

**MINUTES OF THE MEETING
OF THE
ASSEMBLY COMMITTEE ON GOVERNMENT AFFAIRS**

**Seventy-Ninth Session
March 3, 2017**

The Committee on Government Affairs was called to order by Chairman Edgar Flores at 8:33 a.m. on Friday, March 3, 2017, in Room 4100 of the Legislative Building, 401 South Carson Street, Carson City, Nevada. The meeting was videoconferenced to Room 4406 of the Grant Sawyer State Office Building, 555 East Washington Avenue, Las Vegas, Nevada. Copies of the minutes, including the Agenda ([Exhibit A](#)), the Attendance Roster ([Exhibit B](#)), and other substantive exhibits, are available and on file in the Research Library of the Legislative Counsel Bureau and on the Nevada Legislature's website at www.leg.state.nv.us/App/NELIS/REL/79th2017.

COMMITTEE MEMBERS PRESENT:

Assemblyman Edgar Flores, Chairman
Assemblywoman Dina Neal, Vice Chairwoman
Assemblywoman Shannon Bilbray-Axelrod
Assemblyman Chris Brooks
Assemblyman Richard Carrillo
Assemblyman Skip Daly
Assemblywoman Amber Joiner
Assemblyman Al Kramer
Assemblyman Jim Marchant
Assemblyman Richard McArthur
Assemblyman William McCurdy II
Assemblywoman Daniele Monroe-Moreno
Assemblywoman Melissa Woodbury

COMMITTEE MEMBERS ABSENT:

Assemblyman John Ellison (excused)

GUEST LEGISLATORS PRESENT:

None



STAFF MEMBERS PRESENT:

Jered McDonald, Committee Policy Analyst
Jim Penrose, Committee Counsel
Patricia Keyes, Committee Secretary
Olivia Lloyd, Committee Assistant

OTHERS PRESENT:

Bruce H. Breslow, Director, Department of Business and Industry
Berna Rhodes-Ford, Vice Chair, Nevada Commission on Minority Affairs,
Department of Business and Industry
Kari Emm, Member, Nevada Commission on Minority Affairs, Department of
Business and Industry
Janelle E. Mack, Member, Nevada Commission on Minority Affairs, Department of
Business and Industry

Chairman Flores:

[Roll was called. Committee rules and protocol were explained.] We will take today's agenda in order. We will start with the presentation and move to the work session. I would like to open up the presentation from the Nevada Commission on Minority Affairs, Department of Business and Industry.

Bruce H. Breslow, Director, Department of Business and Industry:

With me today are some members of the Nevada Commission on Minority Affairs. The Chair of the Commission, Jane Lee, was on her way with her PowerPoint presentation and two street racers cut her off. She had an accident on the way to the airport and will be unable to join us. The Vice Chair, Berna Rhodes-Ford, will be doing the presentation, and I will be assisting. Other Commission members here today are Kari Emm, who is the Chair of the Education Subcommittee, and Janelle Mack, one of our new members.

**Berna Rhodes-Ford, Vice Chair, Nevada Commission on Minority Affairs,
Department of Business and Industry:**

I want to give you an idea of who serves on the Commission. Kari Emm and Janelle Mack both serve from northern Nevada. We also have Chair Jane Lee, Commissioners Cedric Cole; Amarpreet Chadha; Yolanda Flores, M.D.; Gaspar Montañez; and Ender Austin III, who serve from southern Nevada. Together we advocate for minorities throughout Nevada.

The Commission focuses its activities in several different areas, including education, housing, health care, workforce development, economic development, legislative, and community liaison. The last two, legislative and community liaison, were added last year to address current issues.

The purpose of the legislative subcommittee is to track activities of the Legislature that directly affect the minority community in our specific areas of focus. This allows the Commission to further focus outreach and community dialogue to understand impact and to compile feedback.

The community liaison subcommittee was formed to improve community and law enforcement interaction and to serve as a connector between law enforcement and the minority community. We believe creating dialogue and facilitating cultural understanding fosters improved relationships and awareness with law enforcement. By working together, our communities are stronger and engage more cohesively. We are working through the community liaison subcommittee to make sure that we have good relations between our communities and law enforcement.

We have provided each of you with a copy of the *Annual Activity and Recommendation Report 2016* ([Exhibit C](#)). I would like to go over some of the highlights of what the Commission did in 2016.

