

ASSEMBLY BILL NO. 488—COMMITTEE ON
LEGISLATIVE OPERATIONS AND ELECTIONS

(ON BEHALF OF THE LEGISLATIVE COMMISSION)

MARCH 25, 2019

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises requirement to submit certain reports to the
Legislature. (BDR 16-1257)

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 reports; revising provisions governing the
submission of certain reports to the Legislature; revising
provisions governing the submission of certain reports to
the Director of the Legislative Counsel Bureau; and
providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires various reports to be submitted to the Legislature. (NRS 217.460, 360.215, 426.729, 439A.083, 574.030, 701.215) **Sections 1-5 and 7** of this bill eliminate requirements to submit certain reports to the Legislature.

Existing law requires the Director of the Office of Energy to prepare a report concerning the status of energy in this State to be submitted to the Governor and the Director of the Legislative Counsel Bureau for transmittal to the Legislature. (NRS 701.160) Existing law further requires the Director of the Office of Energy to submit an annual report to the Legislative Commission and the Governor containing certain information. (NRS 701.380) **Section 8** of this bill eliminates the requirement to submit the annual report to the Legislative Commission and the Governor. **Section 6**, however, requires the information in the annual report to be included in the Director's report concerning the status of energy in this State to be submitted to the Governor and the Director of the Legislative Counsel Bureau.

The Nye County Sales and Use Tax Act of 2007 requires certain governing bodies to submit periodic reports to the Director of the Legislative Counsel Bureau. **Section 9** of this bill instead requires that such reports be submitted to the Department of Taxation.



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

Section 1. NRS 217.460 is hereby amended to read as follows:

217.460 ~~[H.]~~ Each organization which has received a grant for assistance to victims of domestic violence shall furnish quarterly and annual financial reports to the Administrator of the Division in a manner which the Administrator may prescribe.

~~[2. The Administrator shall review the reports from the organizations, compile the information contained in them about the individual programs for assistance to victims of domestic violence, conduct a financial review of all expenditures, and make a comprehensive report biennially to the Legislature, including an evaluation of the effectiveness of the respective organizations in aiding victims of domestic violence.]~~

Sec. 2. NRS 360.215 is hereby amended to read as follows:

360.215 The Department:

1. May assist the county assessors in appraising property within their respective counties which the ratio study shows to be in need of reappraisal.

2. Shall consult with and assist county assessors to develop and maintain standard assessment procedures to be applied and used in all of the counties of the State, to ensure that assessments of property by county assessors are made equal in each of the several counties of this state. These procedures must include uniform methods for:

(a) Assessing, projecting and reporting construction work in progress and other new property; and

(b) Counting and reporting housing units.

3. Shall visit a selective cross section of assessable properties within the various counties in cooperation with the county assessor and examine these properties and compare them with the tax roll and assist the various county assessors in correcting any inequalities found to exist with factors of equal value and actual assessed value considered, and place upon the rolls any property found to be omitted from the tax roll.

4. Shall carry on a continuing study, the object of which is the equalization of property values between counties.

5. Shall carry on a program of in-service training for county assessors of the several counties of the State, and each year hold classes of instruction in assessing procedure for the purpose of bringing each county assessor and his or her authorized personnel the newest methods, procedures and practices in assessing property. Expenses of attending such classes are a proper and allowable charge by the board of county commissioners in each county.



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6. Shall continually supervise assessment procedures which are carried on in the several counties of the State and advise county assessors in the application of such procedures. ~~[The Department shall make a complete written report to each session of the Legislature, which must include all reports of its activities and findings and all recommendations which it has made to the several county assessors, and the extent to which the recommendations have been followed.]~~

7. Shall carry on a continuing program to maintain and study the assessment of public utilities and all other property assessed by the Department to the end that the assessment is equalized with the property assessable by county assessors.

8. May conduct appraisals at the request of and in conjunction with any county assessor when the assessor considers such assistance necessary. One-half of the cost of the appraisal must be paid by the county. In lieu of a cash payment, the county may provide labor, material or services having a value equal to one-half of the appraisal cost.

9. Shall establish and maintain a manual of assessment policies and procedures.

Sec. 3. NRS 426.729 is hereby amended to read as follows:

426.729 The Director of the Department of Health and Human Services, in consultation with the Nevada Commission on Services for Persons with Disabilities shall:

1. Determine the amount of state funding necessary each biennium to carry out NRS 426.728.

2. Ensure that the amount of funding determined to be necessary pursuant to subsection 1 is included in the budgetary request of the appropriate department or agency for the biennium, and that the budgetary request includes funding for any increase in the number of cases handled by the state personal assistance programs.

