

## Amendment No. 887

Assembly Amendment to Assembly Bill No. 578

(BDR 17-942)

**Proposed by:** Assembly Committee on Legislative Operations and Elections**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No

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"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold underlining* is newly added transitory language.

## SHORT FORM AMENDMENT

Sections 2, 5, 11, 63 and 64.5 of this act are the only sections affected by this amendment.

KCP



Date: 6/4/2011

A.B. No. 578—Revises the interim committee structure of the Legislature. (BDR 17-942)



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**Section 2 of Assembly Bill No. 578 is hereby amended as follows:**

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1     **Sec. 2.** NRS 218D.160 is hereby amended to read as follows:

2     218D.160 1. The Chair of the Legislative Commission may request the drafting of not  
3 more than 15 legislative measures before the commencement of a regular legislative session,  
4 with the approval of the Commission, which relate to the affairs of the Legislature or its  
5 employees, including measures requested by the legislative staff.

6     2. The Chair of the Interim Finance Committee may request the drafting of not more than 10  
7 legislative measures before the commencement of a regular legislative session, with the approval  
8 of the Committee, which relate to matters within the scope of the Committee.

9     3. Except as otherwise provided by a specific statute , joint rule or concurrent resolution of  
10 the Legislature:

11     (a) *A Joint Interim Standing Committee may request the drafting of not more than 10*  
12 *legislative measures which relate to matters within the scope of the Committee.*

13     (b) Any ~~other~~ legislative committee created by a statute , other than an interim legislative  
14 committee, may request the drafting of not more than 10 legislative measures which relate to  
15 matters within the scope of the committee.

16     ~~{(b)}~~ (c) ~~[An interim committee which conducts a study or investigation]~~ Any committee or  
17 subcommittee established by an order of the Legislative Commission pursuant to NRS  
18 218E.200 may request the drafting of not more than 5 legislative measures which relate to  
19 matters within the scope of the study or investigation, except that such a committee or  
20 subcommittee may request the drafting of additional legislative measures if the Legislative  
21 Commission approves each additional request by a majority vote.

22     ~~{(e)}~~ (d) Any other committee established by the Legislature which conducts an interim  
23 legislative study or investigation may request the drafting of not more than 5 legislative  
24 measures which relate to matters within the scope of the study , or investigation.

25     ↪ ~~[Except as otherwise provided in NRS 218E.205, measures]~~ ~~[Measures]~~ The requests  
26 authorized ~~[to be requested]~~ pursuant to this subsection must be submitted to the Legislative  
27 Counsel on or before September 1 preceding the commencement of a regular session of the  
28 Legislature unless the Legislative Commission authorizes submitting a request after that date.

29     4. Each request made pursuant to this section must be on a form prescribed by the  
30 Legislative Counsel.

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**Section 5 of Assembly Bill No. 578 is hereby amended as follows:**

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31     **Sec. 5. 1.** *There are hereby created the following Joint Interim Standing Committees of*  
32 *the Legislature:*

33     (a) *Commerce, Labor and Energy;*

34     (b) *Education;*

35     (c) *Government Affairs;*

36     (d) *Health and Human Services;*

37     (e) *Judiciary;*

38     (f) *Legislative Operations and Elections;*

39     (g) *Natural Resources, Agriculture and Mining;*

40     (h) *Revenue and Taxation; and*

41     (i) *Transportation.*

1       2. Each Committee consists of eight regular members and five alternate members. As  
2 soon as is practicable following the adjournment of each regular session of the Legislature:

3       (a) The Speaker of the Assembly shall appoint five members of the Assembly as regular  
4 members of each Committee and three members of the Assembly as alternate members of each  
5 Committee.

6       (b) The Majority Leader of the Senate shall appoint three Senators as regular members of  
7 each Committee and two Senators as alternate members of each Committee.

8       3. ~~[To]~~ Before making their respective appointments, the Speaker of the Assembly and the  
9 Majority Leader of the Senate shall consult so that, to the extent practicable:

10       (a) ~~[A majority of the]~~ At least five regular members appointed to [a] each Committee  
11 ~~[must have]~~ served on the corresponding standing committee or committees during the  
12 preceding regular session of the Legislature.