Prior to 2015, the Commission operated without the benefit of a budget. Through the advocacy of Senator Moises Denis and former Commission on Minority Affairs Chair, Anna Siefert, we were given a budget [page 2, ([Exhibit D](#))]. This budget was used to print business cards; create collaterals, such as tablecloths and banners to use when we present in the community; and permit the Commissioners in southern Nevada to travel to northern Nevada to meet with our northern Commissioners and our Director, Bruce Breslow.

We cannot replace the benefits of face-to-face interaction even though technology is great. Our ability to come to northern Nevada and meet with our colleagues and our Director has been significant. It has enabled us to share the best of our ideas and practices. Having a budget has also allowed us to appear as a real entity to the public. Many people do not know what the Nevada Commission on Minority Affairs is. Having a budget enables us to go out into the community, interact with people, and be a real face in the community.

We have also been able to forge collaborative partnerships with community resources [page 3, ([Exhibit D](#))] such as the Business Development Advisory Council of Clark County; the Regional Business Development Advisory Council of Clark County; the U.S. Small Business Administration; the Minority Business Development Agency, which is part of the U.S. Department of Commerce; Nevada Succeeds; and the City of Las Vegas, just to name a few. We have also reached out to media partners such as local radio and television stations and the *Las Vegas Review-Journal*. Building upon that foundation, we will be using this year's budget to participate in more community events, improve the visibility of our profile, and continue to reach across state borders to share best practices.

As commissioners, we happily volunteer our time and expertise to improve our community. There is, however, a pragmatic reality to our reach. We remain responsible to paying jobs, family, and personal commitments. This limits our ability to analyze collected data, which affects strategic planning and execution of those plans. A dedicated member of the staff

would yield exponential results [page 4, ([Exhibit D](#))]. It would alleviate responsibility presently being shouldered by our Ombudsman, Miriam Lira-Hickerson, who is in the Office of Ombudsman of Consumer Affairs for Minorities, Nevada Commission on Minority Affairs, Department of Business and Industry. Ms. Lira-Hickerson has been generous with her time and energy and she works hard assisting the Commission on Minority Affairs in our responsibilities. However, her responsibilities are fragmented and she must focus on many other responsibilities. We believe that a dedicated staff member could assist us and serve as more than an administrative assistant. A dedicated staff person could analyze field data and assist in creating strategic approaches to resolve needs in minority communities. We also believe that dedicated analyst could be a point of communication and serve as a connection to our minority communities. Most important, a management analyst would be able to present collective field data in a meaningful construct. In turn, this information could be communicated to community resource partners, the Legislature, and the Governor.

The Commission on Minority Affairs has never been stronger or more committed to making a meaningful impact [page 5, ([Exhibit D](#))]. Our strategic plan provides the framework from which ongoing efforts can be focused. This provides continuity. Continuity helps the community see us as a resource and allows us to better advocate for our constituents. Our budget allows us to broaden our community outreach. A dedicated management analyst would be able to collect and present data in a digestible form, which could then be used in strategic planning and community outreach.

That is a summary of what the Commission has been doing. As I mentioned, we have several subcommittees. I will be happy to talk to you about the individual work that each subcommittee is doing.

Assemblywoman Neal:

This is an issue that is near and dear to me. Assembly Bill 270 of the 77th Session was one of my bills in 2013, which tried to give an investigator to the Office of Ombudsman of Consumer Affairs for Minorities. The bill did not progress past the Assembly Committee on Ways and Means. As part of the record, I spoke of wealth and poverty gaps and the civil and legal needs of the minority community. The Commission on Minority Affairs had been inactive. It had not been able to tap into what was happening in the minority community. It felt like it was being lost. I felt there was not a deep concern about minorities and how they were fairing in this state. Mr. Breslow supported me. It was a very heavy lift for me. People make you feel that if you want to bring forward issues concerning minorities, you are somehow not caring about everybody else. You do not have the capacity to advocate for minorities because you are somehow doing it to the exclusion of other people's needs. What I found interesting is that minorities in this state still remain at some of the lowest levels.

I was grateful when I found out that you were going to be appointed. You are an attorney and can bring validity and a strong voice to the Commission. The annual report should assist in generating action around your future plans. I know that you will continue to work for minority communities across the state.

