

ASSEMBLY BILL NO. 443—COMMITTEE ON
LEGISLATIVE OPERATIONS AND ELECTIONS

MARCH 29, 2021

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises the interim committee structure of the
Legislature. (BDR 17-1045)

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 the Legislature; providing for the creation of Joint Interim Standing Committees of the Legislature; specifying the powers and duties of the Joint Interim Standing Committees; repealing various statutory committees; repealing the Advisory Commission on the Administration of Justice and the subcommittee of the Advisory Commission; reassigning certain powers and duties of repealed statutory committees and the Advisory Commission to the Joint Interim Standing Committees; making various other changes relating to legislative activity during the interim between regular sessions of the Legislature; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law establishes various committees on which Legislators serve
2 throughout the biennium. (Chapter 218E of NRS, NRS 209.4817, 439B.200,
3 459.0085, 482.367004) Existing law also creates the Advisory Commission on the
4 Administration of Justice and the Subcommittee on Criminal Justice Information
5 Sharing. (NRS 176.0123, 176.01248) This bill repeals several of those committees,
6 the Advisory Commission and its subcommittee and creates Joint Interim Standing
7 Committees that parallel the standing committees established by the Legislature
8 during its regular biennial sessions. **Section 6** of this bill creates the following Joint
9 Interim Standing Committees: (1) Commerce and Labor; (2) Education; (3)
10 Government Affairs; (4) Growth and Infrastructure; (5) Health and Human
11 Services; (6) Judiciary; (7) Legislative Operations and Elections; (8) Natural
12 Resources; and (9) Revenue. **Section 6** also prescribes the manner of appointing the
13 regular members and the alternate members to the Joint Interim Standing



Committees after the adjournment of each regular session of the Legislature. **Section 7** of this bill: (1) provides for meetings of the Committees and the compensation of the members; and (2) requires the Legislative Commission to select a Chair and Vice Chair of each Committee. **Section 8** of this bill authorizes the Committees to review matters within the jurisdiction of their corresponding standing committees from the preceding regular session of the Legislature and to conduct studies directed by the Legislature and the Legislative Commission, and requires the Committees to report to each regular session of the Legislature. **Section 9** of this bill makes the sections of existing law governing the supplemental powers of interim committees applicable to the Joint Interim Standing Committees. (NRS 218E.110) **Section 47** of this bill transfers the responsibilities of the Legislative Committee on Health Care to the Joint Interim Standing Committee on Health and Human Services. (NRS 439B.227) **Section 50** of this bill revises the designated members of this State to serve on the cooperating committee established by the Multistate Highway Transportation Agreement to include the Chair and Vice Chair of the Joint Interim Standing Committee on Growth and Infrastructure. (NRS 481A.020) **Section 51** of this bill modifies the composition of the Commission on Special License Plates to include the members of the Joint Interim Standing Committee on Growth and Infrastructure, with the three nonvoting members remaining on the Commission. (NRS 482.367004)

Section 55 of this bill repeals the Advisory Commission on the Administration of Justice, the Subcommittee on Criminal Justice Information Sharing of the Advisory Commission, the Committee on Industrial Programs, the Legislative Commission's standing committee to consult with the Director of the Legislative Counsel Bureau, the Legislative Committee on Public Lands, the Legislative Committee on Education, the Legislative Committee on Child Welfare and Juvenile Justice, the Legislative Committee on Senior Citizens, Veterans and Adults with Special Needs, the Legislative Committee on Energy, the Legislative Committee on Health Care and the Committee on High-Level Radioactive Waste.

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

Section 1. Chapter 218A of NRS is hereby amended by adding thereto a new section to read as follows:

“Joint Interim Standing Committee” means a Joint Interim Standing Committee created pursuant to section 6 of this act.

Sec. 2. NRS 218A.003 is hereby amended to read as follows:

218A.003 As used in this title, unless the context otherwise requires, the words and terms defined in NRS 218A.006 to 218A.090, inclusive, ***and section 1 of this act*** have the meanings ascribed to them in those sections.

Sec. 3. NRS 218D.130 is hereby amended to read as follows:

218D.130 1. On July 1 preceding each regular session, and each week thereafter until the adjournment of the Legislature sine die, the Legislative Counsel shall prepare a list of all requests received by the Legislative Counsel for the drafting of legislative measures for the regular session.



2. The Legislative Counsel Bureau shall make copies of the list available to the public for a reasonable sum fixed by the Director.

3. In preparing the list:

(a) The requests must be listed numerically by a unique serial number which must be assigned to the legislative measures by the Legislative Counsel for the purposes of identification in the order that the Legislative Counsel received the requests.

(b) Except as otherwise provided in this section, the list must only contain the name of each requester, the date and a brief summary of the request.

(c) If a standing or special committee of the Legislature, **including, without limitation, a Joint Interim Standing Committee**, requests a legislative measure on behalf of a Legislator or organization, the list must include:

(1) The name of the ~~standing or special~~ committee; and

(2) The name of the Legislator or organization on whose behalf the legislative measure was originally requested.

4. Upon the request of a Legislator who has requested the drafting of a legislative measure, the Legislative Counsel shall add the name of one or more other Legislators from either or both Houses as joint requesters of the legislative measure. The Legislative Counsel:

(a) Shall not add the name of a joint requester to the list until the Legislative Counsel has received confirmation of the joint request from the primary requester of the legislative measure and from the Legislator to be added as a joint requester.

(b) Shall remove the name of a joint requester upon receipt of a request to do so made by the primary requester or the joint requester.

(c) Shall cause the names to appear on the list in the order in which the names were received by the Legislative Counsel beginning with the primary requester.

(d) Shall not act upon the direction of a joint requester to withdraw the requested legislative measure or modify its substance until the Legislative Counsel has received confirmation of the withdrawal or modification from the primary requester.

5. If the primary requester of a legislative measure will not be returning to the Legislature for the regular session in which the legislative measure is to be considered:

(a) The primary requester may authorize a Legislator who will be serving during that regular session to become the primary sponsor of the legislative measure, either individually or as the chair on behalf of a standing committee.



(b) A Legislator who agrees to become or have the committee become the primary sponsor of the legislative measure shall notify the Legislative Counsel of that fact.

(c) Upon receipt of such notification, the Legislative Counsel shall list the name of that Legislator or the name of the committee as the primary requester of the legislative measure on the list.

6. For the purposes of all limitations on the number of legislative measures that may be requested by a Legislator:

(a) A legislative measure with joint requesters must only be counted as a request of the primary requester.

(b) A legislative measure for which a Legislator or standing committee becomes the primary sponsor pursuant to subsection 5 must be counted as a request of that Legislator or committee.

Sec. 4. NRS 218D.160 is hereby amended to read as follows:

218D.160 1. The Chair of the Legislative Commission may request the drafting of not more than 10 legislative measures before the first day of a regular session, with the approval of the Legislative Commission, which relate to the affairs of the Legislature or its employees, including legislative measures requested by the legislative staff.

2. The Chair of the Interim Finance Committee may request the drafting of not more than 10 legislative measures before the first day of a regular session, with the approval of the Committee, which relate to matters within the scope of the Committee.

3. Except as otherwise provided by a specific statute ~~H~~ or a joint rule or concurrent resolution ~~H~~ of the Legislature:

(a) *A Joint Interim Standing Committee may request the drafting of not more than 10 legislative measures which relate to matters within the scope of the Committee.*

(b) Any legislative committee created by a statute, other than an interim legislative committee, may request the drafting of not more than 10 legislative measures which relate to matters within the scope of the committee.

~~H(b)~~ (c) Any committee or subcommittee established by an order of the Legislative Commission pursuant to NRS 218E.200 may request the drafting of not more than 5 legislative measures which relate to matters within the scope of the study or investigation, except that such a committee or subcommittee may request the drafting of additional legislative measures if the Legislative Commission approves each additional request by a majority vote.

~~H(e)~~ (d) Any other committee established by the Legislature which conducts an interim legislative study or investigation may request the drafting of not more than 5 legislative measures which relate to matters within the scope of the study or investigation.



1 ↪ The requests authorized pursuant to this subsection must be
2 submitted to the Legislative Counsel on or before September 1
3 preceding a regular session unless the Legislative Commission
4 authorizes submitting a request after that date.

5 4. Each request made pursuant to this section must be on a
6 form prescribed by the Legislative Counsel.

7 **Sec. 5.** Chapter 218E of NRS is hereby amended by adding
8 thereto the provisions set forth as sections 6, 7 and 8 of this act.

9 **Sec. 6. 1. There are hereby created the following Joint**
10 **Interim Standing Committees of the Legislature:**

11 (a) *Commerce and Labor;*

12 (b) *Education;*

13 (c) *Government Affairs;*

14 (d) *Growth and Infrastructure;*

15 (e) *Health and Human Services;*

16 (f) *Judiciary;*

17 (g) *Legislative Operations and Elections;*

18 (h) *Natural Resources; and*

19 (i) *Revenue.*

20 2. *Each Joint Interim Standing Committee consists of eight*
21 *regular members and five alternate members. As soon as is*
22 *practicable after the adjournment of each regular session of the*
23 *Legislature:*

24 (a) *The Speaker of the Assembly shall appoint three members*
25 *of the Assembly as regular members of each Committee and two*
26 *members of the Assembly as alternate members of each*
27 *Committee.*

28 (b) *The Minority Leader of the Assembly shall appoint two*
29 *members of the Assembly as regular members of each Committee*
30 *and one member of the Assembly as an alternate member of each*
31 *Committee.*

32 (c) *The Majority Leader of the Senate shall appoint two*
33 *Senators as regular members of each Committee and one Senator*
34 *as an alternate member of each Committee.*

35 (d) *The Minority Leader of the Senate shall appoint one*
36 *Senator as a regular member of each Committee and one Senator*
37 *as an alternate member of each Committee.*

38 3. *Before making their respective appointments, the Speaker*
39 *of the Assembly, the Majority Leader of the Senate and the*
40 *Minority Leaders of the Senate and Assembly shall consult so that,*
41 *to the extent practicable:*

42 (a) *At least five of the regular members appointed to each*
43 *Joint Interim Standing Committee served on the corresponding*
44 *standing committee or committees during the preceding regular*
45 *session of the Legislature.*



1 (b) Not more than five of the regular members appointed to
2 each Joint Interim Standing Committee are members of the same
3 political party.

