

State Agency Responses
S.B. 157 / BDR 22 - 706

State Agency: Business and Industry Approved by: Lisa Figueroa, ASO IV Comment: The agency has reviewed the bill and determined that there is no fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Colorado River Commission of Nevada Approved by: Douglas Beatty, Admin. Services Officer Comment: The Colorado River Commission has close working relationships with many local governments in southern Nevada, and as a part of its regular monthly meetings provides them, and any person or entity with concerns, adequate time for input prior to any action taken by the agency. The agency does not make interpretive rulings, and only makes changes to its own regulations on a very infrequent basis. There would be no changes needed to the agency's current operations to accommodate this bill.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Commission on Peace Officers' Standards in Training Approved by: T. Bunting, Deputy Director Comment: This agency has reviewed BDR 22-706 and determined that there is no fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Commission on Postsecondary Education Approved by: Kelly D. Wuest, Administrator Comment: The proposed changes of BDR 22-706 will not have a fiscal impact on the operations of the Commission on Postsecondary Education.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Department of Administration Approved by: Evan Dale, Administrator Comment: The agency has reviewed the bill and determined that there is no fiscal impact				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Department of Employment, Training and Rehabilitation Approved by: Anil Manocha, Management Analyst Comment: The agency has reviewed the bill and determined that there is no fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Department of Public Safety Approved by: Curtis Palmer, Admin. Services Officer III Comment: BDR 22-706 relating to governmental administration and enacting the State and Local Government Cooperation Act. As the bill is written the Department of Public Safety has determined that there is no fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Department of Taxation Approved by: Deonne Contine, Executive Director Comment: The Department has reviewed the bill and believes the fiscal impacts are minimal and can be absorbed.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Division of Minerals Approved by: Richard Perry, Administrator Comment: Historically the Division of Minerals has not issued rulings that affect interpretive rulings of a local government. The Division of Minerals permits oil, gas and geothermal well drilling and production in the State of Nevada. As an oil, gas or geothermal well is a land use, and must meet the zoning requirements of a county or municipality, there can be direct involvement by a local government. The Division of Minerals does not make rulings on zoning. Local governments in Nevada do not issue oil, gas or geothermal permits. The Division can issue drilling permits and make rulings and orders with regards to drilling units and unitization, as per NRS 522.082 to 522.0878. Hearings and orders of the Division that relate to the oil and gas code require 10 days notice to the public, per NRS 522.090 to 522.110. A county or local government can request a hearing or testify as an interested party in a Division hearing. I do not envision an interpretive order or ruling conflict between a local government and the Division, but if such an instance arose, there would be some cost to communicate, address comments and communicate in letters.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
Cannot Be Determined	\$0	\$0	\$0	\$0

State Agency: **Gaming Control Board**

Approved by: Buffy Brown, Sr. Research Specialist

Comment: The fiscal impact of this bill cannot be calculated because the agency is unable to determine what would be considered an "interpretive ruling" as it relates to the agency's daily functions, hearings and monthly public meetings. The GCB has six divisions and over 400 staff; representatives from each division meet daily with gaming licensees and applicants for gaming licenses regarding interpretations of Nevada gaming laws and regulations. Further, the GCB holds monthly publicly-noticed hearings on formal applications and requests that may be implicated by this bill. If this bill applies to those functions, the fiscal impact will be substantial and cannot be ascertained at present.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
Cannot Be Determined	\$0	\$0	\$0	\$0

State Agency: **Lieutenant Governor**

Approved by: Ryan Cherry, Chief of Staff

Comment: No apparent fiscal impact to the Lt. Governor's office.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Commission on Ethics**

