

(§§ 2, 3, 5, 9)

(Reprinted with amendments adopted on April 22, 2013)

FIRST REPRINT

S.B. 21

SENATE BILL NO. 21—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE STATE CONTROLLER)

PREFILED DECEMBER 20, 2012

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing state financial administration. (BDR 31-379)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to state financial administration; making various changes to provisions governing debt collection by the State Controller; providing a uniform rate of interest on certain debt assigned to the State Controller for collection; revising provisions governing refunds of overpayments on debt owed to the State; adding various requirements for renewal of certain professional or occupational licenses; requiring the State Controller to establish a fee that must be paid by certain payees who refuse to accept an electronic payment of an account payable; requiring the State Controller to pay the salaries and wages of all state officers and employees through an electronic payment system; requiring state officers and employees, with limited exceptions, to receive payment of their salaries and wages through the electronic payment system; removing certain duties of the Chief of the Administrative Division of the Legislative Counsel Bureau concerning the payment of the salaries and wages of Legislators, employees of the Legislature and employees of the Legislative Counsel Bureau; and providing other matters properly relating thereto.



* S B 2 1 R 1 *

Legislative Counsel's Digest:

Existing law sets forth provisions governing the collection of debts owed to a state agency. (Chapter 353C of NRS) **Section 2** of this bill provides a uniform rate of interest that is applicable to each debt which is assigned by a state agency to the State Controller for collection and which is subject to the payment of interest pursuant to a specific statute or regulation. **Section 3** of this bill provides that the State Controller is not required to refund overpayments on debt owed to the State that are less than \$10 unless the refund is timely requested in writing. **Sections 4, 7.1-7.9 and 13-66** of this bill prohibit certain licensing agencies from renewing licenses, certifications, registrations, permits or other authorizations that grant a person the authority to engage in certain professions or occupations in this State if: (1) the person owes a debt to a state agency which has been assigned to the State Controller for collection; or (2) the person has not provided to those licensing agencies certain information relating to state business licenses.

Section 5 of this bill revises the costs and fees that certain debtors must pay for the collection of a debt owed to the State. **Section 6** of this bill provides that if the State Controller sells a debt after the statutory period for the collection of the debt has expired, the money received must be deposited in the Debt Recovery Account in the State General Fund. **Sections 7 and 8** of this bill establish a process by which an agency may submit a written request to the Interim Finance Committee to contest the determination of the State Controller to deposit certain money collected by the State Controller in the Debt Recovery Account. **Section 9** of this bill requires the State Controller to establish by regulation a fee that must be paid to the State Controller by certain payees that refuse to accept electronic payment of an account payable.

Sections 8.5 and 9.1-9.3 of this bill require the State Controller: (1) to establish an electronic payment system to pay the salaries and wages of all state officers and employees through the use of direct deposit; and (2) to pay the salaries and wages of all state officers and employees through the electronic payment system unless the State Controller determines that participation in the electronic payment system would cause the state officer or employee to suffer undue hardship or extreme inconvenience.

Section 8.3 of this bill removes certain duties of the Chief of the Administrative Division of the Legislative Counsel Bureau, as ex officio Legislative Fiscal Officer, concerning the payment of the salaries and wages of each Legislator, employee of the Legislature and employee of the Legislative Counsel Bureau.

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

Section 1. Chapter 353C of NRS is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this act.

Sec. 2. *If an agency assigns a debt to the State Controller for collection pursuant to NRS 353C.195 and the debt is subject to the payment of interest pursuant to a specific statute or regulation, interest must accrue on the debt at the rate most recently established pursuant to NRS 99.040 beginning on the date of the assignment of the debt to the State Controller, notwithstanding any other rate of interest set forth in the specific statute or regulation.*



1 **Sec. 3.** *The State Controller is not required to draw a*
2 *warrant to refund an overpayment of a debt which is paid to the*
3 *State Controller if the amount of the overpayment is less than \$10,*
4 *unless the debtor, not later than 1 year after the date of the*
5 *overpayment, submits a written request to the State Controller for*
6 *payment of the refund.*

7 **Sec. 4.** 1. *The State Controller shall establish and*
8 *maintain a list of persons who owe a debt to an agency that has*
9 *been assigned to the State Controller for collection pursuant to*
10 *NRS 353C.195.*

11 2. *A licensing agency shall provide to the State Controller:*

12 (a) *The name, address and social security number of each*
13 *licensee; and*

14 (b) *The state business license number of the licensee or, if the*
15 *licensee does not have a state business license, the reason that the*
16 *licensee is not required to obtain a state business license.*

17 3. *A licensing agency shall provide the information described*
18 *in subsection 2:*

19 (a) *If a license issued by the licensing agency is valid for 1*
20 *year or more from the date of issuance:*

21 (1) *On or before February 1 of each year for licensees who*
22 *renewed licenses from July 1 through December 31 of the*
23 *previous calendar year; and*

24 (2) *On or before August 1 of each year for licensees who*
25 *renewed licenses from January 1 through June 30 of the current*
26 *calendar year; or*

27 (b) *If a license issued by the licensing agency is valid for less*
28 *than 1 year from the date of issuance, not later than 60 days after*
29 *the date on which applications for renewal must be received by the*
30 *licensing agency.*

31 4. *If the State Controller determines that the name of any*
32 *licensee appears on the list established by the State Controller*
33 *pursuant to subsection 1, the State Controller shall:*

34 (a) *Inform the licensing agency of that fact; and*

35 (b) *Send a written notice to the licensee, which includes,*
36 *without limitation:*

37 (1) *The amount of the debt;*

38 (2) *A request for payment of the debt;*

39 (3) *Notification that the licensee may enter into an*
40 *agreement with the State Controller pursuant to NRS 353C.130*
41 *for the payment of the debt;*

42 (4) *Notification that the licensee must respond to the notice*
43 *within 30 days after the date on which the notice was sent;*



1 (5) Notification that the licensee may request a hearing to
2 determine the validity of the debt not later than 30 days after the
3 date on which the notice was sent; and

4 (6) Notification that the licensing agency is prohibited from
5 renewing the license of the licensee unless the licensee pays the
6 debt, enters into an agreement for the payment of the debt
7 pursuant to NRS 353C.130 or demonstrates to the State Controller
8 that the debt is not valid.

9 5. The State Controller shall notify the licensing agency if the
10 licensee does not pay the debt that has been assigned to the State
11 Controller for collection, enter into an agreement for the payment
12 of the debt pursuant to NRS 353C.130 or demonstrate that the debt
13 is not valid. A licensing agency shall not renew the license of the
14 licensee who is the subject of the notification until the State
15 Controller notifies the licensing agency that the licensee has:

16 (a) Satisfied the debt;

17 (b) Entered into an agreement for the payment of the debt
18 pursuant to NRS 353C.130; or

19 (c) Demonstrated that the debt is not valid.

20 6. A licensing agency may not be held liable in any civil or
21 criminal action for:

22 (a) Refusing to renew a license because the name of the
23 person or any other name by which the person has been known
24 appears on the list established by the State Controller pursuant to
25 subsection 1 and the licensing agency has not received notification
26 from the State Controller that:

27 (1) The person seeking the renewal of the license is not the
28 person whose name appears on the list or has demonstrated that
29 the debt is not valid; or

30 (2) The debt has been satisfied or the person has entered
31 into an agreement for the payment of the debt pursuant to NRS
32 353C.130; or

33 (b) Any other action taken by the licensing agency in good
34 faith to comply with the provisions of this section.

35 7. The State Controller shall verify with the Secretary of State
36 the information related to the state business license of each
37 licensee.

38 8. The State Controller shall adopt such regulations as the
39 State Controller determines necessary or advisable to carry out the
40 provisions of this section.

41 9. As used in this section:

42 (a) "License" means any license, certification, registration,
43 permit or other authorization that grants a person the authority to
44 engage in a profession or occupation in this State.



* S B 2 1 R 1 *

(b) "Licensee" means a person to whom a license has been issued.

(c) "Licensing agency" means any agency, board or commission that regulates an occupation or profession except for the Department of Motor Vehicles, the Division of Insurance of the Department of Business and Industry, the Commissioner of Insurance or any local government.

Sec. 5. NRS 353C.135 is hereby amended to read as follows:

353C.135 1. Except as otherwise provided in subsection 2 or by a specific statute, a person who owes a debt of more than \$300 pursuant to this chapter shall, in addition to the debt, pay:

(a) ~~The~~ If the State Controller has entered into a contract pursuant to NRS 353C.200 with a private debt collector or any other person for the assignment of the collection of the debt:

(1) A fee payable to the State Controller in the amount of 2 percent of the amount of the debt assigned to the State Controller for collection pursuant to NRS 353C.195;

(2) The amount of the costs and fees ~~actually incurred to collect the debt; and~~ established in the contract; and

(3) Any additional costs and fees actually incurred to collect the debt; or

(b) If the State Controller has not assigned the collection of the debt pursuant to NRS 353C.200:

(1) A fee payable to the State Controller in the amount of 2 percent of the amount of the debt assigned to the State Controller for collection pursuant to NRS 353C.195.

(2) An amount payable to the State Controller for costs and fees which is equal to a percentage of the amount of the debt recovered. The State Controller shall calculate the appropriate percentage pursuant to this subparagraph that is applicable to the debt by reducing by 5 percentage points the lowest such percentage established in any contract entered into by the State Controller pursuant to NRS 353C.200 that was effective at the time the debt was incurred.

(3) Any additional costs and fees actually incurred to collect the debt.

2. The total amount of costs and fees required pursuant to subsection 1 must not exceed 35 percent of the amount of the debt or \$50,000, whichever is less. Any prejudgment or postjudgment interest on the debt authorized by law must not be included in the calculation of the costs and fees actually incurred to collect the debt.

