

SENATE BILL NO. 213—COMMITTEE ON FINANCE

MARCH 5, 2015

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to federal assistance received by agencies of the Executive Department of State Government. (BDR 31-838)

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

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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 state financial administration; requiring the Chief of the Budget Division of the Department of Administration to maintain a database of certain information relating to federal assistance received by agencies of the Executive Department of the State Government; requiring the Department of Administration to prepare an annual report that contains information relating to federal assistance programs; requiring that the report be submitted to the Governor and the Legislature; authorizing the Fiscal Analysis Division of the Legislative Counsel Bureau to prepare an advisory report containing information with respect to federal assistance programs; making appropriations; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law requires each agency of the Executive Department of the State Government that requests money, equipment, material or services from the Federal Government to submit its request or budget to the office of the Chief of the Budget Division of the Department of Administration and to resubmit, upon approval by the federal authority, the request or budget to the Chief and to the Fiscal Analysis Division of the Legislative Counsel Bureau for recording before any allotment or encumbrance of the federal money is made. (NRS 353.245) This bill requires: (1) the Chief to maintain a database of each request or budget submitted or resubmitted by an agency of the Executive Department; (2) the Department of Administration to prepare an annual report that contains certain information relating to federal assistance programs that are used by or available to agencies of the Executive Department; and (3) the Department of Administration to submit the report to the



Governor and the Legislature. This bill also authorizes the Fiscal Analysis Division to prepare a report as to the advisability of increasing or decreasing the use of certain available federal assistance programs.

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

**Section 1.** NRS 353.245 is hereby amended to read as follows:  
353.245 **1.** In addition to the requirements of NRS 353.335, every department, institution and agency of the Executive Department of the State Government, when making requests for budgets to be submitted to the Federal Government for ~~money, equipment, material or services,~~ *federal assistance*, shall file the request or budget with the office of the Chief and with the Fiscal Analysis Division of the Legislative Counsel Bureau before submitting it to the proper federal authority. When the federal authority has approved the request or budget, in whole or in part, the department, institution or agency of the State Government shall resubmit it to the Chief and to the Fiscal Analysis Division of the Legislative Counsel Bureau for recording before any allotment or encumbrance of the federal ~~money~~ *assistance, as applicable*, is made.

**2.** *The Chief shall maintain a database of each request and budget filed with or resubmitted to the office of the Chief pursuant to subsection 1.*

**3.** *The Department of Administration shall prepare a report for each fiscal year that:*

*(a) Identifies the total amount of federal assistance received by each department, institution and agency of the Executive Department of the State Government for the fiscal year.*

*(b) Identifies the total amount of federal assistance which each department, institution and agency of the Executive Department of the State Government applied to receive for the fiscal year.*

*(c) Identifies the total amount of federal assistance used by each department, institution or agency of the Executive Department of the State Government for the fiscal year.*

*(d) To the extent practicable, includes recommendations of any actions which are necessary to apply for additional federal assistance programs or to improve the use of existing federal assistance programs used by a department, institution or agency of the Executive Department of the State Government.*

*(e) Includes the advisory report prepared by the Fiscal Analysis Division of the Legislative Counsel Bureau pursuant to subsection 4, if any.*



\* S B 2 1 3 R 2 \*

1       4. *The Fiscal Analysis Division of the Legislative Counsel*  
2 *Bureau may prepare a report as to the advisability of increasing or*  
3 *decreasing the use of any federal assistance program identified*  
4 *pursuant to paragraph (c) of subsection 3.*

5       5. *The Department of Administration shall, on or before*  
6 *October 1 of each year, submit the report prepared pursuant to*  
7 *subsection 3 for the immediately preceding fiscal year to:*

8       (a) *The Governor; and*

9       (b) *The Director of the Legislative Counsel Bureau for*  
10 *transmittal to:*

11       (1) *The Legislative Commission if the report is prepared in*  
12 *an odd-numbered year; or*

13       (2) *The next regular session of the Legislature if the report*  
14 *is prepared in an even-numbered year.*

15       6. *As used in this section, "federal assistance" means money,*  
16 *equipment, material or services that may be available to a*  
17 *department, institution or agency of the Executive Department of*  
18 *the State Government from any agency or authority of the Federal*  
19 *Government pursuant to a federal program.*

20       **Sec. 1.5.** 1. There is hereby appropriated from the State  
21 General Fund to the Office of Finance in the Office of the Governor:

22       For the Fiscal Year 2015-2016.....\$87,000

23       For the Fiscal Year 2016-2017.....\$87,000

24       2. The Office of Finance shall use the money appropriated by  
25 subsection 1 for personnel and operating costs associated with  
26 carrying out the provisions of section 1 of this act.

27       3. Any balance of the sums appropriated by subsection 1  
28 remaining at the end of the respective fiscal years must not be  
29 committed for expenditure after June 30 of the respective fiscal  
30 years by the entity to which the appropriation is made or any entity  
31 to which money from the appropriation is granted or otherwise  
32 transferred in any manner, and any portion of the appropriated  
33 money remaining must not be spent for any purpose after  
34 September 16, 2016, and September 15, 2017, respectively, by  
35 either the entity to which the money was appropriated or the entity  
36 to which the money was subsequently granted or transferred, and  
37 must be reverted to the State General Fund on or before  
38 September 16, 2016, and September 15, 2017, respectively.

39       4. If Assembly Bill No. 469 of this session does not become  
40 effective, the references in this section to the Office of Finance in  
41 the Office of the Governor shall be deemed to refer to the Budget  
42 Division of the Department of Administration.

43       **Sec. 1.7.** 1. There is hereby appropriated from the State  
44 General Fund to the Office of Finance in the Office of the Governor:

45       For the Fiscal Year 2015-2016.....\$10,000



1 For the Fiscal Year 2016-2017.....\$10,000  
2 2. The Office of Finance shall use the money appropriated by  
3 subsection 1 for the travel expenses of members of the Nevada  
4 Advisory Council on Federal Assistance created by Senate Bill No.  
5 214 of this session related to the business of the Council.

6 3. Any balance of the sums appropriated by subsection 1  
7 remaining at the end of the respective fiscal years must not be  
8 committed for expenditure after June 30 of the respective fiscal  
9 years by the entity to which the appropriation is made or any entity  
10 to which money from the appropriation is granted or otherwise  
11 transferred in any manner, and any portion of the appropriated  
12 money remaining must not be spent for any purpose after  
13 September 16, 2016, and September 15, 2017, respectively, by  
14 either the entity to which the money was appropriated or the entity  
15 to which the money was subsequently granted or transferred, and  
16 must be reverted to the State General Fund on or before  
17 September 16, 2016, and September 15, 2017, respectively.

18 4. If Assembly Bill No. 469 of this session does not become  
19 effective, the references in this section to the Office of Finance in  
20 the Office of the Governor shall be deemed to refer to the Budget  
21 Division of the Department of Administration.

22 **Sec. 2.** The provisions of subsection 1 of NRS 218D.380 do  
23 not apply to any provision of this act which adds or revises a  
24 requirement to submit a report to the Legislature.

25 **Sec. 3.** 1. This section and sections 1, 1.5 and 2 of this act  
26 become effective on July 1, 2015.

27 2. Section 1.7 of this act becomes effective on July 1, 2015, if  
28 and only if Senate Bill No. 214 of this session is enacted by the  
29 Legislature and approved by the Governor.