Berna Rhodes-Ford:

The Commission has worked hard to develop subcommittees. We are formulating strategies aimed to benefit the minority community more effectively. We believe that having a dedicated management analyst would help us not just generate the annual report, but complete goals set out in the annual report.

Assemblyman Brooks:

Is there a formal request for staff that could help advance some of the goals the Commission has set out in the annual report? Assemblywoman Neal was talking about her request for an investigator in the Office of Ombudsman a few sessions ago. Do you have a request pending at the Legislature this session?

Bruce Breslow:

Our direction for this year was to go with a flat budget and not propose any new positions. That said, this Commission is a volunteer commission. They are not paid. There is a limit to the work they can produce. As Assemblywoman Neal testified four years ago, people would come to meetings and spend a lot of time volunteering, but there was no one there to follow up, do research, or put together the information so at the next meeting they would have something tangible that could lead to something else. A staff person would be somebody who could attend to that and be the glue. We had great Commission members but they would leave after six months or a year. Without a staff person, it is hard to ask them to do more than get together for meetings and then at the end of the year, produce a report. The Commission did not even produce an annual report until the last couple of years. They have been able to develop something that is pretty extraordinary.

As Assemblywoman Neal said, taking it to the next level—being active, feeling there is a purpose and a reason to stay in order to accomplish things in Nevada—it would be imperative to have an employee. I must follow budget instructions for all of my agencies, and the instruction was to do flat budgets. I know the Legislature has interest in this. I know certain folks in the Legislature have spoken about this many times. This is an issue that continues. If you want this Commission to have the tools to deliver product and be effective, it would be very helpful for them to have one single employee who could work with them full-time.

Assemblyman McCurdy:

I am excited that this Commission is up and going and that you are being productive. What else do you need in addition to staff? What else would make this Commission more impactful in our communities in Nevada?

Berna Rhodes-Ford:

As we mentioned, having a full-time staff person would be a significant start to making the Commission more effective. Although we did not ask for additional monies, we need to make sure that our Commission is marketed, that people know about us, and that people know how to use us. I do not think people in the community know how to use us. Just having one dedicated person would allow us to get out more marketing information. That person could also go on radio shows and to different events to let people know who we are and how we can help them.

Assemblyman McCurdy:

It is not enough to just have the Commission. It needs to be adequately funded. We need to make sure we have resources specifically dedicated for outreach purposes; not just for staff, but for outreach in itself. Some type of marketing budget would allow us to serve the community and ensure that the intent of the Commission is being fulfilled to its fullest extent. I am interested to know, as you prepare for the next presentation, how we can better assist you. We have to make sure that every population is being served in Nevada.

Bruce Breslow:

There really is not a next presentation. That is one of the challenges that they have. The budget allows for one trip to northern Nevada. We have an ombudsman in the Office of Ombudsman of Consumer Affairs for Minorities who goes on radio shows and attends events. She also works full-time on constituent issues. When a constituent comes into the office with a complaint, she assists to mitigate the complaint. She does not have time to quantify issues facing minority communities, make suggestions through the Commission, and then take it to the next step and make sure that the issues are addressed. As far as putting a budget together, the Commission needs to quantify what they can accomplish and what funding would be needed before we can establish a budget. This is just an overall presentation. The Commission submitted their annual report, but there are no other presentations or meetings scheduled. Thank you for asking them to come today.

Assemblywoman Monroe-Moreno:

From your presentation, it appears that you need two positions. An executive assistant who could do the traveling and a management analyst. Is that correct?

Berna Rhodes-Ford:

We would love to have two positions. We honestly believe that our work is critical and we have not had the support that we need to get the job done in the manner in which we would like to. As I mentioned, we all have full-time jobs. We only have so much time that we, as commissioners, can dedicate to the job. We do the best that we can; however, if we did have a management analyst—and we would love an executive assistant to support that management analyst—it would help us. We did not come here today specifically asking for a management analyst, but it would help us if we did have two positions.

Assemblywoman Monroe-Moreno:

In your work in the community, have you found anyone who would fit those job qualifications? Do you know the budget costs for both positions if they were approved?

