

Amendment No. 208

Assembly Amendment to Assembly Bill No. 179

(BDR 17-770)

Proposed by: Assembly Committee on Commerce and Labor**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

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.

MSN/TMC



Date: 4/11/2013

A.B. No. 179—Revises provisions governing audits of certain regulatory boards of this State. (BDR 17-770)



ASSEMBLY BILL NO. 179—ASSEMBLYMEN OSCARSON, HICKEY, ELLISON; ELLIOT ANDERSON, BOBZIEN, BUSTAMANTE ADAMS, DALY, EISEN, GRADY, HEALEY, KIRKPATRICK, KIRNER, LIVERMORE, MARTIN, NEAL, SWANK, WHEELER AND WOODBURY

FEBRUARY 27, 2013

JOINT SPONSORS: SENATORS CEGAVSKE AND GOICOECHEA

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing audits of certain regulatory boards of this State. (BDR 17-770)

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 audits; revising requirements for certain regulatory boards of this State to prepare a balance sheet ~~and~~ or hire a public accountant or accounting firm to conduct an audit of the board for a fiscal year; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law, with certain exceptions, requires certain regulatory boards of this State which : (1) receive less than \$50,000 in revenue during a fiscal year to prepare a balance sheet for that fiscal year; or (2) receive \$50,000 or more in revenue during any fiscal year to ~~prepare a balance sheet and~~ hire a public accountant or accounting firm to conduct an audit of the board's fiscal records for that fiscal year. ~~Under certain circumstances,~~ Upon completion of the balance sheet or audit, existing law requires the board to file the balance sheet or a report of the audit with the Legislative Auditor and the Chief of the Budget Division of the Department of Administration on or before December 1 following the end of that fiscal year. (NRS 218G.400)

This bill increases from \$50,000 to \$75,000 the amount of revenue received in any fiscal year ~~which would require~~ for the purpose of determining whether a board is required to prepare a balance sheet ~~and~~ or hire a public accountant or accounting firm to conduct the audit and subsequently file a report of the audit with the Legislative Auditor and the Chief of the Budget Division. This bill also provides that a board which: (1) receives less than \$75,000 in revenue; (2) is required to submit certain quarterly reports to the Director of the Legislative Counsel Bureau; and (3) fails to submit those reports, must hire a public accountant or accounting firm to conduct an audit of the board's fiscal records rather than preparing a balance sheet.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 218G.400 is hereby amended to read as follows:

218G.400 1. Except as otherwise provided in subsection 2, each board created by the provisions of NRS 590.485 and chapters 623 to 625A, inclusive, 628, 630 to 644, inclusive, 648, 654 and 656 of NRS shall:

(a) If the revenue of the board from all sources is less than ~~1~~~~\$50,000~~ ~~2~~ ~~\$75,000~~ for any fiscal year ~~3~~ ~~4~~ ~~5~~ ~~6~~ ~~7~~ ~~8~~ ~~9~~ ~~10~~ ~~11~~ ~~12~~ ~~13~~ ~~14~~ ~~15~~ ~~16~~ ~~17~~ ~~18~~ ~~19~~ ~~20~~ ~~21~~ ~~22~~ ~~23~~ ~~24~~ ~~25~~ ~~26~~ ~~27~~ ~~28~~ ~~29~~ ~~30~~ ~~31~~ ~~32~~ ~~33~~ ~~34~~ ~~35~~ ~~36~~ ~~37~~ ~~38~~ ~~39~~ ~~40~~ ~~41~~ ~~42~~ ~~43~~ ~~44~~ ~~45~~ ~~46~~ ~~47~~ ~~48~~ ~~49~~ ~~50~~ ~~51~~ ~~52~~ ~~53~~ ~~54~~ ~~55~~ ~~56~~ ~~57~~ ~~58~~ ~~59~~ ~~60~~ ~~61~~ ~~62~~ ~~63~~ ~~64~~ ~~65~~ ~~66~~ ~~67~~ ~~68~~ ~~69~~ ~~70~~ ~~71~~ ~~72~~ ~~73~~ ~~74~~ ~~75~~ ~~76~~ ~~77~~ ~~78~~ ~~79~~ ~~80~~ ~~81~~ ~~82~~ ~~83~~ ~~84~~ ~~85~~ ~~86~~ ~~87~~ ~~88~~ ~~89~~ ~~90~~ ~~91~~ ~~92~~ ~~93~~ ~~94~~ ~~95~~ ~~96~~ ~~97~~ ~~98~~ ~~99~~ ~~100~~ ~~101~~ ~~102~~ ~~103~~ ~~104~~ ~~105~~ ~~106~~ ~~107~~ ~~108~~ ~~109~~ ~~110~~ ~~111~~ ~~112~~ ~~113~~ ~~114~~ ~~115~~ ~~116~~ ~~117~~ ~~118~~ ~~119~~ ~~120~~ ~~121~~ ~~122~~ ~~123~~ ~~124~~ ~~125~~ 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1 that are necessary to prepare a balance sheet or have an audit conducted pursuant to
2 this section.

3 6. In addition to any other remedy or penalty, a person who is guilty of
4 nonfeasance pursuant to this section forfeits the person's state office or
5 employment and may not be appointed to a state office or position of state
6 employment for a period of 2 years following the forfeiture. The provisions of this
7 subsection do not apply to a state officer who may be removed from office only by
8 impeachment pursuant to Article 7 of the Nevada Constitution.

9 **Sec. 2.** This act becomes effective on July 1, 2013.