Sec. 6. NRS 353C.222 is hereby amended to read as follows:

353C.222 1. If the period of limitation for the collection of a debt set forth in NRS 353C.140 has expired, the State Controller may, in lieu of requesting the State Board of Examiners to designate



* S B 2 1 R 1 *

1 the debt as a bad debt pursuant to NRS 353C.220, sell the debt to
2 any person.

3 ***2. All money received by the State Controller from the sale of***
4 ***a debt pursuant to subsection 1 must be deposited in the Debt***
5 ***Recovery Account created by NRS 353C.226.***

6 **Sec. 7.** NRS 353C.224 is hereby amended to read as follows:

7 353C.224 1. If the State Controller collects any money owed
8 to an agency from a debtor or receives any money from a private
9 debt collector or other person to whom the State Controller has
10 assigned the collection of a debt owed to an agency, the State
11 Controller shall, unless prohibited by federal law, transfer the net
12 amount of money owed to the agency:

13 (a) Except as otherwise provided in paragraph (c), to the Debt
14 Recovery Account created by NRS 353C.226 if the debt is owed to
15 an agency whose budget is supported exclusively or in part from the
16 State General Fund.

17 (b) Except as otherwise provided in paragraph (c), to an account
18 specified by the agency if the debt is owed to an agency whose
19 budget is supported exclusively from sources other than the State
20 General Fund.

21 (c) If a specific statute requires the money to be deposited in a
22 specific account or used for a specific purpose, to the specific
23 account required by statute or to the account from which money is
24 expended for the purpose specified.

25 ***2. If the State Controller is unable to determine where to***
26 ***transfer the net amount of money collected pursuant to subsection***
27 ***1, the money must be deposited in the Debt Recovery Account. If***
28 ***an agency disputes the decision to deposit the money in the Debt***
29 ***Recovery Account pursuant to this subsection, the agency may,***
30 ***not later than 60 days after the money is deposited in the Debt***
31 ***Recovery Account, submit a written request to the Interim Finance***
32 ***Committee seeking its determination of where the money collected***
33 ***pursuant to subsection 1 should be deposited. If an agency fails to***
34 ***submit such a written request timely, the money must remain in***
35 ***the Debt Recovery Account and be used in accordance with***
36 ***NRS 353C.226.***

37 **3.** As used in this section, "net amount of money owed to the
38 agency" means the money owed to an agency by a debtor that is
39 collected or received by the State Controller minus:

40 (a) Any fees owed pursuant to a specific statute to the State
41 Controller for collection of the debt;

42 (b) Any costs incurred or fees paid by the State Controller to
43 collect any debt assigned to the State Controller for collection by the
44 agency; and



* S B 2 1 R 1 *

(c) Any interest on the debt collected by the State Controller under the terms of an agreement with the debtor, pursuant to NRS 353C.130, for the payment of the debt on an installment basis.

Sec. 7.1. Chapter 1 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In addition to any other requirements set forth in this chapter, an applicant for the renewal of a certificate as a court interpreter must include in the application submitted to the Court Administrator:

(a) The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or

(b) If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.

2. Certification of a court interpreter must not be renewed if:

(a) The applicant fails to submit the information required by subsection 1; or

(b) The State Controller has informed the Court Administrator pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:

(1) Satisfied the debt;

(2) Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or

(3) Demonstrated that the debt is not valid.

3. As used in this section:

(a) "Agency" has the meaning ascribed to it in NRS 353C.020.

(b) "Debt" has the meaning ascribed to it in NRS 353C.040.

Sec. 7.2. Chapter 2 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Supreme Court may adopt rules that:

(a) Require a person applying for the renewal of a license to practice law to include in the application submitted to the State Bar of Nevada:

(1) The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or

(2) If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.

(b) Prohibit the renewal of a license to practice law if:

(1) The applicant fails to submit the information required by paragraph (a); or



(2) The State Controller has informed the State Bar of Nevada pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:

(I) Satisfied the debt;

(II) Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or

(III) Demonstrated that the debt is not valid.

2. As used in this section:

(a) "Agency" has the meaning ascribed to it in NRS 353C.020.

(b) "Debt" has the meaning ascribed to it in NRS 353C.040.

Sec. 7.3. Chapter 7 of NRS is hereby amended by adding thereto a new section to read as follows:

1. If the Supreme Court adopts the rules described in section 7.2 of this act, the State Bar of Nevada shall:

(a) Require a person applying for the renewal of a license to practice law to include in the application submitted to the State Bar of Nevada:

(1) The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or

(2) If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.

(b) Not renew a license to practice law if:

(1) The applicant fails to submit the information required by paragraph (a); or

(2) The State Controller has informed the State Bar of Nevada pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:

(I) Satisfied the debt;

(II) Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or

(III) Demonstrated that the debt is not valid.

2. As used in this section:

(a) "Agency" has the meaning ascribed to it in NRS 353C.020.

(b) "Debt" has the meaning ascribed to it in NRS 353C.040.

Sec. 7.4. Chapter 90 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In addition to any other requirements set forth in this chapter, an applicant for the renewal of a license as a broker-dealer, sales representative, investment adviser, representative of an investment adviser or transfer agent must include in the application submitted to the Administrator:



1 (a) The applicant's state business license number assigned by
2 the Secretary of State upon compliance with the provisions of
3 chapter 76 of NRS; or

4 (b) If the applicant does not have a state business license, an
5 explanation of why the applicant is not required to obtain a state
6 business license.

7 2. A license as a broker-dealer, sales representative,
8 investment adviser, representative of an investment adviser or
9 transfer agent may not be renewed by the Administrator if:

10 (a) The applicant fails to submit the information required by
11 subsection 1; or

12 (b) The State Controller has informed the Administrator
13 pursuant to subsection 5 of section 4 of this act that the applicant
14 owes a debt to an agency that has been assigned to the State
15 Controller for collection and the applicant has not:

16 (1) Satisfied the debt;

17 (2) Entered into an agreement for the payment of the debt
18 pursuant to NRS 353C.130; or

19 (3) Demonstrated that the debt is not valid.

20 3. As used in this section:

21 (a) "Agency" has the meaning ascribed to it in NRS 353C.020.

22 (b) "Debt" has the meaning ascribed to it in NRS 353C.040.

23 Sec. 7.5. Chapter 116A of NRS is hereby amended by adding
24 thereto a new section to read as follows:

25 1. In addition to any other requirements set forth in this
26 chapter, an applicant for the renewal of a certificate or
27 registration must include in the application submitted to the
28 Division:

29 (a) The applicant's state business license number assigned by
30 the Secretary of State upon compliance with the provisions of
31 chapter 76 of NRS; or

32 (b) If the applicant does not have a state business license, an
33 explanation of why the applicant is not required to obtain a state
34 business license.

35 2. A certificate or registration may not be renewed by the
36 Division if:

37 (a) The applicant fails to submit the information required by
38 subsection 1; or

39 (b) The State Controller has informed the Division pursuant to
40 subsection 5 of section 4 of this act that the applicant owes a debt
41 to an agency that has been assigned to the State Controller for
42 collection and the applicant has not:

43 (1) Satisfied the debt;

44 (2) Entered into an agreement for the payment of the debt
45 pursuant to NRS 353C.130; or



1 (3) *Demonstrated that the debt is not valid.*

2 3. *As used in this section:*

3 (a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

4 (b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

5 Sec. 7.6. Chapter 119A of NRS is hereby amended by adding
6 thereto the provisions set forth as sections 7.7, 7.8 and 7.9 of this
7 act.

8 Sec. 7.7. 1. *In addition to any other requirements set forth*
9 *in this chapter, an applicant for the renewal of a sales agent’s*
10 *license must include in the application submitted to the Division:*

11 (a) *The applicant’s state business license number assigned by*
12 *the Secretary of State upon compliance with the provisions of*
13 *chapter 76 of NRS; or*

14 (b) *If the applicant does not have a state business license, an*
15 *explanation of why the applicant is not required to obtain a state*
16 *business license.*

17 2. *A sales agent’s license may not be renewed by the Division*
18 *if:*

19 (a) *The applicant fails to submit the information required by*
20 *subsection 1; or*

21 (b) *The State Controller has informed the Division pursuant to*
22 *subsection 5 of section 4 of this act that the applicant owes a debt*
23 *to an agency that has been assigned to the State Controller for*
24 *collection and the applicant has not:*

25 (1) *Satisfied the debt;*

26 (2) *Entered into an agreement for the payment of the debt*
27 *pursuant to NRS 353C.130; or*

28 (3) *Demonstrated that the debt is not valid.*

29 3. *As used in this section:*

30 (a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

31 (b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

32 Sec. 7.8. 1. *In addition to any other requirements set forth*
33 *in this chapter, an applicant for the renewal of registration as a*
34 *representative must include in the application submitted to the*
35 *Division:*

36 (a) *The applicant’s state business license number assigned by*
37 *the Secretary of State upon compliance with the provisions of*
38 *chapter 76 of NRS; or*

39 (b) *If the applicant does not have a state business license, an*
40 *explanation of why the applicant is not required to obtain a state*
41 *business license.*

42 2. *Registration as a representative may not be renewed by the*
43 *Administrator if:*

44 (a) *The applicant fails to submit the information required by*
45 *subsection 1; or*



* S B 2 1 R 1 *

(b) *The State Controller has informed the Administrator pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:*

(1) *Satisfied the debt;*

(2) *Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or*

(3) *Demonstrated that the debt is not valid.*

3. *As used in this section:*

(a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*

(b) *"Debt" has the meaning ascribed to it in NRS 353C.040.*

Sec. 7.9. 1. *In addition to any other requirements set forth in this chapter, an applicant for the renewal of registration with the Division to engage in the business of, act in the capacity of, advertise or assume to act as a manager must include in the application submitted to the Division:*

(a) *The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or*

(b) *If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.*

2. *Registration to engage in the business of, act in the capacity of, advertise or assume to act as a manager may not be renewed by the Division if:*

(a) *The applicant fails to submit the information required by subsection 1; or*

(b) *The State Controller has informed the Division pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:*

(1) *Satisfied the debt;*

(2) *Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or*

(3) *Demonstrated that the debt is not valid.*

3. *As used in this section:*

(a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*

(b) *"Debt" has the meaning ascribed to it in NRS 353C.040.*

Sec. 8. NRS 218E.405 is hereby amended to read as follows:

218E.405 1. Except as otherwise provided in subsection 2, the Interim Finance Committee may exercise the powers conferred upon it by law only when the Legislature is not in a regular or special session.

