

SENATE BILL NO. 96—SENATOR PARKS (BY REQUEST)

PREFILED JANUARY 30, 2015

Referred to Committee on Judiciary

SUMMARY—Revises provisions relating to prison industries.
(BDR 16-281)

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 prison industries; revising provisions governing the use of money in the Fund for New Construction of Facilities for Prison Industries; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law creates the Fund for New Construction of Facilities for Prison
2 Industries and requires the money in the Fund to be used: (1) to house new prison
3 industries or to expand existing industries to provide additional employment of
4 offenders; or (2) for any other purpose authorized by the Legislature. (NRS
5 209.192) This bill expands the authorized uses of money in the Fund and requires
6 the Director of the Department of Corrections to repay the Fund under certain
7 circumstances.

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

1 **Section 1.** NRS 209.192 is hereby amended to read as follows:
2 209.192 1. There is hereby created in the State Treasury a
3 Fund for New Construction of Facilities for Prison Industries as a
4 capital projects fund. The Director shall deposit in the Fund the
5 deductions made pursuant to paragraph (c) of subsection 1 or
6 paragraph (b) of subsection 2 of NRS 209.463. The money in the
7 Fund must only be expended ~~for~~ :
8 *(a) To* house new industries or expand existing industries in the
9 industrial program to provide additional employment of offenders
10 ~~for~~ ~~for~~ ;



(b) To relocate, expand, upgrade or modify an existing industry in the industrial program to enhance or improve operations or security or to provide additional employment or training of offenders;

(c) To purchase or lease equipment to be used for the training of offenders or in the operations of prison industries;

(d) To pay or fund the operations of prison industries, including, without limitation, paying the salaries of staff and wages of offenders if the cash balance in the Fund for Prison Industries is below the average monthly expenses for the operation of prison industries;

(e) To advertise and promote the goods produced and services provided by prison industries; or

(f) For any other purpose authorized by the Legislature. ~~The money in the Fund must not be expended for relocating an existing industry in the industrial program unless the existing industry is being expanded to provide additional employment of offenders.~~

2. Before money in the Fund may be expended ~~for construction~~:

(a) As described in paragraphs (b) to (e), inclusive, of subsection 1, the Director shall submit a proposal for the expenditure to the *Committee on Industrial Programs and the State Board of Examiners*.

(b) For construction, the Director shall submit a proposal for the expenditure to the State Board of Examiners.

3. Upon making a determination that the proposed expenditure is appropriate and necessary, the State Board of Examiners shall recommend to the Interim Finance Committee, or the Senate Standing Committee on Finance and the Assembly Standing Committee on Ways and Means when the Legislature is in general session, that the expenditure be approved. Upon approval of the appropriate committee or committees, the money may be so expended.

~~3-1~~ 4. If any money in the Fund is used as described in paragraph (d) of subsection 1, the Director shall repay the amount used as soon as sufficient money is available in the Fund for Prison Industries.

5. The interest and income earned on the money in the Fund, after deducting any applicable charges, must be credited to the Fund.

6. As used in this section, "Fund" means Fund for New Construction of Facilities for Prison Industries.

Sec. 2. This act becomes effective on July 1, 2015.

