-4689)
EXECUTIVE BUDGET PAGE PS-155
MOTORCYCLE SAFETY PROGRAM (201-4691)
EXECUTIVE BUDGET PAGE PS-161
EMERGENCY RESPONSE COMMISSION (101-4729)
EXECUTIVE BUDGET PAGE PS-180

Ms. Johnstone said the Highway Safety Plan and Administration account was the administrative and operating budget for the Traffic Safety Division and there were no major closing items in the budget. She said for each of the four budget accounts staff made the request to make any adjustments for the Department of Public Safety cost allocation decision units.

Ms. Johnstone said the Bicycle Safety Program had no closing issues and was recommended to close as included in The Executive Budget.

Ms. Johnstone said the Motorcycle Safety Program had no major closing issues with some technical adjustments as noted in the other closing items section.

Ms. Johnstone stated that the Emergency Response Commission budget was not heard by the Subcommittee but it had no major closing issues. She noted that Decision Unit E-525 recommended that the State Emergency Response Commission (SERC) office be relocated from its current office on South Carson Street in the former National Guard facility and that the assumption in The Executive Budget was that it would go to non-state-owned building rent. She said staff recommended that the Commission delay its plan to relocate until January 2006 and the estimated savings of \$2,322 in Highway Funds be included in the budget. She said the recommendation was based upon the fact

that the National Guard facility remained available for use until approximately March 2006 when the Emergency Management Division was scheduled to move out.

SENATOR RHOADS MADE A MOTION TO CLOSE THE BUDGETS
AS RECOMMENDED BY STAFF.

ASSEMBLYMAN HOGAN SECONDED THE MOTION.

THE MOTION CARRIED.

BUDGETS CLOSED.

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DEPARTMENT OF PUBLIC SAFETY
PAROLE BOARD (101-3800)
EXECUTIVE BUDGET PAGE PS-188

Ms. Johnstone stated that the major closing issue in the Parole Board budget was regarding new positions included in The Executive Budget as amended by Budget Amendment Number 21. She said The Executive Budget included four new positions for the Parole Board that consisted of three Administrative Assistant positions and one Program Officer position. Ms. Johnstone said the Parole Board had provided backup information to support the addition of the four new positions and had also indicated that the Board wanted to avoid or delay making an increase in the number of Parole Board commissioners.

Ms. Johnstone said that included in Decision Unit E-250 was the expansion of office space in Carson City by 1,500 square feet to provide more adequate space for the hearings as well as the staff and the records management effort. Ms. Johnstone said the request appeared to be reasonable.

Ms. Johnstone brought to the Subcommittee's attention that Decision Unit E-525 included \$24,000 for the relocation of the Las Vegas office in January 2007 as the Parole Board was scheduled to move out of the Highway Patrol office on East Sahara and she recommended approval of that item.

Ms. Johnstone stated that Decision Unit E-805 included the reclassification of an Administrative Assistant position to a Program Service Officer position as well as an Administrative Assistant I to an Administrative Assistant II. She said that based upon information received from the Parole Board the request appeared reasonable to Fiscal Division staff.

Ms. Johnstone sought the Subcommittee's approval to make any technical adjustments to the Department of Public Safety's cost allocations based upon closure of those other budgets.

SENATOR RHOADS MADE A MOTION TO CLOSE THE BUDGET
AS RECOMMENDED BY STAFF.

ASSEMBLYWOMAN GANSERT SECONDED THE MOTION.

THE MOTION CARRIED. (Mr. Hogan was not present for the vote.)

BUDGET CLOSED.

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There being no further business, Chairwoman McClain adjourned the meeting at 9:50 a.m.

RESPECTFULLY SUBMITTED:

Lila Clark
Committee Attaché

APPROVED BY:

Assemblywoman Kathy A. McClain, Chairwoman

DATE: _____

Senator Dean Rhoads, Chairman

DATE: _____

Assembly Committee on Ways and Means
Senate Committee on Finance
Joint Subcommittee on Public Safety/Natural Resources/Transportation
April 22, 2005
Page 24

EXHIBITS

Committee Name: Assembly Committee on Ways and Means/Senate Committee on Finance Joint Subcommittee on Public Safety/Natural Resources/Transportation

Date: April 22, 2005

Time of Meeting: 8:00 a.m.

Bill	Exhibit	Witness / Agency	Description
	A		Agenda