2. During a regular or special session, the Interim Finance Committee may also perform the duties imposed on it by



1 subsection 5 of NRS 284.115, NRS 284.1729, 285.070, subsection
2 2 of NRS 321.335, NRS 322.007, subsection 2 of NRS 323.020,
3 NRS 323.050, subsection 1 of NRS 323.100, subsection 3 of NRS
4 341.126, NRS 341.142, paragraph (f) of subsection 1 of NRS
5 341.145, NRS 353.220, 353.224, 353.2705 to 353.2771, inclusive,
6 353.288, 353.335, **353C.224**, 353C.226, paragraph (b) of subsection
7 4 of NRS 407.0762, NRS 428.375, 439.4905, 439.620, 439.630,
8 445B.830 and 538.650. In performing those duties, the Senate
9 Standing Committee on Finance and the Assembly Standing
10 Committee on Ways and Means may meet separately and transmit
11 the results of their respective votes to the Chair of the Interim
12 Finance Committee to determine the action of the Interim Finance
13 Committee as a whole.

14 3. The Chair of the Interim Finance Committee may appoint a
15 subcommittee consisting of six members of the Committee to
16 review and make recommendations to the Committee on matters of
17 the State Public Works Division of the Department of
18 Administration that require prior approval of the Interim Finance
19 Committee pursuant to subsection 3 of NRS 341.090, NRS 341.142
20 and paragraph (f) of subsection 1 of NRS 341.145. If the Chair
21 appoints such a subcommittee:

22 (a) The Chair shall designate one of the members of the
23 subcommittee to serve as the chair of the subcommittee;

24 (b) The subcommittee shall meet throughout the year at the
25 times and places specified by the call of the chair of the
26 subcommittee; and

27 (c) The Director or the Director's designee shall act as the
28 nonvoting recording secretary of the subcommittee.

29 **Sec. 8.3.** NRS 218F.510 is hereby amended to read as follows:

30 218F.510 ~~HH~~ The Chief of the Administrative Division is ex
31 officio Legislative Fiscal Officer. As such Officer, the Chief shall
32 keep a complete, accurate and adequate set of accounting records
33 and reports for all legislative operations, ~~including~~ **excluding** any
34 records and reports ~~required by the Federal Government for the~~
35 ~~administration of federal revenue and income tax laws.~~

36 ~~2. The Chief shall:~~

37 ~~—(a) Withhold from the pay of each Legislator, employee of the~~
38 ~~Legislature and employee of the Legislative Counsel Bureau the~~
39 ~~amount of tax specified by the Federal Government; and~~

40 ~~—(b) Transmit the amount deducted to the Internal Revenue~~
41 ~~Service of the United States Department of the Treasury.~~

42 ~~—3. The Chief shall, upon receipt of information from the Public~~
43 ~~Employees' Benefits Program specifying amounts of premiums or~~
44 ~~contributions for coverage by the Program;~~



~~—(a) Withhold from the pay of each employee of the Legislature and employee of the Legislative Counsel Bureau who participates in the Public Employees' Benefits Program those amounts; and~~

~~—(b) Pay those amounts to the Program.~~

~~—4. The Chief:~~

~~—(a) May provide for the purchase of United States savings bonds or similar United States obligations by salary deduction for any Legislator, employee of the Legislature or employee of the Legislative Counsel Bureau who submits a written request for these deductions and purchases.~~

~~—(b) Shall provide forms authorizing deductions for and purchases of these United States obligations.~~

~~—5. The Chief may:~~

~~—(a) Withhold from the pay of a Legislator, employee of the Legislature or employee of the Legislative Counsel Bureau such amount as the claimant specifies in writing for payment to the claimant's credit union. Any money which is withheld must be transmitted by the Chief in accordance with the claimant's written instructions.~~

~~—(b) Adopt regulations necessary to carry out the provisions of this subsection.] concerning salaries and wages which are paid by the State Controller pursuant to section 8.5 of this act.~~

Sec. 8.5. Chapter 227 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The State Controller shall establish an electronic payment system to pay the salaries and wages of all state officers and employees through the use of direct deposit.

2. Except as otherwise provided in subsection 3, the State Controller shall pay the salaries and wages of all state officers and employees using the electronic payment system.

3. Upon application by a state officer or employee, the State Controller may waive the participation of the state officer or employee in the electronic payment system established pursuant to subsection 1 if the State Controller determines that participation in the system by the state officer or employee would cause the state officer or employee to suffer undue hardship or extreme inconvenience.

4. The State Controller may adopt such regulations as he or she determines to be necessary or advisable to carry out the provisions of this section.

5. As used in this section:

(a) "Direct deposit" means payment of the salary and wages of a person by causing the net amount of such person's salary and wages to be deposited in an account maintained in a financial institution in the name of the person.



(b) *"State employee" means any person who performs public duties under the direction and control of a state officer for compensation paid by or through the State. The term includes every employee of:*

(1) *The Executive Department of the State Government, including, without limitation, the Nevada System of Higher Education.*

(2) *The Legislative Department of the State Government.*

(3) *The Judicial Department of the State Government.*

(c) *"State officer" means a person elected or appointed to a position with the State which involves the exercise of a state power, trust or duty, including:*

(1) *Actions taken in an official capacity which involve a substantial and material exercise of administrative discretion in the formulation of state policy;*

(2) *The expenditure of state money; and*

(3) *The enforcement of laws and regulations of the State.*

Sec. 9. NRS 227.185 is hereby amended to read as follows:

227.185 1. Except as otherwise provided in subsection 2, the State Controller shall pay an account payable electronically.

2. Upon application of a payee or the payee's representative, the State Controller may waive the requirements of subsection 1 if the State Controller determines that the electronic payment of an account payable would cause the payee to suffer undue hardship or extreme inconvenience.

3. *Except as otherwise provided in subsection 2, the State Controller shall adopt regulations establishing a fee that must be paid to the State Controller by a payee that refuses to accept electronic payment of an account payable. The fee must not exceed the actual cost to the State Controller to process the payment.*

4. The State Controller may adopt such *other* regulations as are necessary or advisable to carry out the provisions of this section.

Sec. 9.1. NRS 227.200 is hereby amended to read as follows:

227.200 The State Controller shall:

1. Draw a warrant in favor of any person or governmental payee certified by an agency of state government to receive money from the treasury and deliver or mail the warrant to the State Treasurer who shall sign the warrant and:

(a) Except as otherwise provided in NRS 227.185, if it is for payment of an account payable, electronically pay the payee or the payee's representative;

(b) If it is for payment of an employee:

(1) ~~Deliver~~ *If the employee is not required to receive his or her salary and wages by direct deposit pursuant to section 8.5 of*



* S B 2 1 R 1 *

1 *this act, deliver* or mail the warrant to the employee or to the
2 appropriate state agency for distribution; or

3 (2) ~~Deposit~~ *If the employee is required to receive his or*
4 *her salary and wages by direct deposit pursuant to section 8.5 of*
5 *this act, deposit* the warrant to the credit of the employee by direct
6 deposit at a bank or credit union in which the employee has an
7 account ; ~~if the employee has authorized the direct deposit;~~ or

8 (c) Deposit the warrant to the credit of the payee through a funds
9 transfer.

10 2. Keep a warrant register, in which the State Controller shall
11 enter all warrants drawn by him or her. The arrangement of this
12 book must be such as to show the bill and warrant number, and a
13 amount, out of which fund the warrants are payable, and a
14 distribution of the warrants under the various appropriations.

15 3. Credit the State Treasurer with all warrants paid.

16 **Sec. 9.2.** Chapter 281 of NRS is hereby amended by adding
17 thereto a new section to read as follows:

18 *The agency or governmental entity having jurisdiction over the*
19 *payment of a state officer or employee shall ensure that the state*
20 *officer or employee takes one of the following actions within 30*
21 *days after the date on which the state officer or employee is hired,*
22 *appointed or elected, as applicable:*

23 1. *Furnish to the State Controller such information as the*
24 *State Controller may require to pay the salary and wages of the*
25 *state officer or employee by direct deposit; or*

26 2. *Apply to the State Controller for a waiver as described in*
27 *subsection 3 of section 8.5 of this act.*

28 **Sec. 9.3.** NRS 281.120 is hereby amended to read as follows:

29 281.120 1. Except as otherwise provided in this section, all
30 state officers and regular and temporary employees of this State are
31 entitled to receive salaries as fixed by law in two equal semimonthly
32 payments. The first semimonthly payment for each month must be
33 for the first half of that particular month, and the second
34 semimonthly payment must be for the last half of the month.

35 2. All payrolls must be submitted by individual agencies
36 immediately after the 15th and last day of each month for approval
37 by the Division of Human Resource Management of the Department
38 of Administration, and ~~salary checks~~ *payment* as approved by the
39 State Controller must be ~~issued~~ *made* not later than 10 calendar
40 days following the end of each semimonthly pay period.

41 3. A state agency or department may be permitted to pay
42 salaries, within the limits fixed by law, at regular 2-week intervals,
43 when it is established to the satisfaction of the Governor that this
44 method of payment will expedite and assist the work of the agency



or department without inconvenience to other agencies or departments.

Sec. 10. (Deleted by amendment.)

Sec. 11. (Deleted by amendment.)

Sec. 12. (Deleted by amendment.)