4 4. The Legislative Commission shall select the Chair and
5 Vice Chair of each Joint Interim Standing Committee from among
6 the members of the Committee. The Chair must be appointed from
7 one House of the Legislature and the Vice Chair from the other
8 House. The position of Chair must alternate each biennium
9 between the Houses of the Legislature. Each of those officers
10 holds the position until a successor is appointed after the next
11 regular session of the Legislature. If a vacancy occurs in the
12 position of Chair or Vice Chair, the vacancy must be filled in
13 the same manner as the original selection for the remainder of the
14 unexpired term.

15 5. The membership of any member of a Joint Interim
16 Standing Committee who does not become a candidate for
17 reelection or who is defeated for reelection terminates on the day
18 next after the general election. The Speaker designate of the
19 Assembly or the Majority Leader designate of the Senate, as
20 the case may be, may appoint a member to fill the vacancy for the
21 remainder of the unexpired term.

22 6. Vacancies on a Joint Interim Standing Committee must be
23 filled in the same manner as original appointments.

24 Sec. 7. 1. Except as otherwise ordered by the Legislative
25 Commission, the members of a Joint Interim Standing Committee
26 shall meet not earlier than November 1 of each odd-numbered
27 year and not later than August 31 of the following even-numbered
28 year at the times and places specified by a call of the Chair or a
29 majority of the Committee.

30 2. The Director of the Legislative Counsel Bureau or his or
31 her designee shall act as the nonvoting recording Secretary of
32 each Joint Interim Standing Committee.

33 3. Five members of a Joint Interim Standing Committee
34 constitute a quorum, and a quorum may exercise all the power
35 and authority conferred on the Committee, except that any
36 recommended legislation proposed by a Committee must be
37 approved by a majority of the members of the Senate and a
38 majority of the members of the Assembly serving on the
39 Committee.

40 4. Except during a regular or special session of the
41 Legislature, for each day or portion of a day during which a
42 member of a Joint Interim Standing Committee attends a meeting
43 of the Committee or is otherwise engaged in the work of the
44 Committee, the member is entitled to receive the:



(a) Compensation provided for a majority of the members of the Legislature during the first 60 days of the preceding regular session;

(b) Per diem allowance provided for state officers and employees generally; and

(c) Travel expenses provided pursuant to NRS 218A.655.

↳ The compensation, per diem allowances and travel expenses of the members of a Committee must be paid from the Legislative Fund.

Sec. 8. 1. A Joint Interim Standing Committee may:

(a) Evaluate and review issues within the jurisdiction of the corresponding standing committee or committees from the preceding regular session of the Legislature;

(b) Exercise any of the investigative powers set forth in NRS 218E.105 to 218E.140, inclusive; and

(c) Within the limits of the Committee's budget, conduct studies directed by the Legislature or the Legislative Commission.

2. The Legislative Commission shall review and approve the budget and work program of each Joint Interim Standing Committee and any changes to the budget or work program.

3. A Joint Interim Standing Committee shall prepare a comprehensive report of the Committee's activities in the interim and its findings and any recommendations for proposed legislation. The report must be submitted to the Director of the Legislative Counsel Bureau for distribution to the next regular session of the Legislature.

Sec. 9. NRS 218E.110 is hereby amended to read as follows:

218E.110 1. "Committee" means the Legislative Commission, a Joint Interim Standing Committee and any other legislative committee or subcommittee created by a specific statute, concurrent resolution or order of the Legislative Commission to conduct studies or investigations or perform any other legislative business during the legislative interim.

2. The term does not include any legislative committee or subcommittee appointed by the Legislature or either House to conduct or perform legislative business during a regular or special session, including, without limitation, any joint, standing, temporary, special or select committee or committee of the whole.

Sec. 10. NRS 218E.185 is hereby amended to read as follows:

218E.185 1. In the discharge of any duty imposed or power conferred by this title or any law or resolution, the Legislative Commission may exercise any of the investigative powers set forth in NRS 218E.105 to 218E.140, inclusive.



2. The Legislative Commission may delegate its authority pursuant to subsection 1 to a subcommittee or interim or special committee established pursuant to NRS 218E.200 ~~or to a Joint Interim Standing Committee created pursuant to section 6 of this act.~~

Sec. 11. NRS 218E.200 is hereby amended to read as follows:

218E.200 1. The Legislative Commission may conduct studies or investigations concerning governmental problems, important issues of public policy or questions of statewide interest ~~or may assign such studies or investigations to a Joint Interim Standing Committee.~~

2. The Legislative Commission may establish subcommittees and interim or special committees as official agencies of the Legislative Counsel Bureau to conduct such studies or investigations or otherwise to deal with such governmental problems, important issues of public policy or questions of statewide interest ~~or may assign such matters to a Joint Interim Standing Committee.~~ The subcommittees and interim or special committees may exercise any of the investigative powers set forth in NRS 218E.105 to 218E.140, inclusive.

3. The membership of ~~the~~ **any** subcommittees and interim or special committees ~~established pursuant to subsection 2:~~

(a) Must be designated by the Legislative Commission; and

(b) May consist of members of the Legislative Commission and Legislators other than members of the Legislative Commission, employees of the State of Nevada or citizens of the State of Nevada.

4. For each day or portion of a day during which **the** members of ~~the~~ **any** subcommittees and interim or special committees **established pursuant to subsection 2** who are not Legislators attend meetings or are otherwise engaged in the business of the subcommittees and interim or special committees, the members:

(a) Shall serve without salary.

(b) Are entitled to receive out of the Legislative Fund the per diem allowances and travel expenses provided for state officers and employees generally.

5. Except during a regular or special session, for each day or portion of a day during which **the** members of ~~the~~ **any** subcommittees and interim or special committees **established pursuant to subsection 2** who are Legislators attend meetings of the subcommittees and interim or special committees or are otherwise engaged in the business of the subcommittees and interim or special committees, the members are entitled to receive out of the Legislative Fund:

(a) The compensation provided for a majority of the Legislators during the first 60 days of the preceding regular session;



(b) The per diem allowance provided for state officers and employees generally; and

(c) The travel expenses provided pursuant to NRS 218A.655.

Sec. 12. NRS 218E.205 is hereby amended to read as follows:
218E.205 1. Between regular sessions, the Legislative Commission:

(a) Shall fix the work priority of all studies and investigations assigned to it by a statute or concurrent resolution or directed by an order of the Legislative Commission ~~or~~ *or conducted by a Joint Interim Standing Committee*, within the limits of available time, money and staff.

(b) Shall not make studies or investigations directed by a resolution of only one House or studies or investigations proposed but not approved during the preceding regular session.

2. All requests for the drafting of legislative measures to be recommended as the result of a study or investigation must be made in accordance with NRS 218D.160.

3. Except as otherwise provided by NRS 218E.210, between regular sessions, a study or investigation may not be initiated or continued by the Fiscal Analysts, the Legislative Auditor, the Legislative Counsel or the Research Director and their staffs, except studies and investigations which have been specifically authorized by ~~by a statute, concurrent resolution~~ *the Legislature* or ~~order of~~ the Legislative Commission.

4. A study or investigation may not be carried over from one regular session to the next without additional authorization by a statute, concurrent resolution or order of the Legislative Commission, except audits in progress whose carryover has been approved by the Legislative Commission.

5. Except as otherwise provided by a specific statute, the staff of the Legislative Counsel Bureau shall not serve as primary administrative or professional staff for a committee established by a statute, concurrent resolution or order of the Legislative Commission to conduct a study or investigation, unless the chair of the committee is required by the statute, concurrent resolution or order of the Legislative Commission to be a Legislator.

6. The Legislative Commission shall review and approve the budget and work program and any changes to the budget or work program for each study or investigation conducted by the Legislative Commission or a committee or subcommittee established by the Legislative Commission.

~~7. A committee or subcommittee established to conduct a study or investigation assigned to the Legislative Commission by a statute or concurrent resolution or directed by an order of the Legislative Commission must, unless otherwise ordered by the~~



~~Legislative Commission, meet not earlier than January 1 of the even-numbered year and not later than June 30 of that year.}~~

Sec. 13. NRS 218E.500 is hereby amended to read as follows:

218E.500 The Legislature finds and declares that:

1. Policies and issues relating to public lands and state sovereignty as impaired by federal ownership of land are matters of continuing concern to this State.

2. This concern necessarily includes an awareness that all federal statutes, policies and regulations which affect the management of public lands are likely to have extensive effects within the State and must not be ignored or automatically dismissed as beyond the reach of the state's policymakers.

3. Experience with federal regulations relating to public lands has demonstrated that the State of Nevada and its citizens are subjected to regulations which sometimes are unreasonable, arbitrary, beyond the intent of the Congress or the scope of the authority of the agency adopting them and that as a result these regulations should be subjected to legislative review and comment, and judicially tested where appropriate, to protect the rights and interests of the State and its citizens.

4. Other western states where public lands comprise a large proportion of the total area have shown an interest in matters relating to public lands and those states, along with Nevada, have been actively participating in cooperative efforts to acquire, evaluate and share information and promote greater understanding of the issues. Since Nevada can both contribute to and benefit from such interstate activities, it is appropriate that a ~~{committee}~~ **Joint Interim Standing Committee** on matters relating to public lands be assigned primary responsibility for participating in them.

