

SENATE BILL NO. 108—SENATOR SETTELMAYER

PREFILED FEBRUARY 1, 2015

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to public works projects.
(BDR 28-598)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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

AN ACT relating to public works; raising the estimated cost thresholds at or above which prevailing wage requirements apply to public works projects; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires the payment of prevailing wages to employees on a
2 public work under certain circumstances, including the threshold of the estimated
3 cost of the public work. (NRS 338.080) **Section 3** of this bill changes the \$100,000
4 threshold to \$500,000. Existing law requires the Office of Economic Development
5 to establish goals for the submission of bids or proposals by local emerging small
6 businesses for contracts for public works of this State for which the estimated cost
7 is less than \$100,000 and for the awarding of those contracts to emerging small
8 businesses. (NRS 231.1407) **Section 18** of this bill raises that threshold from
9 \$100,000 to \$500,000.

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

1 **Section 1.** (Deleted by amendment.)
2 **Sec. 2.** (Deleted by amendment.)
3 **Sec. 3.** NRS 338.080 is hereby amended to read as follows:
4 338.080 None of the provisions of NRS 338.020 to 338.090,
5 inclusive, apply to:
6 1. Any work, construction, alteration, repair or other
7 employment performed, undertaken or carried out, by or for any
8 railroad company or any person operating the same, whether such
9 work, construction, alteration or repair is incident to or in



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1 conjunction with a contract to which a public body is a party, or
2 otherwise.

3 2. Apprentices recorded under the provisions of chapter 610 of
4 NRS.

5 3. Any contract for a public work whose cost is less than
6 ~~[\$100,000.]~~ **\$500,000.** A unit of the project must not be separated
7 from the total project, even if that unit is to be completed at a later
8 time, in order to lower the cost of the project below ~~[\$100,000.]~~
9 **\$500,000.**

10 **Sec. 4.** (Deleted by amendment.)

11 **Sec. 5.** (Deleted by amendment.)

12 **Sec. 6.** (Deleted by amendment.)

13 **Sec. 7.** (Deleted by amendment.)

14 **Sec. 8.** (Deleted by amendment.)

15 **Sec. 9.** (Deleted by amendment.)

16 **Sec. 10.** (Deleted by amendment.)

17 **Sec. 11.** (Deleted by amendment.)

18 **Sec. 12.** (Deleted by amendment.)

19 **Sec. 13.** (Deleted by amendment.)

20 **Sec. 14.** (Deleted by amendment.)

21 **Sec. 15.** (Deleted by amendment.)

22 **Sec. 16.** (Deleted by amendment.)

23 **Sec. 17.** (Deleted by amendment.)

24 **Sec. 18.** NRS 231.1407 is hereby amended to read as follows:

25 231.1407 1. The Office shall establish goals for:

26 (a) The submission of bids or proposals by local emerging small
27 businesses for state purchasing contracts and for the awarding of
28 those contracts to local emerging small businesses; and

29 (b) The submission of bids or proposals by local emerging small
30 businesses for contracts for public works of this State for which the
31 estimated cost is less than ~~[\$100,000]~~ **\$500,000** and for the
32 awarding of those contracts to local emerging small businesses.

33 2. The Office shall encourage:

34 (a) Local governments to award local purchasing contracts and
35 contracts for public works of the local government to local emerging
36 small businesses;

37 (b) Local governments to establish goals for the awarding of
38 local purchasing contracts and contracts for public works of the
39 local government to local emerging small businesses; and

40 (c) Each local government in a county whose population is less
41 than 100,000 to submit reports to the Office that are similar in
42 nature and frequency to the reports required pursuant to
43 NRS 332.201.



1 3. The Office, in cooperation with the Office of the Governor,
2 shall establish an annual recognition program for the state agencies
3 that meet the goals established pursuant to subsection 1.

4 **Sec. 19.** (Deleted by amendment.)

5 **Sec. 20.** (Deleted by amendment.)

6 **Sec. 21.** 1. The amendatory provisions of this act do not
7 apply to a contract for a public work that is awarded before July 1,
8 2015.

9 2. As used in this section, “public work” has the meaning
10 ascribed to it in NRS 338.010.

11 **Sec. 22.** This act becomes effective on July 1, 2015.