Bruce Breslow:

There are certain salary ranges in the state for those positions. If there was a budget to hire someone, the Commission would go through the Division of Human Resource Management, Department of Administration, to open the job, interview candidates, and complete the hiring process. We have about 60 budgeted staff at the Department of Business and Industry, including two deputy directors, two management analysts, and a program officer. That is the entire staff. We have 14 agencies and 27 boards and commissions. Having somebody dedicated to the needs of the Nevada Commission on Minority Affairs would allow them to get to the next level. If you request information regarding the addition of staff, we can present it to you.

Assemblywoman Monroe-Moreno:

I will request that information. Thank you.

Assemblyman Brooks:

I am looking at the number of complaints processed through the Office of Ombudsman of Consumer Affairs for Minorities and the dollars recovered [page 3, ([Exhibit E](#))]. Is there just one ombudsman who is doing the work in that office? Is some of the work of investigations, claims, and audits being supported by the Commission? Or is it just one person doing all that work?

Bruce Breslow:

Miriam Lira-Hickerson is a one-person show. We also have the Consumer Affairs Unit within the Department of Business and Industry. That unit has two administrative assistants, two investigators, and an administrative law judge who hears cases. In addition, there is one investigator and a part-time administrative staff person in northern Nevada. They receive all the complaints and referrals, which may come from the Legislature, the Office of the Attorney General, the Governor's office, people walking in the door, or people calling other agencies. The unit tracks every complaint and works toward a resolution. I believe their success rate is between 93 and 95 percent, without having to go before the administrative law judge. When people do not make restitution or are found to have violated an administrative regulation, they go before the administrative law judge. Anything more serious than that goes to the Office of the Attorney General. The ombudsman's single focus is the minority community. The consumer affairs groups work for everybody. Many of the staff speak Spanish, so they will also work with the Office of Ombudsman of Consumer Affairs for Minorities. There is good consumer affairs support. The Commission has put forward several plans regarding minority issues and complaints; solutions to basic community issues; and the broadening of communication with the business community,

police departments, and community and civic leaders. The first time they have subcommittees. They are taking steps. Their work is separate from solving complaints. Funding in our biennial budget will provide us with enough staff to continue to address consumer complaints.

Assemblyman Brooks:

It seems like quite a bit of work for one person. To have a volunteer commission trying to outreach around some of those same issues, it is a lot of work in this big state and we appreciate it.

Berna Rhodes-Ford:

I would like to go over some of the issues our subcommittees are working on. Kari Emm, the chair of our education subcommittee, is here. She is doing groundbreaking work for minority communities here in Nevada.

Kari Emm, Member, Nevada Commission on Minority Affairs, Department of Business and Industry:

Some of the things I have been working on pertain to my employment at the University of Nevada, Reno (UNR). I am working on a tribal college project. We are doing a feasibility study with American Indians within Nevada to possibly create a tribal college in Nevada. On the West Coast, there is not one tribal college. We are trying to see if having a tribal college in Nevada is even feasible. We are doing focus groups with tribes across Nevada. We are also doing an assessment. It has been difficult to complete the focus groups with all the tribes, but we are getting there.

I also serve as the Coordinator for Prospective Students on the Hispanic-Serving Institution Task Force at UNR. In Nevada, most of the universities and colleges are trying to become Hispanic-Serving Institutions so they can receive federal monies to improve support services for not only Hispanic and Latino students, but all underrepresented groups. The university or college must reach 25 percent population enrollment to be designated Hispanic-Serving Institution. We are close to reaching that milestone at UNR. I believe the University of Nevada, Las Vegas (UNLV) and the College of Southern Nevada have already reached their enrollment requirement and have received the Hispanic-Serving Institution designation.

I also serve on committees working with graduate programs in science, technology, engineering, and mathematics (STEM). We are trying to increase our underrepresented populations in the STEM fields. As I know, having been raised on an Indian reservation, it was often unmanageable or even unthinkable to consider going to graduate school or into a technical, engineering, or mathematics field.

At the Clark County School District, we work with Nevada Succeeds. The Commission is very involved in southern Nevada. It is difficult for me to be a part of the advocacy that occurs in southern Nevada due to my inability to travel. It makes it difficult to know some of the issues and to be informed. I am a recruiter for UNR and, as such, have been able to travel

to southern Nevada for that work. This affords me the opportunity to be a part of the activities of the Commission while I am in the area. The Commission Chair, Jane Lee, is the cochair of the subcommittee that I chair. However, her duties as the Commission Chair leave her less time to help with subcommittee work.

