

Amendment No. 944

Senate Amendment to Senate Bill No. 343 First Reprint	(BDR 18-990)
Proposed by: Senate Committee on Finance	
Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	☐	Lost	☐	_____	Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____	Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____	Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

EMR/HAC



Date: 6/2/2017

S.B. No. 343—Requires the Secretary of State to collect and report information related to gender equality in the workplace. (BDR 18-990)



SENATE BILL NO. 343—SENATORS FARLEY AND HARRIS

MARCH 20, 2017

Referred to Committee on Revenue and
Economic Development

SUMMARY—Requires the Secretary of State to collect and report information related to gender equality in the workplace. (BDR ~~18-990~~ 7-990)

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 gender equality; requiring the Secretary of State to conduct ~~an annual~~ a survey of certain businesses to collect data and information related to issues of gender equality in the workplace; requiring the Secretary of State to make certain information relating to the survey available on the Internet ~~and to certain educational institutions~~ and to submit an annual report regarding the survey to the Governor and the Director of the Legislative Counsel Bureau; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 3 of this bill requires the Secretary of State to design and conduct ~~an annual~~ a survey of certain businesses which are applying for or renewing a state business ~~registration~~ license in this State to collect data and information related to issues of gender equality in the workplace. **Section 3** provides that a response to the survey is voluntary but requires that ~~any response be signed~~ the person who submits the survey must attest to the truthfulness of the survey under the penalty of perjury. **Section 3.3** of this bill requires the Secretary of State to make available ~~it~~ on the Internet website of the Office of the Secretary of State: (1) the responses to the survey; ~~on the Internet website of the Office of the Secretary of State~~ and (2) ~~upon request~~ aggregate data relating to the survey. ~~to researchers at certain educational institutions~~ **Section 3.3** also requires the Secretary of State to submit an annual report on the survey to the Governor and the Director of the Legislative Counsel Bureau.

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

Section 1. Chapter ~~1225~~ 75A of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 4, inclusive, of this act.

Sec. 2. (Deleted by amendment.)

1 Sec. 2.5. As used in sections 2.5 to 3.7, inclusive, of this act, "business" has
2 the meaning ascribed to it in NRS 76.020.

3 Sec. 3. 1. The Secretary of State shall design and conduct ~~an annual~~ a
4 survey of businesses in this State for the purpose of collecting data and
5 information related to issues of gender equality in the workplace.

6 2. The Secretary of State shall ~~consult~~ work in consultation with the
7 Nevada Commission for Women created by NRS 233I.020 regarding the ~~design~~
8 content of the survey.

9 3. The Secretary of State shall cause the survey to be ~~provided~~ offered
10 through the state business portal to each business with operations and employees
11 in this State at the time the business submits ~~to the Secretary of State~~ an online
12 application for a state business ~~registration~~ license pursuant to NRS 76.100 or
13 ~~for an online~~ renewal of a state business ~~registration~~ license pursuant to NRS
14 76.130.

15 4. A business is not required to respond to the survey, and neither the
16 Secretary of State nor the Nevada Commission for Women shall ~~not~~
17 otherwise take any adverse action against a business that does not respond to the
18 survey.

19 5. If a business responds to the survey, the ~~response~~ person who submits
20 the survey must, ~~be signed~~ under penalty of perjury ~~by~~, attest to the
21 truthfulness of the survey in his or her capacity as; ~~applicable~~

22 (a) The owner of a business that is owned by a natural person;

23 (b) A member or partner of an association or partnership;

24 (c) A general partner of a limited partnership;

25 (d) A managing partner of a limited-liability partnership;

26 (e) A manager or managing member of a limited-liability company; ~~for~~

27 (f) An officer of a corporation for some other person specifically authorized
28 by the corporation to sign the response; or

29 (g) Any other natural person who has been authorized by a person described
30 in paragraphs (b) to (f), inclusive, of this subsection to submit the survey on
31 behalf of the business.

32 ~~6. The Secretary of State shall authorize and provide for~~

33 ~~(a) A business to receive the survey electronically and to submit~~
34 ~~electronically its response to the survey; and~~

35 ~~(b) A person who signs a response to the survey pursuant to subsection 5 to~~
36 ~~sign the response electronically.~~

37 Sec. 3.3. 1. The Secretary of State shall make available ~~for~~ on the Internet
38 website of the Office of the Secretary of State;

39 (a) The responses to the survey conducted pursuant to section 3 of this act
40 ~~for the Internet website of the Office of the Secretary of State~~ in such a manner
41 that the responses ~~are accessible~~ may be searched electronically by the name of
42 the business that submitted the response; and

43 (b) Aggregate data relating to the survey conducted pursuant to section 3 of
44 this act ~~for research purposes, to any college, university or institute that is part~~
45 ~~of or affiliated with the Nevada System of Higher Education upon request.~~

46 2. The Secretary of State shall annually compile the responses to the survey
47 received during the immediately preceding year into a report and submit the
48 report to the Governor and to the Director of the Legislative Counsel Bureau for
49 transmittal to the Legislature, or if the Legislature is not in session, to the
50 Legislative Commission.

51 Sec. 3.7. The Secretary of State may adopt such regulations as he or she
52 determines to be necessary or advisable to carry out the provisions of sections 3
53 and 3.3 of this act.

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

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

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

4 **Sec. 7.** The provisions of subsection 1 of NRS 218D.380 do not apply to any
5 provision of this act which adds or revises a requirement to submit a report to the
6 Legislature.

7 **Sec. 7.5.** The Secretary of State shall design and begin conducting the initial
8 survey required by section 3 of this act before January 1, 2018.

9 **Sec. 8.** This act becomes effective on July 1, 2017 ~~+~~, and expires by
10 limitation on December 31, 2022.