Sec. 13. Chapter 361 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In addition to any other requirements set forth in this chapter, an applicant for the renewal of a certificate as an appraiser must include in the application submitted to the Department:

(a) The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or

(b) If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.

2. A certificate as an appraiser may not be renewed by the Department if:

(a) The applicant fails to submit the information required by subsection 1; or

(b) The State Controller has informed the Department pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:

(1) Satisfied the debt;

(2) Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or

(3) Demonstrated that the debt is not valid.

3. As used in this section:

(a) "Agency" has the meaning ascribed to it in NRS 353C.020.

(b) "Debt" has the meaning ascribed to it in NRS 353C.040.

Sec. 14. Chapter 379 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In addition to any other requirements set forth in this chapter, an applicant for the renewal of certification by the State Library and Archives Administrator must include in the application submitted to the State Library and Archives Administrator:

(a) The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or

(b) If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.



* S B 2 1 R 1 *

2. *Certification may not be renewed by the State Library and Archives Administrator if:*

(a) *The applicant fails to submit the information required by subsection 1; or*

(b) *The State Controller has informed the State Library and Archives Administrator pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:*

(1) *Satisfied the debt;*

(2) *Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or*

(3) *Demonstrated that the debt is not valid.*

3. *As used in this section:*

(a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

(b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

Sec. 15. Chapter 391 of NRS is hereby amended by adding thereto a new section to read as follows:

1. *In addition to any other requirements set forth in this chapter, an applicant for the renewal of a license as a teacher or other educational personnel must include in the application submitted to the Superintendent of Public Instruction:*

(a) *The applicant’s state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or*

(b) *If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.*

2. *A license may not be renewed by the Superintendent of Public Instruction if:*

(a) *The applicant fails to submit the information required by subsection 1; or*

(b) *The State Controller has informed the Superintendent of Public Instruction pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:*

(1) *Satisfied the debt;*

(2) *Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or*

(3) *Demonstrated that the debt is not valid.*

3. *As used in this section:*

(a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

(b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*



1 **Sec. 16.** Chapter 394 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *In addition to any other requirements set forth in this*
4 *chapter, an applicant for the renewal of an agent's permit must*
5 *include in the application submitted to the Administrator:*

6 (a) *The applicant's state business license number assigned by*
7 *the Secretary of State upon compliance with the provisions of*
8 *chapter 76 of NRS; or*

9 (b) *If the applicant does not have a state business license, an*
10 *explanation of why the applicant is not required to obtain a state*
11 *business license.*

12 2. *An agent's permit may not be renewed by the*
13 *Administrator if:*

14 (a) *The applicant fails to submit the information required by*
15 *subsection 1; or*

16 (b) *The State Controller has informed the Administrator*
17 *pursuant to subsection 5 of section 4 of this act that the applicant*
18 *owes a debt to an agency that has been assigned to the State*
19 *Controller for collection and the applicant has not:*

20 (1) *Satisfied the debt;*

21 (2) *Entered into an agreement for the payment of the debt*
22 *pursuant to NRS 353C.130; or*

23 (3) *Demonstrated that the debt is not valid.*

24 3. *As used in this section:*

25 (a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*

26 (b) *"Debt" has the meaning ascribed to it in NRS 353C.040.*

27 **Sec. 17.** Chapter 427A of NRS is hereby amended by adding
28 thereto a new section to read as follows:

29 1. *In addition to any other requirements set forth in this*
30 *chapter, an applicant for the renewal of a certificate as an*
31 *intermediary service organization must include in the application*
32 *submitted to the Division:*

33 (a) *The applicant's state business license number assigned by*
34 *the Secretary of State upon compliance with the provisions of*
35 *chapter 76 of NRS; or*

36 (b) *If the applicant does not have a state business license, an*
37 *explanation of why the applicant is not required to obtain a state*
38 *business license.*

39 2. *A certificate as an intermediary service organization may*
40 *not be renewed by the Division if:*

41 (a) *The applicant fails to submit the information required by*
42 *subsection 1; or*

43 (b) *The State Controller has informed the Division pursuant to*
44 *subsection 5 of section 4 of this act that the applicant owes a debt*



* S B 2 1 R 1 *

1 *to an agency that has been assigned to the State Controller for*
2 *collection and the applicant has not:*

- 3 (1) *Satisfied the debt;*
4 (2) *Entered into an agreement for the payment of the debt*
5 *pursuant to NRS 353C.130; or*
6 (3) *Demonstrated that the debt is not valid.*

7 3. *As used in this section:*

8 (a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

9 (b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

10 **Sec. 18.** NRS 427A.701 is hereby amended to read as follows:
11 427A.701 1. An intermediary service organization that is
12 certified pursuant to NRS 427A.701 to 427A.745, inclusive, *and*
13 *section 17 of this act*, may provide services for a person with a
14 disability or other responsible person relating to personal assistance
15 received by the person with a disability. The services that may be
16 provided by an intermediary service organization include, without
17 limitation:

18 (a) Obtaining a criminal background check of a personal
19 assistant selected by the person with a disability or other responsible
20 person to provide nonmedical services and any medical services
21 authorized pursuant to NRS 629.091;

22 (b) Providing payroll services to pay the personal assistant and
23 determine any tax liability;

24 (c) Providing services relating to financial management; and

25 (d) Providing any other services relating to the employment of a
26 personal assistant and any other financial assistance relating to the
27 personal assistance for the person with a disability.

28 2. As used in this section:

29 (a) “Other responsible person” means:

30 (1) A parent or guardian of, or any other person legally
31 responsible for, a person with a disability who is under the age of 18
32 years; or

33 (2) A parent, spouse, guardian or adult child of a person with
34 a disability who suffers from a cognitive impairment.

35 (b) “Personal assistance” means the provision of any goods or
36 services to help a person with a disability maintain his or her
37 independence, personal hygiene and safety, including, without
38 limitation, the provision of services by a personal assistant.

39 (c) “Personal assistant” means a person who, for compensation
40 and under the direction of a person with a disability or other
41 responsible person, performs services for a person with a disability
42 to help the person maintain his or her independence, personal
43 hygiene and safety.



* S B 2 1 R 1 *

Sec. 19. NRS 427A.743 is hereby amended to read as follows:

427A.743 1. The Division may bring an action in the name of the State to enjoin any person from operating or maintaining an intermediary service organization within the meaning of NRS 427A.701 to 427A.745, inclusive ~~+~~, *and section 17 of this act:*

(a) Without first obtaining a certificate therefor; or

(b) After the person's certificate has been revoked or suspended by the Division.

2. It is sufficient in such action to allege that the defendant did, on a certain date and in a certain place, operate and maintain the intermediary service organization without a certificate.

Sec. 20. NRS 427A.745 is hereby amended to read as follows:

427A.745 The district attorney of the county in which an intermediary service organization operates shall, upon application by the Division, institute and conduct the prosecution of any action for violation of any provision of NRS 427A.701 to 427A.745, inclusive ~~+~~, *and section 17 of this act.*

Sec. 21. Chapter 435 of NRS is hereby amended by adding thereto the provisions set forth in sections 22 and 23 of this act.

Sec. 22. 1. *In addition to any other requirements set forth in this chapter, an applicant for the renewal of a certificate must include in the application submitted to the Division:*

(a) *The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or*

(b) *If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.*

2. *A certificate may not be renewed by the Division if:*

(a) *The applicant fails to submit the information required by subsection 1; or*

(b) *The State Controller has informed the Division pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:*

(1) *Satisfied the debt;*

(2) *Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or*

(3) *Demonstrated that the debt is not valid.*

3. *As used in this section:*

(a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*

(b) *"Debt" has the meaning ascribed to it in NRS 353C.040.*

Sec. 23. 1. *In addition to any other requirements set forth in this chapter, an applicant for the renewal of a certificate must include in the application submitted to the Division:*



* S B 2 1 R 1 *

1 (a) *The applicant's state business license number assigned by*
2 *the Secretary of State upon compliance with the provisions of*
3 *chapter 76 of NRS; or*

4 (b) *If the applicant does not have a state business license, an*
5 *explanation of why the applicant is not required to obtain a state*
6 *business license.*

7 2. *A certificate may not be renewed by the Division if:*

8 (a) *The applicant fails to submit the information required by*
9 *subsection 1; or*

10 (b) *The State Controller has informed the Division pursuant to*
11 *subsection 5 of section 4 of this act that the applicant owes a debt*
12 *to an agency that has been assigned to the State Controller for*
13 *collection and the applicant has not:*

14 (1) *Satisfied the debt;*

15 (2) *Entered into an agreement for the payment of the debt*
16 *pursuant to NRS 353C.130; or*

17 (3) *Demonstrated that the debt is not valid.*

18 3. *As used in this section:*

19 (a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*

20 (b) *"Debt" has the meaning ascribed to it in NRS 353C.040.*

21 **Sec. 23.5.** NRS 435.140 is hereby amended to read as follows:

22 435.140 As used in NRS 435.130 to 435.310, inclusive, *and*
23 *section 22 of this act*, unless the context otherwise requires, the
24 words and terms defined in NRS 435.172, 435.176 and 435.179
25 have the meanings ascribed to them in those sections.

26 **Sec. 24.** NRS 435.3305 is hereby amended to read as follows:

27 435.3305 As used in NRS 435.3305 to 435.339, inclusive, *and*
28 *section 23 of this act*, unless the context otherwise requires, the
29 words and terms defined in NRS 435.331 and 435.3315 have the
30 meanings ascribed to them in those sections.