Another program that I run is the Silver State Transfer Program. This is a program that helps students progress from the community college system into the university system. One of our goals for the future is to have more support from parents and the community. We want to bring the message that education is very important and here are resources to help achieve learning goals. That is just one thing that my subcommittee will be focusing on over the next year.

Assemblyman Kramer:

Are you related to Warren Emm?

Kari Emm:

Yes. He was my grandfather.

Assemblyman Kramer:

I would like to honor him at this moment. When I was growing up, he was a strong mentor of mine. He was a fine man who, after he retired, went on to get his law degree so he could help serve the community at Schurz. I just wanted to say that and give him some recognition.

Assemblyman Brooks:

In some of the programs and outreach that you are doing, are you working with the Department of Administration's Office of Grant Procurement, Coordination and Management? This office could possibly identify funding opportunities to help fund programs and assist with paying expenses.

Kari Emm:

No, we have not, but that is a great idea.

Berna Rhodes-Ford:

Now that we know, we certainly will be contacting them.

Kari Emm:

With the tribal college, we actually got a donor to help with the cost of the research. He lives in Arizona. He loved this idea and wanted to donate. He donated about \$50,000 to the project. That has helped with traveling expenses, the cost of the assessment, and the cost of data research that we need to do.

Assemblywoman Bilbray-Axelrod:

I know that at UNLV there is an active Native American group. Have you had some outreach with the people at UNLV?

Kari Emm:

I have not, but we will definitely be contacting them. Right now, we have a large committee. Nevada Indian Commission, Department of Tourism and Cultural Affairs, and the Department of Education are represented on the committee. The size of the committee has made it difficult to get anything done, so we have decided to limit the number of people who will assist with the on-the-ground assessment work. We will definitely involve the people from UNLV in the assessment.

Chairman Flores:

What is your relationship with the Department of Employment, Training and Rehabilitation's Nevada Equal Rights Commission (NERC)? How often do you work together? Do you collaborate?

Berna Rhodes-Ford:

As a Commission, we actually do not work with NERC. I am an attorney, so I work with NERC as a part of that work. I suppose that we could work on that relationship, but I am not exactly sure how we would work together.

Assemblywoman Neal:

There are many things that I think you can do. You indicated that having staff, such as a management analyst, would allow the Commission to analyze discrimination in the state and track the number of minorities who are actually being affected. This would allow you to collect data about what businesses are continual violators. It could also allow you to see if there is a theme going on in regards to complaints being brought forward but not pursued because of a lack of documentation. This information would assist in developing classes that would train people on how to document complaints and cite the incidents of discrimination, how to proceed through the whistleblower statute, and how to bring a complaint forward and the processes involved. I receive calls related to discrimination all the time to the point that it is egregious. The Nevada Equal Rights Commission documents how many instances of this type of discrimination happen in Nevada.

If you want to engage as a consumer advocacy group, there are many reported cases of fraud within the minority community. The cases range from tax fraud to individuals actually doing medical procedures out of storefront businesses. Sometimes what happens in Latino communities is hidden because of the language barrier, but it is very real. People are being harmed because of a practice that is illegal. We need to care enough to get into the affected communities and remove those people and businesses that are taking advantage of the people in those communities.

Bruce Breslow:

The Department of Business and Industry has the Consumer Affairs Unit that investigates consumer complaints. We also have the Office of Ombudsman of Consumer Affairs for Minorities that does investigations as well. This is how we deal with consumer issues and complaints. We also have NERC and the Office of the Labor Commissioner.

The Nevada Commission on Minority Affairs is not charged with answering complaints. We have other very effective groups within the Department of Business and Industry who can do that. There are many resources.

The Nevada Commission on Minority Affairs is a policy commission that does research and analysis and makes recommendations in an annual report to the Governor and to the Legislature. The information gathered and presented by the Commission can be used by the Legislature, the Governor, and the Department of Business and Industry to make further recommendations. It is not an office or an agency unto itself. It is an advisory commission that is only as strong as its members. This is the strongest the Commission has ever been. They can tackle a lot right now, but they do not have the staff to go further. A management analyst would assist the Commission to do further research, quantify data, perform community outreach, and help make well-researched recommendations.