13       (b) ~~[At]~~ Not more than five regular members appointed to each Committee are members of  
14 the same political party and at least one regular member and one alternate member appointed  
15 from each House of the Legislature to each Committee [must be a member of the minority] are  
16 members of a different political party [in the House.] than the appointing authority.

17       4. The Legislative Commission shall select the Chair and Vice Chair of each Committee  
18 from among the members of the Committee. The Chair must be appointed from one House of  
19 the Legislature and the Vice Chair from the other House. The position of Chair must alternate  
20 each biennium between the Houses of the Legislature. Each of those officers holds the  
21 position until a successor is appointed following the next regular session of the Legislature. If  
22 a vacancy occurs in the position of Chair or Vice Chair, the vacancy must be filled in the same  
23 manner as the original selection for the remainder of the unexpired term.

24       5. The membership of any member of a Committee who does not become a candidate for  
25 reelection or who is defeated for reelection terminates on the day next after the general  
26 election. The Speaker designate of the Assembly or the Majority Leader designate of the  
27 Senate, as the case may be, may appoint a member to fill the vacancy for the remainder of the  
28 unexpired term.

29       6. Vacancies on a Committee must be filled in the same manner as original appointments.

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## Section 11 of Assembly Bill No. 578 is hereby amended as follows:

30       **Sec. 11.** NRS 218E.205 is hereby amended to read as follows:

31       218E.205 1. The Legislative Commission shall, between sessions of the Legislature, fix  
32 the work priority of all studies and investigations assigned to it by ~~[concurrent resolutions of]~~ the  
33 Legislature, ~~[or]~~ directed by an order of the Legislative Commission ~~[.]~~ or conducted by a Joint  
34 Interim Standing Committee, within the limits of available time, money and staff. The  
35 Legislative Commission shall not make studies or investigations directed by resolutions of only  
36 one House of the Legislature or studies or investigations proposed but not approved during the  
37 preceding legislative session.

38       2. All requests for the drafting of ~~[Legislation]~~ legislative measures to be recommended as  
39 the result of a study or investigation ~~[, except a study or investigation directed by an order of the~~  
40 ~~Legislative Commission,]~~ must be made ~~[before]~~ [July] ~~[September 1 of the year preceding a~~  
41 ~~legislative session]~~ ~~[.]~~ ~~[unless the Legislative Commission authorizes submitting a request after~~  
42 ~~that date.]~~ in accordance with NRS 218D.160.

43       3. Except as otherwise provided by NRS 218E.210, between sessions of the Legislature no  
44 study or investigation may be initiated or continued by the Fiscal Analysts, the Legislative

1 Auditor, the Legislative Counsel or the Research Director and their staffs except studies and  
2 investigations which have been specifically authorized by ~~{concurrent resolutions of}~~ the  
3 Legislature or by ~~{an order of}~~ the Legislative Commission.

4 4. No study or investigation may be carried over from one session of the Legislature to the  
5 next without additional authorization ~~{by a concurrent resolution}~~ of the Legislature, except  
6 audits in progress, whose carryover has been approved by the Legislative Commission.

7 5. Except as otherwise provided by specific statute, the staff of the Legislative Counsel  
8 Bureau shall not serve as primary administrative or professional staff for a committee unless the  
9 chair of the committee is required by statute or resolution to be a Legislator.

10 6. The Legislative Commission shall review and approve the budget and work program and  
11 any changes to the budget or work program for each study or investigation conducted by the  
12 Legislative Commission or a committee or subcommittee established by the Legislative  
13 Commission.

