

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 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 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 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:

1 **Section 3** of this bill requires the Secretary of State to design and conduct a
2 survey of certain businesses which are applying for or renewing a state business
3 license in this State to collect data and information related to issues of gender
4 equality in the workplace. **Section 3** provides that a response to the survey is
5 voluntary but requires that the person who submits the survey must attest to the
6 truthfulness of the survey under the penalty of perjury. **Section 3.3** of this bill
7 requires the Secretary of State to make available on the Internet website of the
8 Office of the Secretary of State: (1) the responses to the survey; and (2) aggregate
9 data relating to the survey. **Section 3.3** also requires the Secretary of State to
10 submit an annual report on the survey to the Governor and the Director of the
11 Legislative Counsel Bureau.



* S B 3 4 3 R 2 *

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

Section 1. Chapter 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.)

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

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

2. The Secretary of State shall work in consultation with the Nevada Commission for Women created by NRS 2331.020 regarding the content of the survey.

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

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

5. If a business responds to the survey, the person who submits the survey must, under penalty of perjury, attest to the truthfulness of the survey in his or her capacity as;

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

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

(c) A general partner of a limited partnership;

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

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

(f) An officer of a corporation; or

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

Sec. 3.3. 1. *The Secretary of State shall make available on the Internet website of the Office of the Secretary of State:*

(a) The responses to the survey conducted pursuant to section 3 of this act in such a manner that the responses may be searched electronically by the name of the business that submitted the response; and



1 ***(b) Aggregate data relating to the survey conducted pursuant***
2 ***to section 3 of this act.***

3 ***2. The Secretary of State shall annually compile the***
4 ***responses to the survey received during the immediately preceding***
5 ***year into a report and submit the report to the Governor and to the***
6 ***Director of the Legislative Counsel Bureau for transmittal to***
7 ***the Legislature, or if the Legislature is not in session, to the***
8 ***Legislative Commission.***

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

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

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

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

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

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

21 ***Sec. 8.*** This act becomes effective on July 1, 2017, and expires
22 by limitation on December 31, 2022.