Sec. 14. NRS 218E.520 is hereby amended to read as follows:

218E.520 1. The **Joint Interim Standing Committee on Natural Resources** may:

(a) Review and comment on any administrative policy, rule or regulation of the:

(1) Secretary of the Interior which pertains to policy concerning or management of public lands under the control of the Federal Government; and

(2) Secretary of Agriculture which pertains to policy concerning or management of national forests;

(b) Conduct investigations and hold hearings in connection with its review, including, but not limited to, investigating the effect on the State, its citizens, political subdivisions, businesses and industries of those policies, rules, regulations and related laws ; ~~}; and exercise any of the investigative powers set forth in NRS 218E.105 to 218E.140, inclusive;}~~



(c) Consult with and advise the State Land Use Planning Agency on matters concerning federal land use, policies and activities in this State;

(d) Direct the Legislative Counsel Bureau to assist in its research, investigations, review and comment;

(e) Recommend to the Legislature as a result of its review any appropriate state legislation or corrective federal legislation;

(f) Advise the Attorney General if it believes that any federal policy, rule or regulation which it has reviewed encroaches on the sovereignty respecting land or water or their use which has been reserved to the State pursuant to the Constitution of the United States;

(g) Enter into a contract for consulting services for land planning and any other related activities, including, but not limited to:

(1) Advising the Committee and the State Land Use Planning Agency concerning the revision of the plans pursuant to NRS 321.7355;

(2) Assisting local governments in the identification of lands administered by the Federal Government in this State which are needed for residential or economic development or any other purpose; and

(3) Assisting local governments in the acquisition of federal lands in this State;

(h) Apply for any available grants and accept any gifts, grants or donations to assist the Committee in carrying out its duties; and

(i) Review and comment on any other matter relating to the preservation, conservation, use, management or disposal of public lands deemed appropriate by the Chair of the Committee or by a majority of the members of the Committee.

2. Any reference in this section to federal policies, rules, regulations and related federal laws includes those which are proposed as well as those which are enacted or adopted.

Sec. 15. NRS 218E.525 is hereby amended to read as follows:

218E.525 1. The **Joint Interim Standing** Committee **on Natural Resources** shall:

(a) Actively support the efforts of state and local governments in the western states regarding public lands and state sovereignty as impaired by federal ownership of land.

(b) Advance knowledge and understanding in local, regional and national forums of Nevada's unique situation with respect to public lands.

(c) Support legislation that will enhance state and local roles in the management of public lands and will increase the disposal of public lands.



2. The *Joint Interim Standing* Committee ~~H~~ *on Natural Resources*:

(a) Shall review the programs and activities of:

(1) The Colorado River Commission of Nevada;

(2) All public water authorities, districts and systems in the State of Nevada, including, without limitation, the Southern Nevada Water Authority, the Truckee Meadows Water Authority, the Virgin Valley Water District, the Carson Water Subconservancy District, the Humboldt River Basin Water Authority and the Truckee-Carson Irrigation District; and

(3) All other public or private entities with which any county in the State has an agreement regarding the planning, development or distribution of water resources, or any combination thereof; *and*

~~(b) [Shall, on or before January 15 of each odd-numbered year, submit to the Director for transmittal to the Legislature a report concerning the review conducted pursuant to paragraph (a); and~~

~~—(c)]~~ May review and comment on other issues relating to water resources in this State, including, without limitation:

(1) The laws, regulations and policies regulating the use, allocation and management of water in this State; and

(2) The status of existing information and studies relating to water use, surface water resources and groundwater resources in this State.

Sec. 16. NRS 218E.615 is hereby amended to read as follows:

218E.615 The *Joint Interim Standing* Committee *on Education* may:

1. Evaluate, review and comment upon issues related to education within this State, including, but not limited to:

(a) Programs to enhance accountability in education;

(b) Legislative measures regarding education;

(c) The progress made by this State, the school districts and the public schools in this State in satisfying the goals and objectives of the statewide system of accountability for public schools;

(d) Methods of financing public education;

(e) The condition of public education in the elementary and secondary schools;

(f) The program to reduce the ratio of pupils per class per licensed teacher prescribed in NRS 388.700, 388.710 and 388.720;

(g) The development of any programs to automate the receipt, storage and retrieval of the educational records of pupils; and

(h) Any other matters that, in the determination of the Committee, affect the education of pupils within this State.

2. Conduct investigations and hold hearings in connection with its duties pursuant to this section . ~~[and exercise any of the~~



~~investigative powers set forth in NRS 218E.105 to 218E.140, inclusive.]~~

3. Request that the Legislative Counsel Bureau assist in the research, investigations, hearings and reviews of the Committee.

4. Make recommendations to the Legislature concerning the manner in which public education may be improved.

Sec. 17. NRS 218E.625 is hereby amended to read as follows:

218E.625 1. The Legislative Bureau of Educational Accountability and Program Evaluation is hereby created within the Fiscal Analysis Division. The Fiscal Analysts shall appoint to the Legislative Bureau of Educational Accountability and Program Evaluation a Chief and such other personnel as the Fiscal Analysts determine are necessary for the Bureau to carry out its duties pursuant to this section.

2. The Bureau shall, as the Fiscal Analysts determine is necessary or at the request of the *Joint Interim Standing* Committee **on Education:**

(a) Collect and analyze data and issue written reports concerning:

(1) The effectiveness of the provisions of chapter 385A of NRS in improving the accountability of the schools of this State;

(2) The statewide program to reduce the ratio of pupils per class per licensed teacher prescribed in NRS 388.700, 388.710 and 388.720;

(3) The statewide program to educate persons with disabilities that is set forth in NRS 388.5223 to 388.5243, inclusive;

(4) The results of the examinations of the National Assessment of Educational Progress that are administered pursuant to NRS 390.830; and

(5) Any program or legislative measure, the purpose of which is to reform the system of education within this State.

(b) Conduct studies and analyses to evaluate the performance and progress of the system of public education within this State. Such studies and analyses may be conducted:

(1) As the Fiscal Analysts determine are necessary; or

(2) At the request of the Legislature.

➤ This paragraph does not prohibit the Bureau from contracting with a person or entity to conduct studies and analyses on behalf of the Bureau.

(c) On or before October 1 of each even-numbered year, submit a written report of its findings pursuant to paragraphs (a) and (b) to the Director for transmission to the next regular session. The Bureau shall, on or before October 1 of each odd-numbered year, submit a written report of its findings pursuant to paragraphs (a) and (b) to



1 the Director for transmission to the Legislative Commission and to
2 the ~~Legislative~~ **Joint Interim Standing** Committee on Education.

3 3. The Bureau may, pursuant to NRS 218F.620, require a
4 school, a school district, the Nevada System of Higher Education or
5 the Department of Education to submit to the Bureau books, papers,
6 records and other information that the Chief of the Bureau
7 determines are necessary to carry out the duties of the Bureau
8 pursuant to this section. An entity whom the Bureau requests to
9 produce records or other information shall provide the records or
10 other information in any readily available format specified by the
11 Bureau.

12 4. Except as otherwise provided in this subsection and NRS
13 239.0115, any information obtained by the Bureau pursuant to this
14 section shall be deemed a work product that is confidential pursuant
15 to NRS 218F.150. The Bureau may, at the discretion of the Chief
16 and after submission to the Legislature or Legislative Commission,
17 as appropriate, publish reports of its findings pursuant to paragraphs
18 (a) and (b) of subsection 2.

19 5. This section does not prohibit the Department of Education
20 or the State Board of Education from conducting analyses,
21 submitting reports or otherwise reviewing educational programs in
22 this State.

23 **Sec. 18.** NRS 218E.815 is hereby amended to read as follows:

24 218E.815 1. The **Joint Interim Standing** Committee **on**
25 **Growth and Infrastructure** may:

26 (a) Evaluate, review and comment upon matters related to
27 energy policy within this State, including, without limitation:

28 (1) Policies, plans or programs relating to the production,
29 consumption or use of energy in this State;

30 (2) Legislative measures regarding energy policy;

31 (3) The progress made by this State in satisfying the goals
32 and objectives of Senate Bill No. 123 of the 77th Session of the
33 Nevada Legislature;

34 (4) The effect of any policy, plan, program or legislation on
35 rates or rate payers;

36 (5) The effect of any policy, plan, program or legislation on
37 economic development in this State;

38 (6) The effect of any policy, plan, program or legislation on
39 the environment;

40 (7) Any contracts or requests for proposals relating to the
41 purchase of capacity;

42 (8) The effect of any policy, plan, program or legislation
43 which provides for the construction or acquisition of facilities for
44 the generation of electricity;



(9) The effect of any policy, plan, program or legislation on the development of a market in this State for electricity generated from renewable energy;

(10) The infrastructure and transmission requirements of any policy, plan, program or legislation; and

(11) Any other matters or topics that, in the determination of the Committee, affect energy policy in this State.

(b) Conduct investigations and hold hearings in connection with its duties pursuant to this section . ~~and exercise any of the investigative powers set forth in NRS 218E.105 to 218E.140, inclusive.~~

(c) Request that the Legislative Counsel Bureau assist in the research, investigations, hearings and reviews of the Committee.

(d) Make recommendations to the Legislature concerning the manner in which energy policy may be implemented or improved.

2. As used in this section, "renewable energy" has the meaning ascribed to it in NRS 701.070.

Sec. 19. NRS 62H.320 is hereby amended to read as follows:

62H.320 1. The Director of the Department of Health and Human Services shall establish within the Department a program to compile and analyze data concerning juvenile sex offenders. The program must be designed to:

(a) Provide statistical data relating to the recidivism of juvenile sex offenders; and

(b) Use the data provided by the Division of Child and Family Services of the Department of Health and Human Services pursuant to NRS 62H.220 to assess the effectiveness of programs for the treatment of juvenile sex offenders.

2. The Director of the Department of Health and Human Services shall report the statistical data and findings from the program to:

(a) The Legislature at the beginning of each regular session.

(b) The ~~Advisory Commission on the Administration of Justice~~ **Joint Interim Standing Committee on the Judiciary** on or before January 31 of each even-numbered year.