3. Establish a program to govern the services provided to carry out NRS 426.728, within the limitations of any conditions upon the receipt of state or federal funding, including:

(a) Minimum standards for the provision of minimum essential personal assistance, including, to the extent authorized by state and federal law, the provision of services in accordance with NRS 629.091;

(b) Minimum qualifications and training requirements for providers of minimum essential personal assistance;

(c) Standards for the financial operation of providers of minimum essential personal assistance;



(d) The development of an individual service plan for the provision of minimum essential personal assistance to each recipient;

(e) Procedures to appeal the denial or modification of an individual service plan for the provision of minimum essential personal assistance and to resolve any disputes regarding the contents of such a plan;

(f) Continuous monitoring of the adequacy and effectiveness of the provision of minimum essential personal assistance to each recipient;

(g) Mandatory requirements and procedures for reporting the abuse, neglect or exploitation of a recipient;

(h) The receipt of meaningful input from recipients, including surveys of recipients, regarding the extent to which recipients are receiving the services described in their individual service plans and their satisfaction with those services; and

(i) Continuing procedures for soliciting public input regarding the development, implementation and review of the program.

4. Review and modify the program established pursuant to subsection 3 as appropriate to provide recipients with as much independence and control over the provision of minimum essential personal assistance as is feasible.

~~{5.—Submit to each regular session of the Legislature and make available to members of the public any recommendations for legislation to carry out NRS 426.728 and to carry out or improve the program established pursuant to subsection 3.}~~

Sec. 4. NRS 439A.083 is hereby amended to read as follows:

439A.083 The Director shall ~~f:~~

~~1. Establish~~ *establish* procedures for the review of all statutes, regulations and standards governing the approval, licensing or certification of health facilities. The procedures must provide for participation in the review by providers of health care and the general public.

~~{2.—Before December 31 of each even-numbered year, prepare a report to the Governor and the Legislature identifying any statutes, regulations and standards which add to the cost of health care without providing a significant benefit and the action which has been taken or is required to eliminate any such statutes, regulations and standards.}~~

Sec. 5. NRS 574.030 is hereby amended to read as follows:

574.030 Such societies shall:

1. Elect officers and fill vacancies according to the provisions of their bylaws.

2. Make such reports of elections as are required of all corporations by law.



~~[3. Report to the Legislature, at each of its regular sessions, a full account of all their acts.]~~

Sec. 6. NRS 701.160 is hereby amended to read as follows:

701.160 **1.** The Director shall prepare a report concerning the status of energy in the State of Nevada and submit it to:

~~[1.]~~ (a) The Governor on or before January 30 of each year; and

~~[2.]~~ (b) The Director of the Legislative Counsel Bureau for transmittal to the next regular session of the Legislature on or before January 30 of each odd-numbered year.

2. The report submitted pursuant to subsection 1 must include, without limitation:

(a) *A description of the objectives of each activity and program of the Office of Energy;*

(b) *An analysis of the effectiveness and efficiency of each activity and program of the Office of Energy in meeting the objectives of the activity or program;*

(c) *The amount of money distributed for each activity and program of the Office of Energy from the Trust Account for Renewable Energy and Energy Conservation created by NRS 701.370 and a detailed description of the use of that money for each activity and program;*

(d) *An analysis of the coordination between the Office of Energy and other officers and agencies; and*

(e) *Any changes planned for each activity and program of the Office of Energy.*

Sec. 7. NRS 701.215 is hereby amended to read as follows:

701.215 **1.** The Director shall prepare a state energy reduction plan which requires state agencies, departments and other entities in the Executive Branch to reduce grid-based energy purchases for state-owned buildings by 20 percent by 2015.

2. In accordance with, and out of any money received pursuant to, the American Recovery and Reinvestment Act of 2009, Public Law 111-5, the Interim Finance Committee may determine an amount of money to be used by the Director to fulfill the requirements of subsection 1.

3. The Director:

(a) Shall use any amount of money provided pursuant to subsection 2 to fulfill the requirements of subsection 1; **and**

(b) May fulfill the requirements of subsection 1 by contracting with one or more qualified independent consultants. ~~;~~ **and**

~~—(c) Shall biannually file reports with the Legislative Commission that:~~

~~—(1) Indicate the general progress of energy reduction in state buildings; and~~



~~(2) Identify any state agency that fails to cooperate with the Director in the design or implementation of the plan prepared pursuant to subsection 1.]~~

Sec. 8. NRS 701.380 is hereby amended to read as follows:
701.380 1. The Director shall:

(a) Coordinate the activities and programs of the Office of Energy with the activities and programs of the Consumer's Advocate and the Public Utilities Commission of Nevada, and with other federal, state and local officers and agencies that promote, fund, administer or operate activities and programs related to the use of renewable energy and the use of measures which conserve or reduce the demand for energy or which result in more efficient use of energy.

(b) Spend the money in the Trust Account for Renewable Energy and Energy Conservation to:

(1) Educate persons and entities concerning renewable energy and measures which conserve or reduce the demand for energy or which result in more efficient use of energy.