31 **Sec. 25.** Chapter 455C of NRS is hereby amended by adding
32 thereto a new section to read as follows:

33 1. *In addition to any other requirements set forth in this*
34 *chapter, an applicant for the renewal of a certificate must include*
35 *in the application submitted to the Division:*

36 (a) *The applicant's state business license number assigned by*
37 *the Secretary of State upon compliance with the provisions of*
38 *chapter 76 of NRS; or*

39 (b) *If the applicant does not have a state business license, an*
40 *explanation of why the applicant is not required to obtain a state*
41 *business license.*

42 2. *A certificate may not be renewed by the Division if:*

43 (a) *The applicant fails to submit the information required by*
44 *subsection 1; or*



(b) *The State Controller has informed the Division pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:*

(1) *Satisfied the debt;*

(2) *Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or*

(3) *Demonstrated that the debt is not valid.*

3. *As used in this section:*

(a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

(b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

Sec. 26. Chapter 457 of NRS is hereby amended by adding thereto a new section to read as follows:

1. *In addition to any other requirements set forth in this chapter, an applicant for the renewal of a certificate of authorization to operate a radiation machine for mammography must include in the application submitted to the Health Division:*

(a) *The applicant’s state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or*

(b) *If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.*

2. *A certificate of authorization to operate a radiation machine for mammography may not be renewed by the Health Division if:*

(a) *The applicant fails to submit the information required by subsection 1; or*

(b) *The State Controller has informed the Health Division pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:*

(1) *Satisfied the debt;*

(2) *Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or*

(3) *Demonstrated that the debt is not valid.*

3. *As used in this section:*

(a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

(b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

Sec. 27. NRS 457.182 is hereby amended to read as follows:

457.182 As used in NRS 457.182 to 457.187, inclusive, *and section 26 of this act*, unless the context otherwise requires:

1. *“Mammography” means radiography of the breast to enable a physician to determine the presence, size, location and extent of cancerous or potentially cancerous tissue in the breast.*



2. "Radiation" means radiant energy which exceeds normal background levels and which is used in radiography.

3. "Radiography" means the making of a film or other record of an internal structure of the body by passing X rays or gamma rays through the body to act on film or other receptor of images.

Sec. 28. NRS 457.187 is hereby amended to read as follows:

457.187 1. The Health Division may impose an administrative fine, not to exceed \$5,000, against the owner, lessee or other person responsible for a radiation machine for mammography for a violation of the provisions of NRS 457.182 to 457.186, inclusive, *and section 26 of this act*, or for a violation of a regulation adopted pursuant thereto.

2. Any money collected as a result of an administrative fine imposed pursuant to subsection 1 must be deposited in the State General Fund.

Sec. 29. Chapter 458 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In addition to any other requirements set forth in this chapter, an applicant for the renewal of certification as a detoxification technician must include in the application submitted to the Division:

(a) The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or

(b) If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.

2. Certification as a detoxification technician may not be renewed by the Division if:

(a) The applicant fails to submit the information required by subsection 1; or

(b) The State Controller has informed the Division pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:

(1) Satisfied the debt;

(2) Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or

(3) Demonstrated that the debt is not valid.

3. As used in this section:

(a) "Agency" has the meaning ascribed to it in NRS 353C.020.

(b) "Debt" has the meaning ascribed to it in NRS 353C.040.



1 **Sec. 30.** Chapter 463 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 31, 32 and 33 of this act.

3 **Sec. 31.** 1. *In addition to any other requirements set forth*
4 *in this chapter, an applicant for the renewal of registration as a*
5 *gaming employee must include in the application submitted to the*
6 *Board:*

7 (a) *The applicant's state business license number assigned by*
8 *the Secretary of State upon compliance with the provisions of*
9 *chapter 76 of NRS; or*

10 (b) *If the applicant does not have a state business license, an*
11 *explanation of why the applicant is not required to obtain a state*
12 *business license.*

13 2. *Registration as a gaming employee may not be renewed by*
14 *the Board if:*

15 (a) *The applicant fails to submit the information required by*
16 *subsection 1; or*

17 (b) *The State Controller has informed the Board pursuant to*
18 *subsection 5 of section 4 of this act that the applicant owes a debt*
19 *to an agency that has been assigned to the State Controller for*
20 *collection and the applicant has not:*

21 (1) *Satisfied the debt;*

22 (2) *Entered into an agreement for the payment of the debt*
23 *pursuant to NRS 353C.130; or*

24 (3) *Demonstrated that the debt is not valid.*

25 3. *As used in this section:*

26 (a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*

27 (b) *"Debt" has the meaning ascribed to it in NRS 353C.040.*

28 **Sec. 32.** 1. *In addition to any other requirements set forth*
29 *in this chapter, an applicant for the renewal of a license issued*
30 *pursuant to this section and NRS 463.430 to 463.480, inclusive,*
31 *must include in the application submitted to the Commission:*

32 (a) *The applicant's state business license number assigned by*
33 *the Secretary of State upon compliance with the provisions of*
34 *chapter 76 of NRS; or*

35 (b) *If the applicant does not have a state business license, an*
36 *explanation of why the applicant is not required to obtain a state*
37 *business license.*

38 2. *A license issued pursuant to NRS 463.430 to 463.480,*
39 *inclusive, may not be renewed by the Commission if:*

40 (a) *The applicant fails to submit the information required by*
41 *subsection 1; or*

42 (b) *The State Controller has informed the Commission*
43 *pursuant to subsection 5 of section 4 of this act that the applicant*
44 *owes a debt to an agency that has been assigned to the State*
45 *Controller for collection and the applicant has not:*



* S B 2 1 R 1 *

- (1) Satisfied the debt;*
- (2) Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or*
- (3) Demonstrated that the debt is not valid.*

3. As used in this section:

(a) “Agency” has the meaning ascribed to it in NRS 353C.020.

(b) “Debt” has the meaning ascribed to it in NRS 353C.040.

Sec. 33. *1. In addition to any other requirements set forth in this chapter, an applicant for the renewal of a license as a manufacturer, distributor or seller of gaming devices or mobile gaming systems must include in the application submitted to the Commission:*

(a) The applicant’s state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or

(b) If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.

2. A license as a manufacturer, distributor or seller of gaming devices or mobile gaming systems may not be renewed by the Commission if:

(a) The applicant fails to submit the information required by subsection 1; or

(b) The State Controller has informed the Commission pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:

(1) Satisfied the debt;

(2) Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or

(3) Demonstrated that the debt is not valid.

3. As used in this section:

(a) “Agency” has the meaning ascribed to it in NRS 353C.020.

(b) “Debt” has the meaning ascribed to it in NRS 353C.040.

Sec. 34. NRS 463.480 is hereby amended to read as follows:

463.480 A person, firm, association or corporation, or any of their officers or agents, who violates any of the provisions of NRS 463.430 to 463.460, inclusive, *and section 32 of this act*, is guilty of a category C felony and shall be punished as provided in NRS 193.130.

Sec. 35. Chapter 466 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In addition to any other requirements set forth in this chapter, an applicant for the renewal of a license issued pursuant



1 *to NRS 466.170 must include in the application submitted to the*
2 *Commission:*

3 *(a) The applicant's state business license number assigned by*
4 *the Secretary of State upon compliance with the provisions of*
5 *chapter 76 of NRS; or*

6 *(b) If the applicant does not have a state business license, an*
7 *explanation of why the applicant is not required to obtain a state*
8 *business license.*

9 *2. A license issued pursuant to NRS 466.170 may not be*
10 *renewed by the Commission if:*

11 *(a) The applicant fails to submit the information required by*
12 *subsection 1; or*

13 *(b) The State Controller has informed the Commission*
14 *pursuant to subsection 5 of section 4 of this act that the applicant*
15 *owes a debt to an agency that has been assigned to the State*
16 *Controller for collection and the applicant has not:*

17 *(1) Satisfied the debt;*

18 *(2) Entered into an agreement for the payment of the debt*
19 *pursuant to NRS 353C.130; or*

20 *(3) Demonstrated that the debt is not valid.*

21 *3. As used in this section:*

22 *(a) "Agency" has the meaning ascribed to it in NRS 353C.020.*

23 *(b) "Debt" has the meaning ascribed to it in NRS 353C.040.*

24 **Sec. 36.** Chapter 467 of NRS is hereby amended by adding
25 thereto a new section to read as follows:

26 *1. In addition to any other requirements set forth in this*
27 *chapter, an applicant for the renewal of a license issued pursuant*
28 *to NRS 467.100 must include in the application submitted to the*
29 *Commission:*

30 *(a) The applicant's state business license number assigned by*
31 *the Secretary of State upon compliance with the provisions of*
32 *chapter 76 of NRS; or*

33 *(b) If the applicant does not have a state business license, an*
34 *explanation of why the applicant is not required to obtain a state*
35 *business license.*

36 *2. A license issued pursuant to NRS 467.100 may not be*
37 *renewed by the Commission if:*

38 *(a) The applicant fails to submit the information required by*
39 *subsection 1; or*

40 *(b) The State Controller has informed the Commission*
41 *pursuant to subsection 5 of section 4 of this act that the applicant*
42 *owes a debt to an agency that has been assigned to the State*
43 *Controller for collection and the applicant has not:*

44 *(1) Satisfied the debt;*



1 (2) *Entered into an agreement for the payment of the debt*
2 *pursuant to NRS 353C.130; or*

3 (3) *Demonstrated that the debt is not valid.*

4 3. *As used in this section:*

5 (a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

6 (b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

7 **Sec. 37.** Chapter 477 of NRS is hereby amended by adding
8 thereto a new section to read as follows:

9 1. *In addition to any other requirements set forth in this*
10 *chapter, an applicant for the renewal of a certificate of*
11 *registration pursuant to NRS 477.223 must include in the*
12 *application submitted to the State Fire Marshal:*

13 (a) *The applicant’s state business license number assigned by*
14 *the Secretary of State upon compliance with the provisions of*
15 *chapter 76 of NRS; or*

16 (b) *If the applicant does not have a state business license, an*
17 *explanation of why the applicant is not required to obtain a state*
18 *business license.*

19 2. *A certificate of registration issued pursuant to NRS*
20 *477.223 may not be renewed by the State Fire Marshal if:*

21 (a) *The applicant fails to submit the information required by*
22 *subsection 1; or*

23 (b) *The State Controller has informed the State Fire Marshal*
24 *pursuant to subsection 5 of section 4 of this act that the applicant*
25 *owes a debt to an agency that has been assigned to the State*
26 *Controller for collection and the applicant has not:*

27 (1) *Satisfied the debt;*

28 (2) *Entered into an agreement for the payment of the debt*
29 *pursuant to NRS 353C.130; or*

30 (3) *Demonstrated that the debt is not valid.*

31 3. *As used in this section:*

32 (a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

33 (b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

34 **Sec. 38.** NRS 477.220 is hereby amended to read as follows:

35 477.220 As used in NRS 477.220 to 477.226, inclusive, *and*
36 *section 37 of this act*, unless the context otherwise requires, the
37 words and terms defined in NRS 477.221 and 477.222 have the
38 meanings ascribed to them in those sections.