3. The data acquired pursuant to this section is confidential and must be used only for the purpose of research. The data and findings generated pursuant to this section must not contain information that may reveal the identity of a juvenile sex offender or the identity of an individual victim of a crime.

Sec. 20. NRS 176.0127 is hereby amended to read as follows:

176.0127 1. The Department of Corrections shall:

(a) Provide the ~~Commission~~ **Joint Interim Standing Committee on the Judiciary** with any available statistical information or research requested by the ~~Commission~~ **Committee**



1 and assist the ~~{Commission}~~ **Committee** in the compilation and
2 development of information requested by the ~~{Commission,}~~
3 **Committee**, including, but not limited to, information or research
4 concerning the facilities and institutions of the Department of
5 Corrections, the offenders who are or were within those facilities or
6 institutions, rates of recidivism, the effectiveness of educational and
7 vocational programs and the sentences which are being served or
8 were served by those offenders;

9 ~~{(b) If requested by the Commission, make available to the~~
10 ~~Commission the use of the computers and programs which are~~
11 ~~owned by the Department of Corrections;}~~ and

12 ~~{(e)}~~ **(b)** Provide the independent contractor retained pursuant to
13 NRS 176.0129 with any available statistical information requested
14 by the independent contractor for the purpose of performing the
15 projections required by NRS 176.0129.

16 2. The Division shall:

17 (a) Provide the ~~{Commission}~~ **Joint Interim Standing**
18 **Committee on the Judiciary** with any available statistical
19 information or research requested by the ~~{Commission}~~ **Committee**
20 and assist the ~~{Commission}~~ **Committee** in the compilation and
21 development of information concerning sentencing, probation,
22 parole and any offenders who are or were subject to supervision by
23 the Division;

24 ~~{(b) If requested by the Commission, make available to the~~
25 ~~Commission the use of the computers and programs which are~~
26 ~~owned by the Division;}~~ and

27 ~~{(e)}~~ **(b)** Provide the independent contractor retained pursuant to
28 NRS 176.0129 with any available statistical information requested
29 by the independent contractor for the purpose of performing the
30 projections required by NRS 176.0129.

31 **Sec. 21.** NRS 176.0128 is hereby amended to read as follows:

32 176.0128 The Central Repository for Nevada Records of
33 Criminal History shall:

34 1. Facilitate the collection of statistical data in the manner
35 approved by the Director of the Department of Public Safety and
36 coordinate the exchange of such data with agencies of criminal
37 justice within this State, including:

- 38 (a) State and local law enforcement agencies;
- 39 (b) The Office of the Attorney General;
- 40 (c) The Court Administrator;
- 41 (d) The Department of Corrections; and
- 42 (e) The Division.

43 2. Provide the ~~{Commission}~~ **Joint Interim Standing**
44 **Committee on the Judiciary** with available statistical data and
45 information requested by the ~~{Commission,}~~ **Committee**.



Sec. 22. NRS 176.0129 is hereby amended to read as follows:

176.0129 The Office of Finance shall, on an annual basis, contract for the services of an independent contractor, in accordance with the provisions of NRS 333.700, to ~~f~~:

~~1. Review~~ **review** sentences imposed in this State and the practices of the State Board of Parole Commissioners and project annually the number of persons who will be:

~~(a)~~ **1.** In a facility or institution of the Department of Corrections;

~~(b)~~ **2.** On probation;

~~(c)~~ **3.** On parole; and

~~(d)~~ **4.** Serving a term of residential confinement,

↳ during the 10 years immediately following the date of the projection. ~~f; and~~

~~2. Review preliminary proposals and information provided by the Commission and project annually the number of persons who will be:~~

~~(a) In a facility or institution of the Department of Corrections;~~

~~(b) On probation;~~

~~(c) On parole; and~~

~~(d) Serving a term of residential confinement,~~

↳ ~~during the 10 years immediately following the date of the projection, assuming the preliminary proposals were recommended by the Commission and enacted by the Legislature.]~~

Sec. 23. NRS 200.3788 is hereby amended to read as follows:

200.3788 1. A statewide program to track sexual assault forensic evidence kits must be established in this State. The Attorney General shall, pursuant to the recommendation of the Sexual Assault Kit Working Group, designate a department or division of the Executive Department of State Government to establish the program. The designated department or division may contract with any appropriate public or private agency, organization or institution to carry out the provisions of this section.

2. The program to track sexual assault forensic evidence kits must:

(a) Track the location and status of sexual assault forensic evidence kits, including, without limitation, the initial forensic medical examination, receipt by a law enforcement agency and receipt and genetic marker analysis at a forensic laboratory.

(b) Allow providers of health care who perform forensic medical examinations, law enforcement agencies, prosecutors, forensic laboratories and any other entities having sexual assault forensic evidence kits in their custody to track the status and location of sexual assault forensic evidence kits.



(c) Allow a victim of sexual assault to anonymously track or receive, by telephone or on an Internet website, updates regarding the status and location of his or her sexual assault forensic evidence kit.

3. The department or division designated pursuant to subsection 1 shall, on or before January 1 and July 1 of each year, submit to the Governor and the Director of the Legislative Counsel Bureau for transmittal to the ~~Advisory Commission on the Administration of Justice~~ **Joint Interim Standing Committee on the Judiciary** and post on the Internet website maintained by the department or division a report concerning the statewide program to track sexual assault forensic evidence kits. The report must include:

(a) The number of sexual assault forensic evidence kits in the program in each county.

(b) The number of sexual assault forensic evidence kits for which genetic marker analysis has been completed for each county for the last 6 months.

(c) The number of sexual assault forensic evidence kits added to the program in each county during the last 6 months.

(d) The number of sexual assault forensic evidence kits for which genetic marker analysis has been requested but not completed for each county.

(e) For this State as a whole and each county, the average and median time between a forensic medical examination and receipt of a sexual assault forensic evidence kit by a forensic laboratory for genetic marker analysis, overall and for the last 6 months.

(f) For this State as a whole and each county, the average and median time between receipt of a sexual assault forensic evidence kit by a forensic laboratory and genetic marker analysis, overall and for the last 6 months.

(g) The number of sexual assault forensic evidence kits in each county awaiting genetic marker analysis for more than 1 year and 6 months after forensic medical examination.

4. Each law enforcement agency, prosecutor, forensic laboratory and provider of health care who performs forensic medical examinations in this State shall participate in the statewide program to track sexual assault forensic evidence kits for the purpose of tracking the status of any sexual assault forensic evidence kits in the custody of the agency, prosecutor, laboratory or provider, or a third party under contract with such agency, prosecutor, laboratory or provider.

5. Any agency or person who acts pursuant to this section in good faith and without gross negligence is immune from civil liability for those acts.



6. The department or division designated pursuant to subsection 1 may apply for and accept any gift, donation, bequest, grant or other source of money to carry out the provisions of this section.

7. As used in this section, “Sexual Assault Kit Working Group” means the statewide working group led by the Office of the Attorney General to create policies and procedures to address the backlog of sexual assault forensic evidence kits that have not been tested.

Sec. 24. NRS 209.192 is hereby amended to read as follows:

209.192 1. There is hereby created in the State Treasury a Fund for New Construction of Facilities for Prison Industries as a capital projects fund. The Director shall deposit in the Fund the deductions made pursuant to paragraph (c) of subsection 1 or paragraph (b) of subsection 2 of NRS 209.463. The money in the Fund must only be expended:

(a) To house new industries or expand existing industries in the industrial program to provide additional employment of offenders;

(b) To relocate, expand, upgrade or modify an existing industry in the industrial program to enhance or improve operations or security or to provide additional employment or training of offenders;

(c) To purchase or lease equipment to be used for the training of offenders or in the operations of prison industries;

(d) To pay or fund the operations of prison industries, including, without limitation, paying the salaries of staff and wages of offenders if the cash balance in the Fund for Prison Industries is below the average monthly expenses for the operation of prison industries;

(e) To advertise and promote the goods produced and services provided by prison industries; or

(f) For any other purpose authorized by the Legislature.

2. Before money in the Fund may be expended:

(a) As described in paragraphs (b) to (e), inclusive, of subsection 1, the Director shall submit a proposal for the expenditure to the *Joint Interim Standing* Committee on ~~Industrial Programs~~ *the Judiciary* and the State Board of Examiners.

(b) For construction, the Director shall submit a proposal for the expenditure to the State Board of Examiners.

3. Upon making a determination that the proposed expenditure is appropriate and necessary, the State Board of Examiners shall recommend to the Interim Finance Committee, or the Senate Standing Committee on Finance and the Assembly Standing Committee on Ways and Means when the Legislature is in general session, that the expenditure be approved. Upon approval of the



appropriate committee or committees, the money may be so expended.

4. If any money in the Fund is used as described in paragraph (d) of subsection 1, the Director shall repay the amount used as soon as sufficient money is available in the Fund for Prison Industries.

5. The interest and income earned on the money in the Fund, after deducting any applicable charges, must be credited to the Fund.

6. As used in this section, “Fund” means Fund for New Construction of Facilities for Prison Industries.

Sec. 25. NRS 209.459 is hereby amended to read as follows:

209.459 1. The Director shall:

(a) Submit a report to the *Joint Interim Standing* Committee on ~~Industrial Programs~~ *the Judiciary* identifying the potential impacts of any new program for the employment of offenders on private employers and labor in this State. In preparing such a report, the Director shall include any information required pursuant to paragraph (b) of subsection 7 of NRS 209.461 and must perform due diligence in obtaining such information from:

(1) The Department of Employment, Training and Rehabilitation;

(2) The Department of Business and Industry;

(3) The Office of Economic Development; and

(4) Representatives of organized labor in this State.

(b) Seek and present the recommendations of the *Joint Interim Standing* Committee on ~~Industrial Programs~~ *the Judiciary* to the Board of State Prison Commissioners and, with the approval of the Board of State Prison Commissioners, establish and carry out a program for the employment of offenders in services and manufacturing conducted by institutions of the Department or by private employers.