(2) Create incentives for investment in and the use of renewable energy and measures which conserve or reduce the demand for energy or which result in more efficient use of energy.

(3) Distribute grants and other money to establish programs and projects which incorporate the use of renewable energy and measures which conserve or reduce the demand for energy or which result in more efficient use of energy.

(4) Conduct feasibility studies, including, without limitation, any feasibility studies concerning the establishment or expansion of any grants, incentives, rebates or other programs to enable or assist persons to reduce the cost of purchasing distributed generation systems and on-site generation systems and net metering systems that use renewable energy.

(c) Take any other actions that the Director deems necessary to carry out the duties of the Office of Energy, including, without limitation, contracting with consultants, if necessary, for the purposes of program design or to assist the Director in carrying out the duties of the Office.

~~2. [The Director shall prepare an annual report concerning the activities and programs of the Office of Energy and submit the report to the Legislative Commission and the Governor on or before January 30 of each year. The annual report must include, without limitation:~~

~~—(a) A description of the objectives of each activity and program;~~

~~—(b) An analysis of the effectiveness and efficiency of each activity and program in meeting the objectives of the activity or program;~~



~~(c) The amount of money distributed for each activity and program from the Trust Account for Renewable Energy and Energy Conservation and a detailed description of the use of that money for each activity and program;~~

~~(d) An analysis of the coordination between the Office of Energy and other officers and agencies; and~~

~~(e) Any changes planned for each activity and program.~~

~~3.]~~ As used in this section:

(a) "Distributed generation system" means a facility or system for the generation of electricity that is in close proximity to the place where the electricity is consumed:

(1) That uses renewable energy as defined in NRS 704.7811 to generate electricity;

(2) That is located on the property of a customer of an electric utility;

(3) That is connected on the customer's side of the electricity meter;

(4) That provides electricity primarily to offset customer load on that property; and

(5) The excess generation from which is periodically exported to the grid in accordance with the provisions governing net metering systems used by customer-generators pursuant to NRS 704.766 to 704.777, inclusive.

(b) "Electric utility" has the meaning ascribed to it in NRS 704.7571.

Sec. 9. Section 17.5 of the Nye County Sales and Use Tax Act of 2007, being chapter 545, Statutes of Nevada 2007, at page 3426, is hereby amended to read as follows:

Sec. 17.5. 1. Any governing body of an area that has approved expenditures pursuant to section 17 of this act shall submit to the ~~[Director of the Legislative Counsel Bureau for transmittal to the members of the Legislature, or the Legislative Commission when the Legislature is not in regular session,]~~ **Department** the periodic reports required pursuant to this section and such other information relating to the provisions of this act as may be requested by the ~~[Director of the Legislative Counsel Bureau.]~~ **Department.**

2. The reports required pursuant to this section must be submitted:

(a) On or before:

(1) February 15 for the 3-month period ending on the immediately preceding December 31;

(2) May 15 for the 3-month period ending on the immediately preceding March 31;



(3) August 15 for the 3-month period ending on the immediately preceding June 30; and

(4) November 15 for the 3-month period ending on the immediately preceding September 30; and

(b) On or before August 15 for the 12-month period ending on the immediately preceding June 30.

3. Each report must be submitted on a form provided by the ~~[Director of the Legislative Counsel Bureau]~~ *Department* and include, with respect to the period covered by the report:

(a) The total proceeds received by the respective local fire departments and the Sheriff from the sales and use tax imposed pursuant to this act;

(b) A detailed description of the use of the proceeds, including, without limitation:

(1) The total expenditures made by the respective local fire departments and the Sheriff for the purposes set forth in subsection 1 of section 14 of this act for the support of the services provided by the respective local fire departments and the Sheriff in each applicable area from the sales and use tax imposed pursuant to this act;

(2) The total number of firefighters, deputy sheriffs and other public safety personnel hired by local fire departments or the Sheriff, as applicable, and the number of those employees that are filling authorized, funded positions for new employees; and

(3) A detailed analysis of the manner in which each expenditure:

(I) Conforms to all provisions of this act; and

(II) Does not replace or supplant funding which existed before October 1, 2007, for the purposes set forth in subsection 1 of section 14 of this act for the support of the services provided by local fire departments and the Sheriff in each applicable area; and

(c) Any other information required to complete the form for the report.

4. The ~~[Legislative Commission]~~ *Department* may review and investigate the reports submitted pursuant to this section and the expenditure of any proceeds pursuant to section 17 of this act.

Sec. 10. The provisions of subsection 1 of NRS 218D.380 do not apply to any provision of this act which adds or revises a requirement to submit a report to the Legislature.



1 **Sec. 11.** This act becomes effective upon passage and
2 approval.

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