Community outreach to minority communities is difficult. The Ombudsman has a radio show which airs in both northern and southern Nevada. We do television appearances. We would like to have the Commission be more visible. We would like them to be able to participate in reaching out to the different chambers of commerce and other people and groups that can assist the minority communities. They are doing a wonderful job with the resources they are given.

Assemblywoman Neal:

Even if we stick to the policy mission, there is nothing wrong with leveraging existing relationships with agencies that are within the Department of Business and Industry. I believe you have 14 agencies. In regards to policy, we have so many reports that are produced around minorities every year. I collect them. The work of collecting data is typically done for us. There are numerous reports and guides and other documents that we receive. At this point, it is about coalescing and bringing all that data together and then having a conversation about the story you would like to tell, whether it be historical or immediate. I am willing to share the information that I collect. I try to figure out how to put it into the record, to tell the story legislatively about where we are as a state around minorities. I feel that is the strongest record we could ever have. It is the most actionable record that we can ever have in this state to prove historically that there has been disparate treatment, that there has been discrimination, and that there has been a lack of resources and money being put towards those communities.

That is a story that has been going on for a long time. I am frustrated by the lack of monies being put toward communities of color. We represent the state and typically we are underserved, underrepresented, and underfunded. That is why our communities become exacerbated to the point where we have super problems. Minority issues are left undiscussed, undated, and unaddressed. This state body has a responsibility to our minority communities.

Berna Rhodes-Ford:

Thank you, Assemblywoman Neal. I believe the members of this Commission echo your sentiments. We have more work to do. We will certainly incorporate the NERC piece into our workforce development subcommittee, and we will make sure that we get information assembled and back to you.

Chairman Flores:

Thank you for your presentation. As always, Committee members, I encourage you to please reach out to them. If I could please have you identify yourself. We did not have an opportunity to meet you.

Janelle E. Mack, Member, Nevada Commission on Minority Affairs, Department of Business and Industry:

My name is Janelle Mack. I am new to the Commission, so I am still learning but excited to be a part of the Nevada Commission on Minority Affairs. I am surrounded by great people. Thank you so much for allowing us to be here.

Chairman Flores:

If you have any closing remarks, now is the time to do that.

Berna Rhodes-Ford:

Again, thank you so much for having us here, and thank you to those who have asked questions. It will allow us to go home and do more research. We will get you the information you need. We would also appreciate your support for a management analyst.

Chairman Flores:

I am going to close the presentation and open it up for work session. We will start with Assembly Bill 98. Our Committee Policy Analyst is going to break that down.

Assembly Bill 98: Revises provisions governing the Office of Grant Procurement, Coordination and Management of the Department of Administration. (BDR 18-580)

Jered McDonald, Committee Policy Analyst:

Assembly Bill 98 revises provisions governing the Office of Grant Procurement, Coordination and Management of the Department of Administration. It was sponsored by Assemblywoman Bustamante Adams and Assemblyman Paul Anderson and was heard in this Committee on February 22, 2017. You will recall that A.B. 98 removes the limit on the number of people employed within the Office of Grant Procurement, Coordination and Management and instead allows the administrator to hire the necessary number of unclassified employees within the limits of the money appropriated or authorized. The bill also removes the requirement for the Office to prioritize grants for any specific department. We have no amendments on this bill ([Exhibit F](#)).

Chairman Flores:

At this time, I would like to entertain a motion.

ASSEMBLYMAN CARRILLO MADE A MOTION TO DO PASS
ASSEMBLY BILL 98.

ASSEMBLYWOMAN WOODBURY SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYMAN ELLISON WAS ABSENT
FOR THE VOTE.)

Chairman Flores:

Assemblyman Carrillo will take the floor statement. We will move on to Assembly Bill 126.

Assembly Bill 126: Abolishes certain committees and commissions. (BDR 38-555)

Jered McDonald, Committee Policy Analyst:

Assembly Bill 126 abolishes certain committees and commissions and was heard in this Committee on February 24, 2017. Assembly Bill 126 abolishes three entities. The first is the Commission to Review the Compensation of Constitutional Officers, Legislators, Supreme Court Justices, Judges of the Court of Appeals, District Judges and Elected County Officers. The second is the Advisory Committee on Housing. The third is the Subcommittee on Personal Assistance for Persons with Severe Functional Disabilities of the Nevada Commission on Services for Persons with Disabilities. If you will recall, these recommendations were made by the Sunset Subcommittee of the Legislative Commission. We have no amendments on this bill ([Exhibit G](#)).