2. Before any new program for the employment of offenders is established pursuant to this section, the Director shall submit any contract related to the employment of such offenders to the State Board of Examiners for approval.

Sec. 26. NRS 209.461 is hereby amended to read as follows:

209.461 1. The Director shall:

(a) To the greatest extent possible, approximate the normal conditions of training and employment in the community.

(b) Except as otherwise provided in this section, to the extent practicable, require each offender, except those whose behavior is found by the Director to preclude participation, to spend 40 hours each week in vocational training or employment, unless excused for a medical reason or to attend educational classes in accordance with NRS 209.396. The Director shall require as a condition of



1 employment that an offender sign an authorization for the
2 deductions from his or her wages made pursuant to NRS 209.463.
3 Authorization to make the deductions pursuant to NRS 209.463 is
4 implied from the employment of an offender and a signed
5 authorization from the offender is not required for the Director to
6 make the deductions pursuant to NRS 209.463.

7 (c) Use the earnings from services and manufacturing conducted
8 by the institutions and the money paid by private employers who
9 employ the offenders to offset the costs of operating the prison
10 system and to provide wages for the offenders being trained or
11 employed.

12 (d) Provide equipment, space and management for services and
13 manufacturing by offenders.

14 (e) Employ craftsmen and other personnel to supervise and
15 instruct offenders.

16 (f) Contract with governmental agencies and private employers
17 for the employment of offenders, including their employment on
18 public works projects under contracts with the State and with local
19 governments.

20 (g) Contract for the use of offenders' services and for the sale of
21 goods manufactured by offenders.

22 (h) On or before January 1, 2014, and every 5 years thereafter,
23 submit a report to the Director of the Legislative Counsel Bureau for
24 distribution to the **Joint Interim Standing** Committee on **Industrial**
25 **Programs.** **the Judiciary.** The report must include, without
26 limitation, an analysis of existing contracts with private employers
27 for the employment of offenders and the potential impact of those
28 contracts on private industry in this State.

29 (i) Submit a report to each meeting of the Interim Finance
30 Committee identifying any accounts receivable related to a program
31 for the employment of offenders.

32 2. Every program for the employment of offenders established
33 by the Director must:

34 (a) Employ the maximum number of offenders possible;

35 (b) Except as otherwise provided in NRS 209.192, provide for
36 the use of money produced by the program to reduce the cost of
37 maintaining the offenders in the institutions;

38 (c) Have an insignificant effect on the number of jobs available
39 to the residents of this State; and

40 (d) Provide occupational training for offenders.

41 3. An offender may not engage in vocational training,
42 employment or a business that requires or permits the offender to:

43 (a) Telemarket or conduct opinion polls by telephone; or

44 (b) Acquire, review, use or have control over or access to
45 personal information concerning any person who is not incarcerated.



4. Each fiscal year, the cumulative profits and losses, if any, of the programs for the employment of offenders established by the Director must result in a profit for the Department. The following must not be included in determining whether there is a profit for the Department:

(a) Fees credited to the Fund for Prison Industries pursuant to NRS 482.268, any revenue collected by the Department for the leasing of space, facilities or equipment within the institutions or facilities of the Department, and any interest or income earned on the money in the Fund for Prison Industries.

(b) The selling expenses of the Central Administrative Office of the programs for the employment of offenders. As used in this paragraph, “selling expenses” means delivery expenses, salaries of sales personnel and related payroll taxes and costs, the costs of advertising and the costs of display models.

(c) The general and administrative expenses of the Central Administrative Office of the programs for the employment of offenders. As used in this paragraph, “general and administrative expenses” means the salary of the Deputy Director of Industrial Programs and the salaries of any other personnel of the Central Administrative Office and related payroll taxes and costs, the costs of telephone usage, and the costs of office supplies used and postage used.

5. If any state-sponsored program incurs a net loss for 2 consecutive fiscal years, the Director shall appear before the *Joint Interim Standing* Committee on ~~Industrial Programs~~ *the Judiciary* to explain the reasons for the net loss and provide a plan for the generation of a profit in the next fiscal year. If the program does not generate a profit in the third fiscal year, the Director shall take appropriate steps to resolve the issue.

6. Except as otherwise provided in subsection 3, the Director may, with the approval of the Board:

(a) Lease spaces and facilities within any institution of the Department to private employers to be used for the vocational training and employment of offenders.

(b) Grant to reliable offenders the privilege of leaving institutions or facilities of the Department at certain times for the purpose of vocational training or employment.

7. Before entering into any contract with a private employer for the employment of offenders pursuant to subsection 1, the Director shall obtain from the private employer:

(a) A personal guarantee to secure an amount fixed by the Director of:

(1) For a contract that does not relate to construction, not less than 25 percent of the prorated annual amount of the contract but



not more than 100 percent of the prorated annual amount of the contract, a surety bond made payable to the State of Nevada in an amount fixed by the Director of not less than 25 percent of the prorated annual amount of the contract but not more than 100 percent of the prorated annual amount of the contract and conditioned upon the faithful performance of the contract in accordance with the terms and conditions of the contract; or

(2) For a contract that relates to construction, not less than 100 percent of the prorated annual amount of the contract, a surety bond made payable to the State of Nevada in an amount fixed by the Director of not less than 100 percent of the prorated annual amount of the contract and conditioned upon the faithful performance of the contract in accordance with the terms and conditions of the contract, or a security agreement to secure any debt, obligation or other liability of the private employer under the contract, including, without limitation, lease payments, wages earned by offenders and compensation earned by personnel of the Department. The Director shall appear before the *Joint Interim Standing* Committee on ~~Industrial Programs~~ *the Judiciary* to explain the reasons for the amount fixed by the Director for any personal guarantee or surety bond.

(b) A detailed written analysis on the estimated impact of the contract on private industry in this State. The written analysis must include, without limitation:

(1) The number of private companies in this State currently providing the types of products and services offered in the proposed contract.

(2) The number of residents of this State currently employed by such private companies.

(3) The number of offenders that would be employed under the contract.

(4) The skills that the offenders would acquire under the contract.

8. The provisions of this chapter do not create a right on behalf of the offender to employment or to receive the federal or state minimum wage for any employment and do not establish a basis for any cause of action against the State or its officers or employees for employment of an offender or for payment of the federal or state minimum wage to an offender.

9. As used in this section, “state-sponsored program” means a program for the vocational training or employment of offenders which does not include a contract of employment with a private employer.



Sec. 27. NRS 209.4818 is hereby amended to read as follows:

209.4818 1. The *Joint Interim Standing* Committee on ~~Industrial Programs~~ *the Judiciary* shall:

(a) Be informed on issues and developments relating to industrial programs for correctional institutions;

(b) Submit a semiannual report to the Interim Finance Committee before July 1 and December 1 of each year on the status of current and proposed industrial programs for correctional institutions;

(c) Report to the Legislature on any other matter relating to industrial programs for correctional institutions that it deems appropriate;

~~(d) Meet at least quarterly and at the call of the Chair to review the operation of current and proposed industrial programs;~~

~~—(e)~~ Recommend three persons to the Director for appointment as the Deputy Director for Industrial Programs whenever a vacancy exists;

~~(f)~~ (e) Before any new industrial program is established by the Director, review the proposed program for compliance with the requirements of subsections 2, 3, 4 and 7 of NRS 209.461 and submit to the Director its recommendations concerning the proposed program; and

~~(g)~~ (f) Review each state-sponsored industry program established pursuant to subsection 2 of NRS 209.461 to determine whether the program is operating profitably. If the Committee determines that a program has incurred a net loss in 3 consecutive fiscal years, the Committee shall report its finding to the Director with a recommendation regarding whether the program should be continued or terminated. If the Director does not accept the recommendation of the Committee, the Director shall submit a written report to the Committee setting forth his or her reasons for rejecting the recommendation.

2. Upon the request of the *Joint Interim Standing* Committee on ~~Industrial Programs,~~ *the Judiciary*, the Director and the Deputy Director for Industrial Programs shall provide to the Committee any information that the Committee determines is relevant to the performance of the duties of the Committee.

3. As used in this section, “state-sponsored industry program” means a program for the vocational training or employment of offenders which does not include a contract of employment with a private employer.

Sec. 28. NRS 233B.063 is hereby amended to read as follows:

233B.063 1. An agency that intends to adopt, amend or repeal a permanent regulation must deliver to the Legislative Counsel a copy of the proposed regulation. The Legislative Counsel



1 shall examine and if appropriate revise the language submitted so
2 that it is clear, concise and suitable for incorporation in the Nevada
3 Administrative Code, but shall not alter the meaning or effect
4 without the consent of the agency.

5 2. Unless the proposed regulation is submitted to the
6 Legislative Counsel between July 1 of an even-numbered year and
7 July 1 of the succeeding odd-numbered year, the Legislative
8 Counsel shall deliver the approved or revised text of the regulation
9 within 30 days after it is submitted to the Legislative Counsel. If the
10 proposed or revised text of a regulation is changed before adoption,
11 the agency shall submit the changed text to the Legislative Counsel,
12 who shall examine and revise it if appropriate pursuant to the
13 standards of subsection 1. Unless it is submitted between July 1 of
14 an even-numbered year and July 1 of the succeeding odd-numbered
15 year, the Legislative Counsel shall return it with any appropriate
16 revisions within 30 days. If the agency is a licensing board as
17 defined in NRS 439B.225 and the proposed regulation relates to
18 standards for the issuance or renewal of licenses, permits or
19 certificates of registration issued to a person or facility regulated by
20 the agency, the Legislative Counsel shall also deliver one copy of
21 the approved or revised text of the regulation to the ~~Legislative~~
22 *Joint Interim Standing* Committee on Health ~~Care~~ and Human
23 *Services*.

24 3. An agency may adopt a temporary regulation between
25 August 1 of an even-numbered year and July 1 of the succeeding
26 odd-numbered year without following the procedure required by this
27 section and NRS 233B.064, but any such regulation expires by
28 limitation on November 1 of the odd-numbered year. A
29 substantively identical permanent regulation may be subsequently
30 adopted.