Approved by: Yvonne M. Nevarez-Goodson, Executive Director

Comment: BDR 22-706 requires State agencies to coordinate their interpretive rulings with affected local governments. The Nevada Commission on Ethics' provides outreach and education and issues legal opinions interpreting the provisions of NRS 281A (The Ethics in Government Law) to specific facts and circumstances presented by or regarding all public officers and employees throughout the State involving conflicts of interest between official duties and private interests. The Commission has the exclusive jurisdiction to interpret the provisions of NRS 281A. This legislation would require the Commission to consult with every local government regarding the issuance of such opinions if they may affect an interpretive ruling of the local government. The local governments do not have authority to issue "interpretive rulings" - or "statements of the construction or interpretation of [NRS/NAC 281A]", a statutory responsibility delegated solely to the Commission. Accordingly, this bill would not create a fiscal impact on the Commission in its interpretations of NRS 281A. However, NRS 281A.350 authorizes local governments to establish local or specialized ethics committees to develop ethics standards specific to that governments' activities, which may not be less restrictive than NRS 281A or interpret the provisions of NRS 281A. If the Commission issues an interpretive ruling of NRS 281A that could affect an interpretive ruling offered by a local committee of its specialized ethical standards, this legislation would require the Commission to inform and solicit comments from such local governments any time it offers an opinion regarding NRS 281A. Any fiscal impact this could create for the Commission is unknown at this time. The Commission holds multiple hearings and issues several opinions each month, a process which could be significantly delayed if the Commission must inform and solicit comments from local committees or any other local government.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
Cannot Be Determined	\$0	\$0	\$0	\$0

State Agency: **Nevada Commission on Judicial Discipline**

Approved by: Evan Dale, Administrator

Comment: The agency has reviewed the bill and determined that there is no fiscal impact

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Department of Agriculture**

Approved by: J. Dale Hansen, Fiscal Administrator

Comment: BDR 22-706 would have no fiscal impact on the Department.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Department of Corrections**

Approved by: Scott K. Sisco, Deputy Director

Comment: The Department of Corrections has reviewed BDR 22-706 related to a State Agency making an interpretive ruling that may impact a local government and new requirements to solicit their input before making such a ruling. The Department has determined that the bill language has currently stated has no fiscal impact to the Department.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Department of Education**

Approved by: Mindy Martini, Deputy, Business & Support

Comment: This measure would enact the State and Local Government Cooperation Act and require State agencies making interpretive rulings to follow certain procedures to inform affected local government entities. This measure has no fiscal impact on the Department of Education.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Department of Tourism and Cultural Affairs**

Approved by: David C. Peterson, Operations and Finance Manager

Comment: This BDR will not have a fiscal impact on the Department of Tourism and Cultural Affairs.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Department of Transportation**

Approved by: Sean Sever, Communications Director

Comment: NDOT has reviewed the draft "State & Local Government Cooperation Act and has determined that this bill would have no fiscal impact on current operational policies.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Department of Wildlife**

Approved by: Patrick Cates, Deputy Director

Comment: The Department of Wildlife (NDOW) has not issued rulings that affect interpretive rulings of a local government. NDOW is responsible for management of the state's wildlife, provides input to federal agencies regarding development projects on federal lands, and manages a statewide boating safety and enforcement program. NDOW does not make rulings regarding local private or state land use or other matters that would be the jurisdictional concern of local government. NDOW is solely charged with administration of NRS 501 through NRS 506 and NRS 488 as well as specific sections of NRS 701. It appears unlikely there would be an interpretive order or ruling conflict between a local government and NDOW.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Governor's Office of Economic Development**

Approved by: Steve Woodbury, ASO

Comment: GOED has reviewed this bill and determined that it will not likely have a fiscal impact on the agency.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada System of Higher Education**

Approved by: Heidi Sakelarios, Budget Officer

Comment: If enacted, it appears that this legislation would have no fiscal impact on the NSHE or its institutions.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Attorney General**

Approved by: Martha Radu, Chief Financial Officer

Comment: The agency has reviewed this BDR and determined there is no fiscal impact.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Governor**

Approved by: Evan Dale, Administrator

Comment: The agency has reviewed the bill and determined that there is no fiscal impact

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Office of the Military Approved by: C Tyler, ASO II Comment: The agency has reviewed the bill and determined that there is no fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Office of the State Controller Approved by: James Smack, Assistant Controller Comment: This agency has reviewed BDR 22-706 and determined that there is no fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Office of the State Treasurer Approved by: Budd Milazzo, Deputy Treasurer Comment: The State Treasurer's Office has reviewed BDR 22-706 and determined there is no fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Office of Veterans' Services Approved by: Amy Garland, Chief Financial Officer Comment: There is no fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Public Employees' Benefits Program Approved by: James R. Wells, Executive Officer Comment: The agency has reviewed this bill draft request and does not believe there would be a fiscal impact to the operations of the agency. However, it cannot be determined if there would be a fiscal impact from an inconsistency between interpretive rulings of the agency and those of local governments.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
Cannot Be Determined	\$0	\$0	\$0	\$0