Chairman Flores:

At this time, I would like to entertain a motion.

ASSEMBLYMAN DALY MOVED TO DO PASS ASSEMBLY BILL 126.

ASSEMBLYMAN McCURDY SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYMAN ELLISON WAS ABSENT
FOR THE VOTE.)

Chairman Flores:

Assembly Daly will take the floor statement. We will move on to Assembly Bill 10.

Assembly Bill 10: Revises provisions relating to state purchasing. (BDR 27-430)

Jered McDonald, Committee Policy Analyst:

Assembly Bill 10 revises provisions related to state purchasing. This bill was heard in this Committee on February 17, 2017. The bill provides for the disposition of money received by the State in the form of rebates for purchases made using charge cards. Under the provisions of the bill, these rebates will be deposited with 50 percent going to the Rainy Day Fund, and the other 50 percent going to the State agency that made the purchase. The money deposited into the Rainy Day Fund must not be used to replace or supplant funding from other sources.

We did have one amendment, which was discussed during the hearing. I have attached a mock-up amendment to the work session document ([Exhibit H](#)). This amendment restricts the distribution of funds if otherwise prohibited by law or any other applicable restriction.

Chairman Flores:

At this time, I would like to entertain a motion with the amendment.

ASSEMBLYMAN KRAMER MOVED TO AMEND AND DO PASS
ASSEMBLY BILL 10.

ASSEMBLYMAN CARRILLO SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYMAN ELLISON WAS ABSENT
FOR THE VOTE.)

Chairman Flores:

Assemblyman Kramer will take the floor statement. We will move on to Assembly Bill 36.

Assembly Bill 36: Revises the Charter of the City of Reno. (BDR S-448)

Jered McDonald, Committee Policy Analyst:

Assembly Bill 36 revises the Charter of the City of Reno. It was heard in this Committee on February 28, 2017. Assembly Bill 36 amends the Charter of the City of Reno. Among other provisions, the bill replaces the existing at-large Council Member with a newly created sixth ward and requires the City Council to establish new boundaries following the 2020 census. Under the bill, the existing five wards will be redistributed into six wards. The bill also provides that all candidates for City Council who represent a particular ward must be elected in a general election only by those registered voters of the ward. Those same provisions apply for special elections. Finally, in addition to existing reports required of candidates for public office, the bill requires the Reno City Council to adopt an ordinance requiring the Mayor and each Council Member to report campaign contributions received during every year other than the year in which the general election for that office is held. We have no amendments on this bill ([Exhibit I](#)).

Chairman Flores:

I will entertain a motion on Assembly Bill 36.

ASSEMBLYWOMAN JOINER MADE A MOTION TO DO PASS
ASSEMBLY BILL 36.

ASSEMBLYMAN DALY SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYMAN ELLISON WAS ABSENT
FOR THE VOTE.)

Chairman Flores:

Assemblywoman Joiner will take the floor statement. The next bill on work session is
Assembly Bill 160.

**Assembly Bill 160: Requires consideration of alternatives to window replacement in
certain state buildings. (BDR 58-725)**

Jered McDonald, Committee Policy Analyst:

Assembly Bill 160 requires considerations to alternatives to window replacement in certain State buildings and was heard in this Committee on February 27, 2017. The bill requires the State Public Works Board, State Public Works Division, Department of Administration, to conduct a cost-savings evaluation on the feasibility of using alternatives to window replacement when planning to replace windows in a public building. The bill requires the use of a window replacement alternative if the potential savings exceeds the cost of the use of a window replacement alternative. Finally, a determination to use an alternative to window replacement in a building at least 50 years old must be approved by the Office of Historic Preservation, State Department of Conservation and Natural Resources ([Exhibit J](#)).

We do have an amendment on this bill which was discussed in the hearing. A mock-up of the amendment is attached to the work session document ([Exhibit J](#)). The mock-up limits the provisions of this bill to buildings within the purview of the State Public Works Division and clarifies that an evaluation, as described in the bill, is not required prior to the replacement of a broken window.

Chairman Flores:

Could I please hear from our legal counsel.