31 4. An agency may amend or suspend a permanent regulation
32 between August 1 of an even-numbered year and July 1 of the
33 succeeding odd-numbered year by adopting a temporary regulation
34 in the same manner and subject to the same provisions as prescribed
35 in subsection 3.

36 **Sec. 29.** NRS 233B.070 is hereby amended to read as follows:

37 233B.070 1. A permanent regulation becomes effective when
38 the Legislative Counsel files with the Secretary of State the original
39 of the final draft or revision of a regulation, except as otherwise
40 provided in NRS 293.247 or where a later date is specified in the
41 regulation.

42 2. Except as otherwise provided in NRS 233B.0633, an agency
43 that has adopted a temporary regulation may not file the temporary
44 regulation with the Secretary of State until 35 days after the date on
45 which the temporary regulation was adopted by the agency. A



temporary regulation becomes effective when the agency files with the Secretary of State the original of the final draft or revision of the regulation, together with the informational statement prepared pursuant to NRS 233B.066. The agency shall also file a copy of the temporary regulation with the Legislative Counsel, together with the informational statement prepared pursuant to NRS 233B.066.

3. An emergency regulation becomes effective when the agency files with the Secretary of State the original of the final draft or revision of an emergency regulation, together with the informational statement prepared pursuant to NRS 233B.066. The agency shall also file a copy of the emergency regulation with the Legislative Counsel, together with the informational statement prepared pursuant to NRS 233B.066.

4. The Secretary of State shall maintain the original of the final draft or revision of each regulation in a permanent file to be used only for the preparation of official copies.

5. The Secretary of State shall file, with the original of each agency's rules of practice, the current statement of the agency concerning the date and results of its most recent review of those rules.

6. Immediately after each permanent or temporary regulation is filed, the agency shall deliver one copy of the final draft or revision, bearing the stamp of the Secretary of State indicating that it has been filed, including material adopted by reference which is not already filed with the State Library, Archives and Public Records Administrator, to the State Library, Archives and Public Records Administrator for use by the public. If the agency is a licensing board as defined in NRS 439B.225 and it has adopted a permanent regulation relating to standards for the issuance or renewal of licenses, permits or certificates of registration issued to a person or facility regulated by the agency, the agency shall also deliver one copy of the regulation, bearing the stamp of the Secretary of State, to the ~~Legislative~~ **Joint Interim Standing** Committee on Health ~~Care~~ **and Human Services** within 10 days after the regulation is filed with the Secretary of State.

7. Each agency shall furnish a copy of all or part of that part of the Nevada Administrative Code which contains its regulations, to any person who requests a copy, and may charge a reasonable fee for the copy based on the cost of reproduction if it does not have money appropriated or authorized for that purpose.

8. An agency which publishes any regulations included in the Nevada Administrative Code shall use the exact text of the regulation as it appears in the Nevada Administrative Code, including the headlines and numbers of the sections. Any other material which an agency includes in a publication with its



regulations must be presented in a form which clearly distinguishes that material from the regulations.

Sec. 30. NRS 239.010 is hereby amended to read as follows:

239.010 1. Except as otherwise provided in this section and NRS 1.4683, 1.4687, 1A.110, 3.2203, 41.071, 49.095, 49.293, 62D.420, 62D.440, 62E.516, 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 75A.100, 75A.150, 76.160, 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413, 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345, 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270, 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280, 119A.280, 119A.653, 119A.677, 119B.370, 119B.382, 120A.690, 125.130, 125B.140, 126.141, 126.161, 126.163, 126.730, 127.007, 127.057, 127.130, 127.140, 127.2817, 128.090, 130.312, 130.712, 136.050, 159.044, 159A.044, 172.075, 172.245, ~~176.01249,~~ 176.015, 176.0625, 176.09129, 176.156, 176A.630, 178.39801, 178.4715, 178.5691, 179.495, 179A.070, 179A.165, 179D.160, 200.3771, 200.3772, 200.5095, 200.604, 202.3662, 205.4651, 209.392, 209.3923, 209.3925, 209.419, 209.429, 209.521, 211A.140, 213.010, 213.040, 213.095, 213.131, 217.105, 217.110, 217.464, 217.475, 218A.350, 218E.625, 218F.150, 218G.130, 218G.240, 218G.350, 226.300, 228.270, 228.450, 228.495, 228.570, 231.069, 231.1473, 233.190, 237.300, 239.0105, 239.0113, 239.014, 239B.030, 239B.040, 239B.050, 239C.140, 239C.210, 239C.230, 239C.250, 239C.270, 239C.420, 240.007, 241.020, 241.030, 241.039, 242.105, 244.264, 244.335, 247.540, 247.550, 247.560, 250.087, 250.130, 250.140, 250.150, 268.095, 268.0978, 268.490, 268.910, 269.174, 271A.105, 281.195, 281.805, 281A.350, 281A.680, 281A.685, 281A.750, 281A.755, 281A.780, 284.4068, 286.110, 286.118, 287.0438, 289.025, 289.080, 289.387, 289.830, 293.4855, 293.5002, 293.503, 293.504, 293.558, 293.5757, 293.870, 293.906, 293.908, 293.910, 293B.135, 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335, 338.070, 338.1379, 338.1593, 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205, 353A.049, 353A.085, 353A.100, 353C.240, 360.240, 360.247, 360.255, 360.755, 361.044, 361.2242, 361.610, 365.138, 366.160, 368A.180, 370.257, 370.327, 372A.080, 378.290, 378.300, 379.0075, 379.008, 379.1495, 385A.830, 385B.100, 387.626, 387.631, 388.1455, 388.259, 388.501, 388.503, 388.513, 388.750, 388A.247, 388A.249, 391.033, 391.035, 391.0365, 391.120, 391.925, 392.029, 392.147, 392.264, 392.271, 392.315, 392.317, 392.325, 392.327, 392.335, 392.850, 393.045, 394.167, 394.16975, 394.1698, 394.447, 394.460, 394.465, 396.3295, 396.405, 396.525, 396.535, 396.9685, 398A.115, 408.3885, 408.3886, 408.3888, 408.5484, 412.153, 414.280, 416.070, 422.2749, 422.305, 422A.342, 422A.350,



1 425.400, 427A.1236, 427A.872, 432.028, 432.205, 432B.175,
2 432B.280, 432B.290, 432B.407, 432B.430, 432B.560, 432B.5902,
3 432C.140, 432C.150, 433.534, 433A.360, 437.145, 437.207,
4 439.4941, 439.840, 439.914, 439B.420, 439B.754, 439B.760,
5 440.170, 441A.195, 441A.220, 441A.230, 442.330, 442.395,
6 442.735, 442.774, 445A.665, 445B.570, 445B.7773, 447.345,
7 449.209, 449.245, 449.4315, 449A.112, 450.140, 450B.188,
8 453.164, 453.720, 453A.610, 453A.700, 458.055, 458.280, 459.050,
9 459.3866, 459.555, 459.7056, 459.846, 463.120, 463.15993,
10 463.240, 463.3403, 463.3407, 463.790, 467.1005, 480.535, 480.545,
11 480.935, 480.940, 481.063, 481.091, 481.093, 482.170, 482.5536,
12 483.340, 483.363, 483.575, 483.659, 483.800, 484A.469, 484E.070,
13 485.316, 501.344, 503.452, 522.040, 534A.031, 561.285, 571.160,
14 584.655, 587.877, 598.0964, 598.098, 598A.110, 599B.090,
15 603.070, 603A.210, 604A.303, 604A.710, 612.265, 616B.012,
16 616B.015, 616B.315, 616B.350, 618.341, 618.425, 622.238,
17 622.310, 623.131, 623A.137, 624.110, 624.265, 624.327, 625.425,
18 625A.185, 628.418, 628B.230, 628B.760, 629.047, 629.069,
19 630.133, 630.2673, 630.30665, 630.336, 630A.555, 631.368,
20 632.121, 632.125, 632.3415, 632.405, 633.283, 633.301, 633.4715,
21 633.524, 634.055, 634.214, 634A.185, 635.158, 636.107, 637.085,
22 637B.288, 638.087, 638.089, 639.2485, 639.570, 640.075,
23 640A.220, 640B.730, 640C.580, 640C.600, 640C.620, 640C.745,
24 640C.760, 640D.190, 640E.340, 641.090, 641.221, 641.325,
25 641A.191, 641A.262, 641A.289, 641B.170, 641B.282, 641B.460,
26 641C.760, 641C.800, 642.524, 643.189, 644A.870, 645.180,
27 645.625, 645A.050, 645A.082, 645B.060, 645B.092, 645C.220,
28 645C.225, 645D.130, 645D.135, 645G.510, 645H.320, 645H.330,
29 647.0945, 647.0947, 648.033, 648.197, 649.065, 649.067, 652.228,
30 653.900, 654.110, 656.105, 657A.510, 661.115, 665.130, 665.133,
31 669.275, 669.285, 669A.310, 671.170, 673.450, 673.480, 675.380,
32 676A.340, 676A.370, 677.243, 678A.470, 678C.710, 678C.800,
33 679B.122, 679B.124, 679B.152, 679B.159, 679B.190, 679B.285,
34 679B.690, 680A.270, 681A.440, 681B.260, 681B.410, 681B.540,
35 683A.0873, 685A.077, 686A.289, 686B.170, 686C.306, 687A.110,
36 687A.115, 687C.010, 688C.230, 688C.480, 688C.490, 689A.696,
37 692A.117, 692C.190, 692C.3507, 692C.3536, 692C.3538,
38 692C.354, 692C.420, 693A.480, 693A.615, 696B.550, 696C.120,
39 703.196, 704B.325, 706.1725, 706A.230, 710.159, 711.600,
40 sections 35, 38 and 41 of chapter 478, Statutes of Nevada 2011 and
41 section 2 of chapter 391, Statutes of Nevada 2013 and unless
42 otherwise declared by law to be confidential, all public books and
43 public records of a governmental entity must be open at all times
44 during office hours to inspection by any person, and may be fully
45 copied or an abstract or memorandum may be prepared from those



1 public books and public records. Any such copies, abstracts or
2 memoranda may be used to supply the general public with copies,
3 abstracts or memoranda of the records or may be used in any other
4 way to the advantage of the governmental entity or of the general
5 public. This section does not supersede or in any manner affect the
6 federal laws governing copyrights or enlarge, diminish or affect in
7 any other manner the rights of a person in any written book or
8 record which is copyrighted pursuant to federal law.