14 ~~{7. A committee or subcommittee established to conduct a study or investigation assigned to  
15 the Legislative Commission by concurrent resolution of the Legislature or directed by order of  
16 the Legislative Commission must, unless otherwise ordered by the Legislative Commission,  
17 meet not earlier than January 1 of the even-numbered year and not later than June 30 of that  
18 year.}~~

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**Section 63 of Assembly Bill No. 578 is hereby amended as follows:**

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19 **Sec. 63.** NRS 528.150 is hereby amended to read as follows:

20 528.150 1. On or before January 1 of each year, the State Forester Firewarden shall, in  
21 coordination and cooperation with the Tahoe Regional Planning Agency and the fire chiefs  
22 within the Lake Tahoe Basin, submit a report concerning fire prevention and forest health in the  
23 Nevada portion of the Lake Tahoe Basin to:

24 (a) The ~~{Legislative Committee for the Review and Oversight of the Tahoe Regional  
25 Planning Agency and Marlette Lake Water System created by NRS 218E.555}~~ **Joint Interim  
26 Standing Committee on ~~{Natural Resources, Agriculture and Mining}~~ Government Affairs** and  
27 to the Director of the Legislative Counsel Bureau for transmittal to the Legislature;

28 (b) The Governor;

29 (c) The Tahoe Regional Planning Agency; and

30 (d) Each United States Senator and Representative in Congress who is elected to represent  
31 the State of Nevada.

32 2. The report submitted by the State Forester Firewarden pursuant to subsection 1 must  
33 address, without limitation:

34 (a) The status of:

35 (1) The implementation of plans for the prevention of fires in the Nevada portion of the  
36 Lake Tahoe Basin, including, without limitation, plans relating to the reduction of fuel for fires;

37 (2) Efforts concerning forest restoration in the Nevada portion of the Lake Tahoe Basin;  
38 and

39 (3) Efforts concerning rehabilitation of vegetation, if any, as a result of fire in the Nevada  
40 portion of the Lake Tahoe Basin.

41 (b) Compliance with:

42 (1) The goals and policies for fire prevention and forest health in the Nevada portion of  
43 the Lake Tahoe Basin; and

1 (2) Any recommendations concerning fire prevention or public safety made by any fire  
2 department or fire protection district in the Nevada portion of the Lake Tahoe Basin.

3 (c) Any efforts to:

4 (1) Increase public awareness in the Nevada portion of the Lake Tahoe Basin regarding  
5 fire prevention and public safety; and

6 (2) Coordinate with other federal, state, local and private entities with regard to projects to  
7 reduce fire hazards in the Nevada portion of the Lake Tahoe Basin.

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**Section 64.5 of Assembly Bill No. 578 is hereby amended as follows:**

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8 Sec. 64.5. 1. If the provisions of any other act or resolution passed by the 76th  
9 Session of the Nevada Legislature provide for a legislative study or investigation:

10 (a) The provisions of the other act or resolution that provide for the legislative study or  
11 investigation are superseded and abrogated by the provisions of this act; and

12 (b) The legislative study or investigation provided for in the other act or resolution must  
13 be conducted by the Joint Interim Standing Committee established pursuant to section 5 of  
14 this act which has jurisdiction over the subject matter of the study or investigation, except  
15 that the Committee may conduct the study or investigation only within limits of the  
16 Committee's budget and work program approved by the Legislative Commission pursuant  
17 to section 7 of this act.

18 2. If the subject matter of such a legislative study or investigation falls within the  
19 jurisdiction of more than one Joint Interim Standing Committee established pursuant to  
20 section 5 of this act, the Legislative Commission shall assign the study or investigation to  
21 the most appropriate Committee based on the budgets and work programs approved by  
22 the Legislative Commission for the Committees.

23 3. As used in this section:

24 (a) "Legislative study or investigation" includes, without limitation, any:

25 (1) Interim legislative study or investigation; or

26 (2) Legislative study or investigation assigned to a statutory legislative committee,  
27 including, without limitation, a statutory legislative committee abolished by the provisions  
28 of this act.

29 (b) "Legislative study or investigation" does not include the advisory committee to  
30 develop recommendations for increasing the funding of highways in this State created by  
31 Assembly Bill No. 152 of the 76th Session of the Nevada Legislature.