Jim Penrose, Committee Counsel:

There is one additional change to the mock-up. It was brought to our attention after the mock-up was prepared. The duties that are set forth in the bill currently, that are assigned by the bill to the State Public Works Board under existing statute are, in fact, the responsibility

of the State Public Works Division, the parent agency of the State Public Works Board. The amendment should delete the references to the State Public Works Board and replace those with the State Public Works Division.

Chairman Flores:

I would like to entertain a motion on A.B.160.

ASSEMBLYMAN BROOKS MOVED TO AMEND AND DO PASS
ASSEMBLY BILL 160.

ASSEMBLYMAN CARRILLO SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYMAN ELLISON WAS ABSENT
FOR THE VOTE.)

Assemblyman McArthur:

I reserve my right to change my vote on the floor of the Assembly.

Chairman Flores:

Assemblyman Brooks will take the floor statement. The last bill on work session is Assembly Bill 192.

Assembly Bill 192: Revises provisions governing the temporary limited appointment of persons with disabilities by state agencies. (BDR 23-525)

Jered McDonald, Committee Policy Analyst:

Assembly Bill 192 revises provisions governing the temporary limited appointment of persons with disabilities by state agencies. The bill was heard on February 27, 2017 and sponsored by Assemblyman Sprinkle, et al. Assembly Bill 192 requires, with limited exceptions, appointing authorities to make temporary limited appointments to position not to exceed 700 hours. The bill further requires each appointing authority to ensure that at least one person on the staff of the appointing authority satisfies certain training requirements related to making a temporary limited appointment of a certified person with a disability; and also training related to the unique challenges a person with a disability faces in the workplace ([Exhibit K](#)).

We do have one amendment that was proposed during the hearing. A mock-up is attached to the work session document ([Exhibit K](#)). The proposed amendment clarifies that an eligible candidate must be able to perform, with or without accommodation, the essential functions of the position.

Chairman Flores:

At this time, I would like to entertain a motion.

ASSEMBLYWOMAN MONROE-MORENO MOVED TO AMEND AND
DO PASS ASSEMBLY BILL 192.

ASSEMBLYMAN McCURDY SECONDED THE MOTION.

THE MOTION PASSED. (ASSEMBLYMAN ELLISON WAS ABSENT
FOR THE VOTE.)

Chairman Flores:

Assemblywoman Monroe-Moreno will take the floor statement. Is there anyone here for public comment? [There was no one.] This meeting is adjourned [at 9:32 a.m.].

RESPECTFULLY SUBMITTED:

Patricia Keyes
Committee Secretary

APPROVED BY:

Assemblyman Edgar Flores, Chairman

DATE: _____

EXHIBITS

[Exhibit A](#) is the Agenda.

[Exhibit B](#) is the Attendance Roster.

[Exhibit C](#) is a document titled "Annual Activity and Recommendation Report 2016," by the Nevada Commission on Minority Affairs, Department of Business and Industry, provided by Berna Rhodes-Ford, Vice Chair, Nevada Commission on Minority Affairs, Department of Business and Industry.

[Exhibit D](#) is a copy of a PowerPoint presentation titled "Commission on Minority Affairs," presented by Berna Rhodes-Ford, Vice Chair, Nevada Commission on Minority Affairs, Department of Business and Industry.

[Exhibit E](#) is a document titled "Ombudsman of Consumer Affairs for Minorities Annual Report-2016," by Miriam Lira-Hickerson, Ombudsman, Office of Ombudsman of Consumer Affairs and Minorities, Nevada Commission on Minority Affairs, Department of Business and Industry, submitted by Bruce H. Breslow.

[Exhibit F](#) is the Work Session Document for [Assembly Bill 98](#), dated March 3, 2017, presented by Jered McDonald, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit G](#) is the Work Session Document for [Assembly Bill 126](#), dated March 3, 2017, presented by Jered McDonald, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit H](#) is the Work Session Document for [Assembly Bill 10](#), dated March 3, 2017, presented by Jered McDonald, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit I](#) is the Work Session Document for [Assembly Bill 36](#), dated March 3, 2017, presented by Jered McDonald, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit J](#) is the Work Session Document for [Assembly Bill 160](#), dated March 3, 2017, presented by Jered McDonald, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit K](#) is the Work Session Document for [Assembly Bill 192](#), dated March 3, 2017, presented by Jered McDonald, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.