9 2. A governmental entity may not reject a book or record
10 which is copyrighted solely because it is copyrighted.

11 3. A governmental entity that has legal custody or control of a
12 public book or record shall not deny a request made pursuant to
13 subsection 1 to inspect or copy or receive a copy of a public book or
14 record on the basis that the requested public book or record contains
15 information that is confidential if the governmental entity can
16 redact, delete, conceal or separate, including, without limitation,
17 electronically, the confidential information from the information
18 included in the public book or record that is not otherwise
19 confidential.

20 4. If requested, a governmental entity shall provide a copy of a
21 public record in an electronic format by means of an electronic
22 medium. Nothing in this subsection requires a governmental entity
23 to provide a copy of a public record in an electronic format or by
24 means of an electronic medium if:

25 (a) The public record:

26 (1) Was not created or prepared in an electronic format; and

27 (2) Is not available in an electronic format; or

28 (b) Providing the public record in an electronic format or by
29 means of an electronic medium would:

30 (1) Give access to proprietary software; or

31 (2) Require the production of information that is confidential
32 and that cannot be redacted, deleted, concealed or separated from
33 information that is not otherwise confidential.

34 5. An officer, employee or agent of a governmental entity who
35 has legal custody or control of a public record:

36 (a) Shall not refuse to provide a copy of that public record in the
37 medium that is requested because the officer, employee or agent has
38 already prepared or would prefer to provide the copy in a different
39 medium.

40 (b) Except as otherwise provided in NRS 239.030, shall, upon
41 request, prepare the copy of the public record and shall not require
42 the person who has requested the copy to prepare the copy himself
43 or herself.



Sec. 31. NRS 321.7355 is hereby amended to read as follows:

321.7355 1. The State Land Use Planning Agency shall prepare, in cooperation with appropriate federal and state agencies and local governments throughout the State, plans or statements of policy concerning the acquisition and use of lands in the State of Nevada that are under federal management.

2. The State Land Use Planning Agency shall, in preparing the plans and statements of policy, identify lands which are suitable for acquisition for:

(a) Commercial, industrial or residential development;

(b) The expansion of the property tax base, including the potential for an increase in revenue by the lease and sale of those lands; or

(c) Accommodating increases in the population of this State.

➔ The plans or statements of policy must not include matters concerning zoning or the division of land and must be consistent with local plans and regulations concerning the use of private property.

3. The State Land Use Planning Agency shall:

(a) Encourage public comment upon the various matters treated in a proposed plan or statement of policy throughout its preparation and incorporate such comments into the proposed plan or statement of policy as are appropriate;

(b) Submit its work on a plan or statement of policy periodically for review and comment by the Land Use Planning Advisory Council and ~~any committees of the Legislature or subcommittees of the Legislative Commission that deal with matters concerning the public lands;~~ *the Joint Interim Standing Committee on Natural Resources;* and

(c) Provide written responses to written comments received from a county or city upon the various matters treated in a proposed plan or statement of policy.

4. Whenever the State Land Use Planning Agency prepares plans or statements of policy pursuant to subsection 1 and submits those plans or policy statements to the Governor, *the Legislature , the Joint Interim Standing Committee on Natural Resources* or an agency of the Federal Government, the State Land Use Planning Agency shall include with each plan or statement of policy the comments and recommendations of:

(a) The Land Use Planning Advisory Council; and

(b) ~~Any committees of the Legislature or subcommittees of the Legislative Commission that deal with matters concerning the public lands;~~ *The Joint Interim Standing Committee on Natural Resources.*



5. A plan or statement of policy must be approved by the governing bodies of the county and cities affected by it before it is put into effect.

Sec. 32. NRS 333.3368 is hereby amended to read as follows:

333.3368 The Purchasing Division shall, every 6 months, submit to the Legislature, if it is in session, or to the Interim Finance Committee, ~~and the Legislative Committee on Senior Citizens, Veterans and Adults with Special Needs created by NRS 218E.750,~~ if the Legislature is not in session, a report which must contain, for the period since the submission of the last report:

1. The number of state purchasing contracts that were subject to the provisions of NRS 333.3361 to 333.3369, inclusive.

2. The total dollar amount of state purchasing contracts that were subject to the provisions of NRS 333.3361 to 333.3369, inclusive.

3. The number of local businesses owned and operated by veterans with service-connected disabilities that submitted a bid or proposal on a state purchasing contract.

4. The number of state purchasing contracts that were awarded to local businesses owned and operated by veterans with service-connected disabilities.

5. The total number of dollars' worth of state purchasing contracts that were awarded to local businesses owned and operated by veterans with service-connected disabilities.

6. Any other information deemed relevant by the Director of the Legislative Counsel Bureau.

Sec. 33. NRS 338.13846 is hereby amended to read as follows:

338.13846 The Division shall, every 6 months, submit to the Legislature, if it is in session, or to the Interim Finance Committee, ~~and the Legislative Committee on Senior Citizens, Veterans and Adults with Special Needs created by NRS 218E.750,~~ if the Legislature is not in session, a report which must contain, for the period since the submittal of the last report:

1. The number of contracts for public works of this State that were subject to the provisions of NRS 338.1384 to 338.13847, inclusive.

2. The total dollar amount of contracts for public works of this State that were subject to the provisions of NRS 338.1384 to 338.13847, inclusive.

3. The number of local businesses owned and operated by veterans with service-connected disabilities that submitted a bid on a contract for a public work of this State.



4. The number of contracts for public works of this State that were awarded to local businesses owned and operated by veterans with service-connected disabilities.

5. The total number of dollars' worth of contracts for public works of this State that were awarded to local businesses owned and operated by veterans with service-connected disabilities.

6. Any other information deemed relevant by the Director of the Legislative Counsel Bureau.

Sec. 34. NRS 385A.030 is hereby amended to read as follows:

385A.030 "Committee" means the ~~{Legislative}~~ **Joint Interim Standing** Committee on Education created pursuant to ~~{NRS 248E.605-}~~ **section 6 of this act.**

Sec. 35. NRS 387.1215 is hereby amended to read as follows:

387.1215 1. To account for variation between the counties of this State in the cost of living and the cost of labor, the Department shall establish by regulation cost adjustment factors for the school district located in, and each charter school that provides classroom-based instruction in, each county of this State.

2. Not later than May 1 of each even-numbered year, the Department shall review and determine whether revisions are necessary to the cost adjustment factors for the school district located in each county of this State. The Department shall present the review and any revisions at a meeting of the ~~{Legislative}~~ **Joint Interim Standing** Committee on Education for consideration and recommendations by the Committee. After the meeting, the Department shall consider any recommendations of the ~~{Legislative}~~ **Joint Interim Standing** Committee on Education, determine whether to include those recommendations and adopt by regulation any revision to the cost adjustment factors. The Department shall submit any revision to the cost adjustment factors to each school district, the Governor and the Director of the Legislative Counsel Bureau.

Sec. 36. NRS 387.1216 is hereby amended to read as follows:

387.1216 1. To account for the increased cost to a school district to operate a public school for a small number of pupils which may be necessary in certain circumstances, the Department shall establish by regulation a method to calculate an adjustment for each necessarily small school.

2. Not later than May 1 of each even-numbered year, the Department shall review and determine whether revisions are necessary to the method for determining the adjustment for each necessarily small school. The Department shall present the review and any revisions at a meeting of the ~~{Legislative}~~ **Joint Interim Standing** Committee on Education for consideration and recommendations by the Committee. After the meeting, the



1 Department shall consider any recommendations of the ~~Legislative~~
2 *Joint Interim Standing* Committee on Education, determine
3 whether to include those recommendations and adopt by regulation
4 any revision to the method. The Department shall submit any
5 revision to the method to each school district, the Governor and the
6 Director of the Legislative Counsel Bureau.

7 **Sec. 37.** NRS 387.1218 is hereby amended to read as follows:

8 387.1218 1. To account for the increased cost per pupil to
9 operate a school district in which relatively fewer pupils are
10 enrolled, the Department shall establish by regulation a small
11 district equity adjustment.

12 2. Not later than May 1 of each even-numbered year, the
13 Department shall review and determine whether revisions are
14 necessary to the method for calculating the small district equity
15 adjustment. The Department shall present the review and any
16 revisions at a meeting of the ~~Legislative~~ *Joint Interim Standing*
17 Committee on Education for consideration and recommendations by
18 the Committee. After the meeting, the Department shall consider
19 any recommendations of the ~~Legislative~~ *Joint Interim Standing*
20 Committee on Education, determine whether to include those
21 recommendations and adopt by regulation any revision to the
22 method. The Department shall submit any revision to the method to
23 each school district, the Governor and the Director of the Legislative
24 Counsel Bureau.

25 **Sec. 38.** NRS 387.12455 is hereby amended to read as
26 follows:

27 387.12455 1. Except as otherwise provided in subsection 5,
28 for the purpose of establishing budgetary estimates for expenditures
29 and revenues for the State Education Fund as prescribed by the State
30 Budget Act, the Governor shall, to the extent practicable, ensure that
31 an amount of money in the State General Fund is reserved in the
32 proposed executive budget for transfer to the State Education Fund
33 which is sufficient to fully fund:

34 (a) If the Economic Forum projects that the revenue collected by
35 the State for general, unrestricted uses will increase by a rate that is
36 greater than the combined rate of inflation and the growth of
37 enrollment in the public schools in this State in the immediately
38 preceding biennium, an amount of money in the State General Fund
39 for transfer to the State Education Fund for the subsequent biennium
40 which is not less than the amount of money transferred to the State
41 Education Fund from the State General Fund for the immediately
42 preceding biennium increased by an amount not less than the rate of
43 increase for the revenue collected by the State as projected by the
44 Economic Forum.