39 **Sec. 39.** Chapter 505 of NRS is hereby amended by adding
40 thereto a new section to read as follows:

41 1. *In addition to any other requirements set forth in this*
42 *chapter, an applicant for the renewal of a fur dealer’s license must*
43 *include in the application submitted to the Department:*



1 (a) *The applicant's state business license number assigned by*
2 *the Secretary of State upon compliance with the provisions of*
3 *chapter 76 of NRS; or*

4 (b) *If the applicant does not have a state business license, an*
5 *explanation of why the applicant is not required to obtain a state*
6 *business license.*

7 2. *A fur dealer's license may not be renewed by the*
8 *Department if:*

9 (a) *The applicant fails to submit the information required by*
10 *subsection 1; or*

11 (b) *The State Controller has informed the Department*
12 *pursuant to subsection 5 of section 4 of this act that the applicant*
13 *owes a debt to an agency that has been assigned to the State*
14 *Controller for collection and the applicant has not:*

15 (1) *Satisfied the debt;*

16 (2) *Entered into an agreement for the payment of the debt*
17 *pursuant to NRS 353C.130; or*

18 (3) *Demonstrated that the debt is not valid.*

19 3. *As used in this section:*

20 (a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*

21 (b) *"Debt" has the meaning ascribed to it in NRS 353C.040.*

22 **Sec. 40.** Chapter 534 of NRS is hereby amended by adding
23 thereto a new section to read as follows:

24 1. *In addition to any other requirements set forth in this*
25 *chapter, an applicant for the renewal of a license to drill pursuant to*
26 *NRS 534.140 must include in the application submitted to the*
27 *State Engineer:*

28 (a) *The applicant's state business license number assigned by*
29 *the Secretary of State upon compliance with the provisions of*
30 *chapter 76 of NRS; or*

31 (b) *If the applicant does not have a state business license, an*
32 *explanation of why the applicant is not required to obtain a state*
33 *business license.*

34 2. *A license to drill issued pursuant to NRS 534.140 may not*
35 *be renewed by the State Engineer if:*

36 (a) *The applicant fails to submit the information required by*
37 *subsection 1; or*

38 (b) *The State Controller has informed the State Engineer*
39 *pursuant to subsection 5 of section 4 of this act that the applicant*
40 *owes a debt to an agency that has been assigned to the State*
41 *Controller for collection and the applicant has not:*

42 (1) *Satisfied the debt;*

43 (2) *Entered into an agreement for the payment of the debt*
44 *pursuant to NRS 353C.130; or*

45 (3) *Demonstrated that the debt is not valid.*



3. *As used in this section:*

(a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

(b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

Sec. 41. Chapter 544 of NRS is hereby amended by adding thereto a new section to read as follows:

1. *In addition to any other requirements set forth in this chapter, an applicant for the renewal of a license to engage in activities for weather modification and control must include in the application submitted to the Director:*

(a) *The applicant’s state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or*

(b) *If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.*

2. *A license to engage in activities for weather modification and control may not be renewed by the Director if:*

(a) *The applicant fails to submit the information required by subsection 1; or*

(b) *The State Controller has informed the Director pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:*

(1) *Satisfied the debt;*

(2) *Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or*

(3) *Demonstrated that the debt is not valid.*

3. *As used in this section:*

(a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

(b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

Sec. 42. NRS 544.070 is hereby amended to read as follows:

544.070 As used in NRS 544.070 to 544.240, inclusive, *and section 41 of this act*, unless the context requires otherwise:

1. *“Director” means the Director of the State Department of Conservation and Natural Resources.*

2. *“Operation” means:*

(a) *The performance of weather modification and control activities pursuant to a single contract entered into for the purpose of producing, or attempting to produce, a certain modifying effect within one geographical area over one continuing time interval not exceeding 1 year; or*

(b) *If the performance of weather modification and control activities is to be undertaken individually or jointly by a person or persons to be benefited and not undertaken pursuant to a contract, the performance of weather modification and control activities*



* S B 2 1 R 1 *

1 entered into for the purpose of producing, or attempting to produce,
2 a certain modifying effect within one geographical area over one
3 continuing time interval not exceeding 1 year.

4 3. "Research and development" means theoretical analysis,
5 exploration and experimentation and the extension of investigative
6 findings and theories of a scientific or technical nature into practical
7 application for experimental and demonstration purposes, including
8 the experimental production and testing of models, devices,
9 equipment, materials and processes.

10 4. "Weather modification and control" means changing or
11 controlling, or attempting to change or control, by artificial methods
12 the natural development of any or all atmospheric cloud forms or
13 precipitation forms which occur in the troposphere.

14 **Sec. 43.** NRS 544.240 is hereby amended to read as follows:

15 544.240 Any person violating any of the provisions of NRS
16 544.070 to 544.240, inclusive, *and section 41 of this act*, or any
17 lawful regulation or order issued pursuant thereto shall be guilty of a
18 misdemeanor and a continuing violation is punishable as a separate
19 offense for each day during which it occurs.

20 **Sec. 44.** Chapter 555 of NRS is hereby amended by adding
21 thereto a new section to read as follows:

22 *1. In addition to any other requirements set forth in this*
23 *chapter, an applicant for the renewal of a license must include in*
24 *the application submitted to the Director:*

25 *(a) The applicant's state business license number assigned by*
26 *the Secretary of State upon compliance with the provisions of*
27 *chapter 76 of NRS; or*

28 *(b) If the applicant does not have a state business license, an*
29 *explanation of why the applicant is not required to obtain a state*
30 *business license.*

31 *2. A license may not be renewed by the Director if:*

32 *(a) The applicant fails to submit the information required by*
33 *subsection 1; or*

34 *(b) The State Controller has informed the Director pursuant to*
35 *subsection 5 of section 4 of this act that the applicant owes a debt*
36 *to an agency that has been assigned to the State Controller for*
37 *collection and the applicant has not:*

38 *(1) Satisfied the debt;*

39 *(2) Entered into an agreement for the payment of the debt*
40 *pursuant to NRS 353C.130; or*

41 *(3) Demonstrated that the debt is not valid.*

42 *3. As used in this section:*

43 *(a) "Agency" has the meaning ascribed to it in NRS 353C.020.*

44 *(b) "Debt" has the meaning ascribed to it in NRS 353C.040.*



1 **Sec. 45.** NRS 555.2605 is hereby amended to read as follows:
2 555.2605 As used in NRS 555.2605 to 555.460, inclusive, *and*
3 *section 44 of this act*, unless the context otherwise requires, the
4 words and terms defined in NRS 555.261 to 555.2695, inclusive,
5 have the meanings ascribed to them in those sections.

6 **Sec. 46.** NRS 555.460 is hereby amended to read as follows:
7 555.460 Any person violating the provisions of NRS 555.2605
8 to 555.420, inclusive, *and section 44 of this act*, or the regulations
9 adopted pursuant thereto, is guilty of a misdemeanor and, in
10 addition to any criminal penalty, shall pay to the Department an
11 administrative fine of not more than \$5,000 per violation. If an
12 administrative fine is imposed pursuant to this section, the costs of
13 the proceeding, including investigative costs and attorney's fees,
14 may be recovered by the Department.

15 **Sec. 47.** NRS 555.470 is hereby amended to read as follows:
16 555.470 1. The Director shall adopt regulations specifying a
17 schedule of fines which may be imposed, upon notice and a hearing,
18 for each violation of the provisions of NRS 555.2605 to 555.460,
19 inclusive *H*, *and section 44 of this act*. The maximum fine that
20 may be imposed by the Director for each violation must not exceed
21 \$5,000 per day. All fines collected by the Director pursuant to this
22 subsection must be remitted to the county treasurer of the county in
23 which the violation occurred for credit to the county school district
24 fund.

25 2. The Director may:

26 (a) In addition to imposing a fine pursuant to subsection 1, issue
27 an order requiring a violator to take appropriate action to correct the
28 violation; or

29 (b) Request the district attorney of the appropriate county to
30 investigate or file a criminal complaint against any person that the
31 State Board of Agriculture suspects may have violated any provision
32 of NRS 555.2605 to 555.460, inclusive *H*, *and section 44 of this*
33 *act*.

34 **Sec. 48.** Chapter 576 of NRS is hereby amended by adding
35 thereto a new section to read as follows:

36 1. *In addition to any other requirements set forth in this*
37 *chapter, an applicant for the renewal of a license to act as a*
38 *broker, dealer, commission merchant or agent must include in the*
39 *application submitted to the Department:*

40 (a) *The applicant's state business license number assigned by*
41 *the Secretary of State upon compliance with the provisions of*
42 *chapter 76 of NRS; or*

43 (b) *If the applicant does not have a state business license, an*
44 *explanation of why the applicant is not required to obtain a state*
45 *business license.*



2. A license to act as a broker, dealer, commission merchant or agent may not be renewed by the Department if:

(a) The applicant fails to submit the information required by subsection 1; or

(b) The State Controller has informed the Department pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:

(1) Satisfied the debt;

(2) Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or

(3) Demonstrated that the debt is not valid.

