

## Amendment No. 116

Assembly Amendment to Assembly Bill No. 179

(BDR 27-355)

**Proposed by:** Committee on Government Affairs**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend section 1, page 3, by deleting lines 15 through 22 and inserting:

“3. The purchase of personal safety equipment for use by a ~~local fire department or local law enforcement]~~ **response agency or any other local governmental** agency is not subject to the requirements of this chapter for competitive bidding, as determined by the governing body or its authorized representative, if:

(a) The personal safety equipment will be used by personnel of the ~~fire department or law enforcement]~~ **response agency or other local governmental agency in preventing, responding to or providing services of recovery or relief in connection with** emergencies , **acts of terrorism or other natural or man-made disasters** in”.

Amend section 1, pages 3 and 4, by deleting lines 43 and 44 on page 3 and lines 1 through 6 on page 4, and inserting:

AM/MSM

Date: 4/4/2005

A.B. No. 179—Exempts certain governmental purchases of personal safety equipment from certain requirements for bidding and purchasing.

“6. As used in this section ~~[, “personal”]~~:

(a) *“Act of terrorism” has the meaning ascribed to it in NRS 239C.030.*

(b) *“Personal safety equipment” means safety equipment that ~~[is worn or otherwise carried on a regular basis by]~~ personnel of a ~~[fire department or law enforcement agency.]~~ response agency or other local governmental agency:*

*(1) Use in the course of preventing, responding to or providing services of recovery or relief in connection with emergencies, acts of terrorism or other natural or man-made disasters; or*

*(2) Wear or otherwise carry on a regular basis.*

↪ The term includes, ~~[but is not limited to,]~~ *without limitation*, firearms, boots, bulletproof vests or other types of body armor, protective garments, *protective eyewear*, gloves ~~[and helmets.]~~, *helmets, and any specialized apparatus, equipment or materials approved or recommended by the United States Department of Homeland Security.*

(c) *“Response agency” means an agency of a local government that provides services related to law enforcement, firefighting, emergency medical care or public safety.”.*

Amend the bill as a whole by deleting sec. 2.

Amend the title of the bill by deleting the second through fourth lines and inserting:

“personal safety equipment for use by local governmental agencies from requirements of competitive bidding;”.

Amend the summary of the bill to read as follows:

“SUMMARY—Exempts certain local governmental purchases of personal safety equipment from requirements for competitive bidding. (BDR 27-355)”.

**If this amendment is adopted, the Legislative  
Counsel's Digest will be changed to read as follows:**

**Legislative Counsel's Digest:**

Existing law provides that the purchase of personal safety equipment for use by a local fire department or local law enforcement agency is not required to be carried out by way of competitive bidding if: (1) the equipment will be used by personnel of such entities in responding to emergencies that may threaten the health, safety or welfare of the personnel; and (2) the cost of the equipment is comparable to the cost of similar equipment available for purchase by the public. (NRS 332.115)

This bill expands the exemption from competitive bidding by replacing the references to local fire departments and local law enforcement agencies with the term “response agency”, which is defined to mean an agency of a local government that provides services related to law enforcement, firefighting, emergency medical care or public safety. This bill further expands the exemption by providing that a response agency, or any other local governmental agency, may purchase personal safety equipment for its personnel without complying with the requirements for competitive bidding if: (1) the equipment will be used by the personnel in the course of preventing, responding to or providing services of recovery or relief in connection with emergencies, acts of terrorism or other natural or man-made disasters that may threaten the health, safety or welfare of the personnel; and (2) the cost of the equipment is comparable to the cost of similar equipment available for purchase by the public.

Existing law defines “personal safety equipment” for the purposes of the competitive bidding exemption to mean only safety equipment that is worn or carried on a regular basis. (NRS 332.115)

This bill expands the definition of “personal safety equipment” to include safety equipment that is used in the course of preventing, responding to or providing services of recovery or relief in connection with emergencies, acts of terrorism or other natural or man-made disasters, as well as safety equipment that is worn or carried on a regular basis. This bill further expands the definition of “personal safety equipment” to include specialized apparatus, equipment or materials approved or recommended by the United States Department of Homeland Security.