

Assembly Bill No. 530–Committee on Ways and Means

CHAPTER.....

AN ACT relating to taxation; requiring a background investigation of employees, prospective employees, contractors and prospective contractors of the Department of Taxation; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 1 of this bill requires: (1) the Department of Taxation to obtain information on the background and personal history of a prospective employee or prospective contractor of the Department from the law enforcement agencies with jurisdiction in each location where the person lived, worked or attended school in the past 5 years; and (2) such prospective employees and prospective contractors to submit to the Department proof of citizenship or eligibility to legally work in the United States and two complete sets of fingerprints. **Section 1** also requires a background investigation to be conducted for employees and contractors every 5 years after the initial investigation. **Section 2** of this bill requires current employees of the Department to submit information to the Department for such background investigations by January 1, 2020. **Section 2** additionally requires a current contractor of the Department to submit information to the Department for such a background investigation when his or her contract is being renewed.

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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

Section 1. Chapter 360 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Department shall secure from appropriate law enforcement agencies information on the background and personal history of a prospective employee or prospective contractor, as applicable, of the Department.

2. A prospective employee or prospective contractor, as applicable, of the Department must submit to the Department:

(a) Proof that he or she is a citizen of the United States or is lawfully entitled to remain and work in the United States; and

(b) Two complete sets of fingerprints and written authorization to forward those fingerprints to the Central Repository for submission to:

(1) The Federal Bureau of Investigation for a report on his or her background; and

(2) Any appropriate law enforcement agency that the Department deems necessary.



3. *The Department shall submit the fingerprints submitted pursuant to subsection 2 to the Central Repository for submission to:*

(a) The Federal Bureau of Investigation for a report on the background of the prospective employee or prospective contractor, as applicable; and

(b) Any appropriate law enforcement agency that the Department deems necessary.

4. *When a report from the Federal Bureau of Investigation or any information from an appropriate law enforcement agency is received by the Central Repository, the Central Repository shall immediately forward a copy of the report or the information to the Department.*

5. *The Department shall conduct an investigation of each employee and contractor of the Department pursuant to this section at least once every 5 years after the initial investigation.*

6. *Only the Central Repository may:*

(a) Receive fingerprints from the Department for submission to the Federal Bureau of Investigation pursuant to this section;

(b) Submit those fingerprints to the Federal Bureau of Investigation; and

(c) Receive a report from the Federal Bureau of Investigation based on the submission of those fingerprints.

7. *As used in this section:*

(a) "Appropriate law enforcement agency" means the local law enforcement agency with jurisdiction in each location where the prospective employee or prospective contractor, as applicable, of the Department lived, worked or attended school within the immediately preceding 5 years.

(b) "Central Repository" means the Central Repository for Nevada Records of Criminal History.

Sec. 2. 1. For the purpose of the Department of Taxation conducting an investigation pursuant to section 1 of this act, a person who is an employee of the Department on July 1, 2019, shall submit the information required pursuant to subsection 2 of section 1 of this act by January 1, 2020.

2. For the purpose of the Department conducting an investigation pursuant to section 1 of this act, a person who is a contractor of the Department on July 1, 2019, shall submit the information required pursuant to subsection 2 of section 1 of this act on the date that the contractor renews his or her contract with the Department.



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Sec. 3. This act becomes effective on July 1, 2019.

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