3. As used in this section:

(a) "Agency" has the meaning ascribed to it in NRS 353C.020.

(b) "Debt" has the meaning ascribed to it in NRS 353C.040.

Sec. 49. Chapter 581 of NRS is hereby amended by adding thereto a new section to read as follows:

1. In addition to any other requirements set forth in this chapter, an applicant for the renewal of a certificate of registration pursuant to NRS 581.103 must include in the application submitted to the State Sealer of Weights and Measures:

(a) The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or

(b) If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.

2. A certificate of registration may not be renewed by the State Sealer of Weights and Measures if:

(a) The applicant fails to submit the information required by subsection 1; or

(b) The State Controller has informed the State Sealer of Weights and Measures pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:

(1) Satisfied the debt;

(2) Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or

(3) Demonstrated that the debt is not valid.

3. As used in this section:

(a) "Agency" has the meaning ascribed to it in NRS 353C.020.

(b) "Debt" has the meaning ascribed to it in NRS 353C.040.



1 **Sec. 50.** Chapter 582 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *In addition to any other requirements set forth in this*
4 *chapter, an applicant for the renewal of a license as a public*
5 *weighmaster must include in the application submitted to the State*
6 *Sealer of Weights and Measures:*

7 (a) *The applicant's state business license number assigned by*
8 *the Secretary of State upon compliance with the provisions of*
9 *chapter 76 of NRS; or*

10 (b) *If the applicant does not have a state business license, an*
11 *explanation of why the applicant is not required to obtain a state*
12 *business license.*

13 2. *A license as a public weighmaster may not be renewed by*
14 *the State Sealer of Weights and Measures if:*

15 (a) *The applicant fails to submit the information required by*
16 *subsection 1; or*

17 (b) *The State Controller has informed the State Sealer of*
18 *Weights and Measures pursuant to subsection 5 of section 4 of*
19 *this act that the applicant owes a debt to an agency that has been*
20 *assigned to the State Controller for collection and the applicant*
21 *has not:*

22 (1) *Satisfied the debt;*

23 (2) *Entered into an agreement for the payment of the debt*
24 *pursuant to NRS 353C.130; or*

25 (3) *Demonstrated that the debt is not valid.*

26 3. *As used in this section:*

27 (a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*

28 (b) *"Debt" has the meaning ascribed to it in NRS 353C.040.*

29 **Sec. 51.** Chapter 584 of NRS is hereby amended by adding
30 thereto a new section to read as follows:

31 1. *In addition to any other requirements set forth in this*
32 *chapter, an applicant for the renewal of a milk tester's license*
33 *must include in the application submitted to the Commission:*

34 (a) *The applicant's state business license number assigned by*
35 *the Secretary of State upon compliance with the provisions of*
36 *chapter 76 of NRS; or*

37 (b) *If the applicant does not have a state business license, an*
38 *explanation of why the applicant is not required to obtain a state*
39 *business license.*

40 2. *A milk tester's license may not be renewed by the*
41 *Commission if:*

42 (a) *The applicant fails to submit the information required by*
43 *subsection 1; or*

44 (b) *The State Controller has informed the Commission*
45 *pursuant to subsection 5 of section 4 of this act that the applicant*



* S B 2 1 R 1 *

1 *owes a debt to an agency that has been assigned to the State*
2 *Controller for collection and the applicant has not:*

3 *(1) Satisfied the debt;*

4 *(2) Entered into an agreement for the payment of the debt*
5 *pursuant to NRS 353C.130; or*

6 *(3) Demonstrated that the debt is not valid.*

7 *3. As used in this section:*

8 *(a) "Agency" has the meaning ascribed to it in NRS 353C.020.*

9 *(b) "Debt" has the meaning ascribed to it in NRS 353C.040.*

10 **Sec. 52.** NRS 584.285 is hereby amended to read as follows:

11 584.285 Any person violating any provision of NRS 584.215
12 to 584.285, inclusive, *and section 51 of this act*, shall be guilty of a
13 misdemeanor.

14 **Sec. 53.** Chapter 587 of NRS is hereby amended by adding
15 thereto a new section to read as follows:

16 *1. In addition to any other requirements set forth in this*
17 *chapter, an applicant for the renewal of a license to inspect or*
18 *classify agricultural products must include in the application*
19 *submitted to the State Quarantine Officer:*

20 *(a) The applicant's state business license number assigned by*
21 *the Secretary of State upon compliance with the provisions of*
22 *chapter 76 of NRS; or*

23 *(b) If the applicant does not have a state business license, an*
24 *explanation of why the applicant is not required to obtain a state*
25 *business license.*

26 *2. A license to inspect or classify agricultural products may*
27 *not be renewed by the State Quarantine Officer if:*

28 *(a) The applicant fails to submit the information required by*
29 *subsection 1; or*

30 *(b) The State Controller has informed the State Quarantine*
31 *Officer pursuant to subsection 5 of section 4 of this act that the*
32 *applicant owes a debt to an agency that has been assigned to the*
33 *State Controller for collection and the applicant has not:*

34 *(1) Satisfied the debt;*

35 *(2) Entered into an agreement for the payment of the debt*
36 *pursuant to NRS 353C.130; or*

37 *(3) Demonstrated that the debt is not valid.*

38 *3. As used in this section:*

39 *(a) "Agency" has the meaning ascribed to it in NRS 353C.020.*

40 *(b) "Debt" has the meaning ascribed to it in NRS 353C.040.*

41 **Sec. 54.** NRS 587.290 is hereby amended to read as follows:

42 587.290 As used in NRS 587.290 to 587.450, inclusive, *and*
43 *section 53 of this act*, unless the context otherwise requires,
44 "agricultural products" includes horticultural, viticultural, dairy, bee
45 and farm products.



* S B 2 1 R 1 *

1 **Sec. 55.** NRS 587.440 is hereby amended to read as follows:

2 587.440 Any employee or agent employed under NRS 587.290
3 to 587.450, inclusive, *and section 53 of this act*, or any inspector
4 licensed thereunder, who shall knowingly inspect, grade or classify
5 improperly any agricultural product or shall knowingly give any
6 incorrect certificate of grade, classification, quality or condition or
7 shall accept money or other consideration directly or indirectly for
8 any incorrect or improper performance of duty, and any person who
9 shall improperly influence or attempt to improperly influence any
10 such agent, employee or licensed inspector in the performance of his
11 or her duty, shall be guilty of a misdemeanor.

12 **Sec. 56.** Chapter 599B of NRS is hereby amended by adding
13 thereto a new section to read as follows:

14 **1. In addition to any other requirements set forth in this**
15 **chapter, an applicant for the renewal of registration as a seller**
16 **must include in the application submitted to the Division:**

17 **(a) The applicant's state business license number assigned by**
18 **the Secretary of State upon compliance with the provisions of**
19 **chapter 76 of NRS; or**

20 **(b) If the applicant does not have a state business license, an**
21 **explanation of why the applicant is not required to obtain a state**
22 **business license.**

23 **2. A registration as a seller may not be renewed by the**
24 **Division if:**

25 **(a) The applicant fails to submit the information required by**
26 **subsection 1; or**

27 **(b) The State Controller has informed the Division pursuant to**
28 **subsection 5 of section 4 of this act that the applicant owes a debt**
29 **to an agency that has been assigned to the State Controller for**
30 **collection and the applicant has not:**

31 **(1) Satisfied the debt;**

32 **(2) Entered into an agreement for the payment of the debt**
33 **pursuant to NRS 353C.130; or**

34 **(3) Demonstrated that the debt is not valid.**

35 **3. As used in this section:**

36 **(a) "Agency" has the meaning ascribed to it in NRS 353C.020.**

37 **(b) "Debt" has the meaning ascribed to it in NRS 353C.040.**

38 **Sec. 57.** Chapter 618 of NRS is hereby amended by adding
39 thereto the provisions set forth as sections 58 to 61, inclusive, of this
40 act.

41 **Sec. 58. 1. In addition to any other requirements set forth**
42 **in this chapter, an applicant for the renewal of a license in an**
43 **occupation must include in the application submitted to the**
44 **Division:**



1 (a) *The applicant's state business license number assigned by*
2 *the Secretary of State upon compliance with the provisions of*
3 *chapter 76 of NRS; or*

4 (b) *If the applicant does not have a state business license, an*
5 *explanation of why the applicant is not required to obtain a state*
6 *business license.*

7 2. *A license in an occupation may not be renewed by the*
8 *Division if:*

9 (a) *The applicant fails to submit the information required by*
10 *subsection 1; or*

11 (b) *The State Controller has informed the Division pursuant to*
12 *subsection 5 of section 4 of this act that the applicant owes a debt*
13 *to an agency that has been assigned to the State Controller for*
14 *collection and the applicant has not:*

15 (1) *Satisfied the debt;*

16 (2) *Entered into an agreement for the payment of the debt*
17 *pursuant to NRS 353C.130; or*

18 (3) *Demonstrated that the debt is not valid.*

19 3. *As used in this section:*

20 (a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*

21 (b) *"Debt" has the meaning ascribed to it in NRS 353C.040.*

22 **Sec. 59. 1.** *In addition to any other requirements set forth*
23 *in this chapter, an applicant for the renewal of certification as a*
24 *crane operator pursuant to NRS 618.880 must include in the*
25 *application submitted to the Division:*

26 (a) *The applicant's state business license number assigned by*
27 *the Secretary of State upon compliance with the provisions of*
28 *chapter 76 of NRS; or*

29 (b) *If the applicant does not have a state business license, an*
30 *explanation of why the applicant is not required to obtain a state*
31 *business license.*

32 2. *A certification as a crane operator issued pursuant to NRS*
33 *618.880 may not be renewed by the Division if:*

34 (a) *The applicant fails to submit the information required by*
35 *subsection 1; or*

36 (b) *The State Controller has informed the Division pursuant to*
37 *subsection 5 of section 4 of this act that the applicant owes a debt*
38 *to an agency that has been assigned to the State Controller for*
39 *collection and the applicant has not:*

40 (1) *Satisfied the debt;*

41 (2) *Entered into an agreement for the payment of the debt*
42 *pursuant to NRS 353C.130; or*

43 (3) *Demonstrated that the debt is not valid.*

44 3. *As used in this section:*

45 (a) *"Agency" has the meaning ascribed to it in NRS 353C.020.*



* S B 2 1 R 1 *

(b) "Debt" has the meaning ascribed to it in NRS 353C.040.