State Agency: **Public Utilities Commission of Nevada**

Approved by: Nichole Shafer, Financial Officer

Comment: Fiscal Note BDR 22-706 will have no fiscal impact on the Public Utilities Commission.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Secretary of State**

Approved by: Wayne Thorley, Deputy Secretary of State

Comment: The Office of the Secretary of State has reviewed this bill and determined there is no fiscal impact on the Office.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Silver State Health Insurance Exchange**

Approved by: Cari Eaton, Finance & Research Officer

Comment: The Silver State Health Insurance Exchange has reviewed the bill and determined that there is no fiscal impact.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **State Department of Conservation and Natural Resources**

Approved by: Kelly M. Williams, ASO IV

Comment: The Nevada Department of Conservation and Natural Resources has reviewed BDR 22-706, which would enact the State and Local Government Cooperation Act. Section 7 of this bill provides that the purpose of the Act is to facilitate cooperation and coordination between state agencies and local governments. Section 8 of this bill requires a state agency, before making an interpretive ruling that may affect an interpretive ruling of a local government: to inform and solicit comments; allow a reasonable time for local governments to submit comments; consider comments in preparing its interpretive ruling; and inform in writing each affected local government that submitted comments of the state agency's proposed interpretive ruling. This bill does place a new requirement on state agencies that will result in a fiscal impact to the Department and its units. After careful consideration, it has been determined that in order to facilitate this coordination for all DCNR agencies and programs – (including the Divisions of Water Resources, Environmental Protection, State Historic Preservation, State Lands, and Forestry; the Conservation Districts and Sagebrush Ecosystem Programs; and the Director's Office/Administration) – it will be necessary to hire one Management Analyst 4 in the Director's Office. There is no current capacity to otherwise track proposed interpretive rulings, inform local governments and coordinate comments in a timely manner.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
Has Impact	\$0	\$73,406	\$77,029	\$150,435

State Agency: State Public Charter School Authority Approved by: Patrick J. Gavin, Director Comment: The agency has reviewed and does not anticipate a fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Department of Motor Vehicles, Management Services and Programs Division Approved by: Amy McKinney, Chief of Administration Comment: BDR 22-706 enacts the State and Local Government Cooperation Act. Per Section 7 of the BDR, the purpose of this Act is to facilitate cooperation and coordination, and encourage communication and positive working relationships between state agencies and local governments. Section 8 of the BDR requires state agencies to inform and solicit comments from any local government affected by an interpretive ruling, allow reasonable time to receive comments from a local government, and consider any comments in the preparation of an interpretive ruling. The agency has reviewed the BDR and determined that there is no fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Department of Health and Human Services, Aging and Disability Services Division Approved by: Todd Myler, ASO 4 Comment: Aging and Disability Service Division staff have reviewed this legislation and believe there is no fiscal impact to the agency.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: Department of Health and Human Services, Division of Child and Family Services Approved by: Danette Kluever, Deputy Administrator Comment: The agency has reviewed the bill and anticipates no fiscal impact.				
Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Health and Human Services, Division of Health Care Financing and Policy**

Approved by: Leah Lamborn, ASO IV

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Health and Human Services, Division of Public and Behavioral Health**

Approved by: Mark Winebarger, ASO IV

Comment: The fiscal impact to the Division of Public and Behavioral Health cannot be determined at this time because the workload volume cannot be determined.

Each action the division takes will have to be evaluated as to what local governments might be impacted. After the affected local governments are identified, the best method of contact will have to be determined. Depending on the issue, contact could be through email, US Mail, phone calls, individual face-to-face meetings or group meetings. After contact is made, depending on the number of affected governments, responses and follow-up will have to be organized and contact initiated with the Governor's Office when agreement cannot be reached with the local government. An Administrative Assistant III position may have to be hired to coordinate these duties.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
Cannot Be Determined	\$0	\$0	\$0	\$0

State Agency: **Department of Health and Human Services, Division of Welfare and Supportive Services**

Approved by: Sue Smith, ASO IV

Comment: The agency has reviewed the bill and determined there is no fiscal impact.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Business and Industry, Employee Management Relations Board**

Approved by: Lisa Figueroa, ASO IV

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

Impact	FY 2014-15	FY 2015-16	FY 2016-17	Future Biennia
No Impact	\$0	\$0	\$0	\$0