Sec. 60. 1. In addition to any other requirements set forth in this chapter, an applicant for the renewal of certification as a trainer, production manager, supervisor or other person designated by an employer to provide annual training and testing programs to employees pursuant to NRS 618.890 must include in the application submitted to the Division:

(a) The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or

(b) If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.

2. Certification as a trainer, production manager, supervisor or other person designated by an employer to provide annual training and testing programs to employees issued pursuant to NRS 618.890 may not be renewed by the Division if:

(a) The applicant fails to submit the information required by subsection 1; or

(b) The State Controller has informed the Division pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:

(1) Satisfied the debt;

(2) Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or

(3) Demonstrated that the debt is not valid.

3. As used in this section:

(a) "Agency" has the meaning ascribed to it in NRS 353C.020.

(b) "Debt" has the meaning ascribed to it in NRS 353C.040.

Sec. 61. 1. In addition to any other requirements set forth in this chapter, an applicant for the renewal of a license as a photovoltaic installer must include in the application submitted to the Division:

(a) The applicant's state business license number assigned by the Secretary of State upon compliance with the provisions of chapter 76 of NRS; or

(b) If the applicant does not have a state business license, an explanation of why the applicant is not required to obtain a state business license.

2. A license as a photovoltaic installer may not be renewed by the Division if:

(a) The applicant fails to submit the information required by subsection 1; or



(b) *The State Controller has informed the Division pursuant to subsection 5 of section 4 of this act that the applicant owes a debt to an agency that has been assigned to the State Controller for collection and the applicant has not:*

(1) *Satisfied the debt;*

(2) *Entered into an agreement for the payment of the debt pursuant to NRS 353C.130; or*

(3) *Demonstrated that the debt is not valid.*

3. *As used in this section:*

(a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*

(b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

Sec. 62. NRS 618.750 is hereby amended to read as follows:

618.750 As used in NRS 618.750 to 618.850, inclusive, *and section 58 of this act*, unless the context otherwise requires:

1. “Asbestos” means asbestiform varieties of:

(a) Chrysotile (serpentine);

(b) Crocidolite (riebeckite);

(c) Amosite (cummingtonite-grunerite);

(d) Anthophyllite;

(e) Tremolite; or

(f) Actinolite.

2. “Control of asbestos” means:

(a) The encapsulation, enclosure or removal of asbestos or material containing asbestos from a building or structure, including any associated mechanical systems, whether inside or outside the building or structure;

(b) The abatement of the danger posed to human beings by the presence of asbestos or material containing asbestos in a building or structure, including any associated mechanical systems, whether inside or outside the building or structure;

(c) The repair, renovation or demolition of a building or structure containing asbestos or materials containing asbestos; or

(d) Any activity connected with that encapsulation, enclosure, removal, abatement, repair, renovation or demolition.

3. “Occupation” means a specific discipline involved in a project for the control of asbestos, including those tasks performed respectively by an inspector, management planner, consultant, project designer, contractor, supervisor or worker engaged in the control of asbestos.

4. “Worker” means any person actually engaged in work directly related to asbestos on a project for the control of asbestos who is not required to be licensed in any other occupation.

Sec. 63. NRS 618.755 is hereby amended to read as follows:

618.755 NRS 618.750 to 618.850, inclusive, *and section 58 of this act*, does not apply to:



* S B 2 1 R 1 *

1 1. The control of asbestos by a person in his or her own
2 residence.

3 2. A person employed by a public utility which supplies
4 electricity when performing emergency activities which include, but
5 are not limited to:

6 (a) The removal of insulation containing asbestos on pipes;

7 (b) The removal of small quantities of insulation containing
8 asbestos on beams or above ceilings;

9 (c) The replacement of a gasket containing asbestos on a valve;

10 (d) The installation or removal of a small section of drywall; and

11 (e) The installation of electrical conduits running through or
12 proximate to materials containing asbestos,

13 ↳ if the person is trained by and works under the direction of a
14 person who is capable of identifying existing hazards in a workplace
15 which are related to asbestos, tremolite, anthophyllite or actinolite,
16 and is authorized to take prompt corrective measures to eliminate
17 them as set forth in 29 C.F.R. § 1926.32(f) on June 28, 1989.

18 **Sec. 64.** NRS 618.835 is hereby amended to read as follows:

19 618.835 1. If the Division finds that a person, other than a
20 worker, has violated any of the provisions of NRS 618.780,
21 618.790, 618.820 or 618.825, or the standards or regulations
22 adopted pursuant to NRS 618.750 to 618.850, inclusive, *and section*
23 *58 of this act*, it may:

24 (a) Upon the first violation, impose upon the person an
25 administrative fine of not more than \$15,000.

26 (b) Upon the second and subsequent violations:

27 (1) Impose upon the person an administrative fine of not
28 more than \$25,000; and

29 (2) If the person is licensed pursuant to NRS 618.795, revoke
30 his or her license and require the person to fulfill certain training or
31 educational requirements to have the license reinstated.

32 ↳ Any penalty imposed pursuant to this section does not relieve the
33 person from criminal prosecution for engaging in the control of
34 asbestos without a license, nor from the imposition of a penalty
35 pursuant to NRS 445B.640.

36 2. If the license of a contractor for projects for the control of
37 asbestos is revoked pursuant to this section and the owner of a
38 building or structure upon which the contractor is engaged in a
39 project employs another licensed contractor to complete the project,
40 the original contractor may not bring an action against the owner of
41 the building or structure for breach of contract or damages based
42 on the employment of another contractor.

43 **Sec. 65.** NRS 618.910 is hereby amended to read as follows:

44 618.910 As used in NRS 618.910 to 618.936, inclusive, *and*
45 *section 61 of this act*, unless the context otherwise requires, the



* S B 2 1 R 1 *

1 words and terms defined in NRS 618.912, 618.914 and 618.916
2 have the meanings ascribed to them in those sections.

3 **Sec. 66.** NRS 618.930 is hereby amended to read as follows:

4 618.930 1. In addition to any other remedy or penalty, if the
5 Division finds that a person has violated any provision of NRS
6 618.910 to 618.936, inclusive, *and section 61 of this act*, or the
7 standards or regulations adopted pursuant thereto, the Division may:

8 (a) Upon the first violation, impose upon the person an
9 administrative fine of not more than \$1,500.

10 (b) Upon the second violation or a subsequent violation:

11 (1) Impose upon the person an administrative fine of not
12 more than \$2,500; and

13 (2) If the person is licensed pursuant to NRS 618.910 to
14 618.936, inclusive, *and section 61 of this act*, suspend or revoke the
15 person's license and require the person to fulfill certain training or
16 educational requirements to have the license reinstated.

17 2. Any penalty imposed pursuant to subsection 1 does not
18 relieve the person from criminal prosecution for acting as a
19 photovoltaic installer without a license.

20 3. If the license of a photovoltaic installer is suspended or
21 revoked pursuant to subsection 1 and the owner of a building or
22 structure who has contracted with the photovoltaic installer for
23 a photovoltaic system project contracts with another licensed
24 photovoltaic installer to complete the project, the original
25 photovoltaic installer may not bring an action against the owner of
26 the building or structure for breach of contract or damages based on
27 the contract with the other licensed photovoltaic installer.

28 **Sec. 67.** Chapter 622 of NRS is hereby amended by adding
29 thereto a new section to read as follows:

30 *1. In addition to any other requirements set forth in this title,*
31 *an applicant for the renewal of a license shall include in the*
32 *application submitted to the regulatory body:*

33 *(a) The applicant's state business license number assigned by*
34 *the Secretary of State upon compliance with the provisions of*
35 *chapter 76 of NRS; or*

36 *(b) If the applicant does not have a state business license, an*
37 *explanation of why the applicant is not required to obtain a state*
38 *business license.*

39 2. *A regulatory body may not renew a license if:*

40 *(a) The applicant fails to submit the information required by*
41 *subsection 1; or*

42 *(b) The State Controller has informed the regulatory body*
43 *pursuant to subsection 5 of section 4 of this act that the applicant*
44 *owes a debt to an agency that has been assigned to the State*
45 *Controller for collection and the applicant has not:*



* S B 2 1 R 1 *

- 1 (1) *Satisfied the debt;*
- 2 (2) *Entered into an agreement for the payment of the debt*
- 3 *pursuant to NRS 353C.130; or*
- 4 (3) *Demonstrated that the debt is not valid.*
- 5 3. *As used in this section:*
- 6 (a) *“Agency” has the meaning ascribed to it in NRS 353C.020.*
- 7 (b) *“Debt” has the meaning ascribed to it in NRS 353C.040.*

8 **Sec. 68.** Each state officer and employee who, on July 1, 2013,
9 is not having his or her salary and wages paid by direct deposit
10 shall, not later than September 30, 2013:

11 1. Furnish to the State Controller such information as the State
12 Controller may require to pay the salary and wages of the state
13 officer or employee by way of direct deposit; or

14 2. Apply to the State Controller for a waiver as described in
15 subsection 3 of section 8.5 of this act.

16 **Sec. 69.** 1. This act becomes effective on July 1, 2013.

17 2. Section 29 of this act expires by limitation on the date the
18 regulation adopted by the Board of Examiners for Alcohol, Drug
19 and Gambling Counselors for certification as a detoxification
20 technician pursuant to NRS 641C.500 becomes effective.