(b) If the Economic Forum projects that the revenue collected by the State for general, unrestricted uses will increase by a rate that is not greater than the combined rate of inflation and the growth of enrollment in the public schools in this State in the immediately preceding biennium, an amount of money in the State General Fund for transfer to the State Education Fund for the subsequent biennium which is not less than the amount of money transferred to the State Education Fund from the State General Fund for the immediately preceding biennium increased by an amount not less than the combined rate of inflation and the growth of enrollment in the public schools in this State.

(c) If the Economic Forum projects that the revenue collected by the State for general, unrestricted uses will decrease, an amount of money in the State General Fund for transfer to the State Education Fund for the subsequent biennium which is not less than the amount of money transferred to the State Education Fund from the State General Fund for the immediately preceding biennium decreased by an amount not greater than the rate of decrease for the revenue collected by the State as projected by the Economic Forum.

2. Except as otherwise provided in subsection 5, as part of the proposed executive budget, the Governor shall, to the extent practicable, include recommendations for:

(a) The statewide base per pupil funding amount, which must be equal to the statewide base per pupil funding amount for the immediately preceding biennium increased by an amount not less than the combined rate of inflation and the growth of enrollment in the public schools in this State unless the amount of money contained in the State Education Fund, excluding the Education Stabilization Account or any account created pursuant to subsection 5 of NRS 387.1212, decreases from the immediately preceding biennium, in which event the Governor must recommend a proportional reduction to both the statewide base per pupil funding amount and the multiplier for each category of pupils pursuant to paragraph (b); and

(b) The multiplier for each category of pupils, which must not be less than the multiplier for the immediately preceding biennium unless:

(1) The amount of money contained in the State Education Fund, excluding the Education Stabilization Account or any account created pursuant to subsection 5 of NRS 387.1212, decreases from the immediately preceding biennium, in which event the Governor must recommend a proportional reduction to both the statewide base per pupil funding amount pursuant to paragraph (a) and the multiplier for each category of pupils; or



(2) The amount of money contained in the State Education Fund, excluding the Education Stabilization Account or any account created pursuant to subsection 5 of NRS 387.1212, increases from the preceding fiscal year but in an amount which, after recommending the statewide base per pupil funding amount pursuant to paragraph (a), is insufficient to fund the multiplier for each category of pupils, in which event the Governor must recommend the remaining money in the State Education Fund, excluding the Education Stabilization Account or any account created pursuant to subsection 5 of NRS 387.1212, be used to provide a multiplier for each category of pupils which is as close as practicable to the multiplier for the preceding fiscal year.

3. When determining the amount of money to reserve for transfer from the State General Fund to the State Education Fund pursuant to subsection 1, the Governor shall consider the recommendations of the Commission, as revised by the ~~[Legislative]~~ *Joint Interim Standing* Committee on Education, if applicable, for an optimal level of funding for education and may reserve an additional amount of money for transfer to the State Education Fund that the Governor determines to be sufficient to fund any recommendation or any portion of a recommendation that the Governor includes in the proposed executive budget.

4. As part of the proposed executive budget, the Governor may recommend to the Legislature a revision to any appropriation made by law pursuant to NRS 387.1214, including, without limitation, the statewide base per pupil funding amount, the adjusted base per pupil funding for any school district, the multiplier for weighted funding for any category of pupils or the creation or elimination of a category of pupils to receive additional weighted funding. The Governor may recommend additional funding for any recommendation made pursuant to this subsection.

5. If the Governor determines that it would be impracticable to prepare the proposed executive budget as described in subsection 1 or 2, the Governor may instead include in the proposed executive budget a recommendation for such funding for the public schools in this State as he or she determines to be appropriate. If the Governor includes in the proposed executive budget recommendations pursuant to this subsection, the recommendations must be accompanied by such recommendations for legislation as the Governor determines to be appropriate to improve the method by which funding for the public schools in this State is determined.

6. As used in this section, "rate of inflation" means the percentage of increase or decrease in the Consumer Price Index for All Urban Consumers, West Region (All Items), as published by the United States Department of Labor for the immediately preceding



1 calendar year or, if that index ceases to be published by the United
2 States Department of Labor, the published index that most closely
3 resembles that index, as determined by the Governor.

4 **Sec. 39.** NRS 387.12463 is hereby amended to read as
5 follows:

6 387.12463 1. The Commission shall:

7 (a) Provide guidance to school districts and the Department on
8 the implementation of the Pupil-Centered Funding Plan.

9 (b) Monitor the implementation of the Pupil-Centered Funding
10 Plan and make any recommendations to the ~~Legislative~~ **Joint**
11 **Interim Standing** Committee on Education that the Commission
12 determines would, within the limits of appropriated funding,
13 improve the implementation of the Pupil-Centered Funding Plan or
14 correct any deficiencies of the Department or any school district or
15 public school in carrying out the Pupil-Centered Funding Plan.

16 (c) Review the statewide base per pupil funding amount, the
17 adjusted base per pupil funding for each school district and the
18 multiplier for weighted funding for each category of pupils
19 appropriated by law pursuant to NRS 387.1214 for each biennium
20 and recommend any revisions the Commission determines to be
21 appropriate to create an optimal level of funding for the public
22 schools in this State, including, without limitation, by
23 recommending the creation or elimination of one or more categories
24 of pupils to receive additional weighted funding. If the Commission
25 makes a recommendation pursuant to this paragraph which would
26 require more money to implement than was appropriated from the
27 State Education Fund in the immediately preceding biennium,
28 the Commission shall also identify a method to fully fund the
29 recommendation within 10 years after the date of the
30 recommendation.

31 (d) Review the laws and regulations of this State relating to
32 education, make recommendations to the ~~Legislative~~ **Joint Interim**
33 **Standing** Committee on Education for any revision of such laws and
34 regulations that the Commission determines would improve the
35 efficiency or effectiveness of public education in this State and
36 notify each school district of each such recommendation.

37 (e) Review and recommend to the Department revisions of the
38 cost adjustment factors for each county established pursuant to NRS
39 387.1215, the method for determining the adjustment for each
40 necessarily small school established pursuant to NRS 387.1216 and
41 the method for calculating the small district equity adjustment
42 established pursuant to NRS 387.1218.

43 2. The Commission shall present any recommendations
44 pursuant to paragraphs (a) to (d), inclusive, of subsection 1 at a
45 meeting of the ~~Legislative~~ **Joint Interim Standing** Committee on



Education for consideration and revision by the Committee. The ~~Legislative~~ **Joint Interim Standing** Committee on Education shall review each recommendation of the Commission and determine whether to transmit the recommendation or a revised version of the recommendation to the Governor or the Legislature.

Sec. 40. NRS 388.787 is hereby amended to read as follows:

388.787 "Committee" means the ~~Legislative~~ **Joint Interim Standing** Committee on Education created pursuant to ~~NRS 218E.605.]~~ **section 6 of this act.**

Sec. 41. NRS 390.800 is hereby amended to read as follows:

390.800 1. In addition to any other test, examination or assessment required by state or federal law, the board of trustees of each school district may require the administration of district-wide tests, examinations and assessments that the board of trustees determines are vital to measure the achievement and progress of pupils. In making this determination, the board of trustees shall consider any applicable findings and recommendations of the ~~Legislative~~ **Joint Interim Standing** Committee on Education.

2. The tests, examinations and assessments required pursuant to subsection 1 must be limited to those which can be demonstrated to provide a direct benefit to pupils or which are used by teachers to improve instruction and the achievement of pupils.

3. The board of trustees of each school district and the State Board shall periodically review the tests, examinations and assessments administered to pupils to ensure that the time taken from instruction to conduct a test, examination or assessment is warranted because it is still accomplishing its original purpose.

Sec. 42. NRS 391.492 is hereby amended to read as follows:

391.492 1. There is hereby created the Nevada State Teacher Recruitment and Retention Advisory Task Force consisting of the following members:

(a) One licensed teacher employed by each school district located in a county whose population is less than 100,000, appointed by the ~~Legislative~~ **Joint Interim Standing** Committee on Education;

(b) Two licensed teachers employed by each school district located in a county whose population is 100,000 or more but less than 700,000, appointed by the ~~Legislative~~ **Joint Interim Standing** Committee on Education; and

(c) Three licensed teachers employed by each school district located in a county whose population is 700,000 or more, appointed by the ~~Legislative~~ **Joint Interim Standing** Committee on Education.

2. After the initial terms, each member of the Task Force serves a term of 2 years and may be reappointed to one additional



2-year term following his or her initial term. If any member of the Task Force ceases to be qualified for the position to which he or she was appointed, the position shall be deemed vacant and the ~~{Legislative}~~ *Joint Interim Standing* Committee on Education shall appoint a replacement for the remainder of the unexpired term. A vacancy must be filled in the same manner as the original appointment.

3. The Task Force shall, at its first meeting and each odd-numbered year thereafter, elect a Chair from among its members.

4. The Task Force shall meet at least quarterly and may meet at other times upon the call of the Chair or a majority of the members of the Task Force. In even-numbered years, the Task Force shall have three meetings before the final meeting of the ~~{Legislative}~~ *Joint Interim Standing* Committee on Education. In even-numbered years, the fourth meeting of the Task Force must be a presentation to the ~~{Legislative}~~ *Joint Interim Standing* Committee on Education of the findings and recommendations of the Task Force made pursuant to NRS 391.496.

5. Ten members of the Task Force constitute a quorum, and a quorum may exercise all the power and authority conferred on the Task Force.

6. Members of the Task Force serve without compensation, except that for each day or portion of a day during which a member of the Task Force attends a meeting of the Task Force or is otherwise engaged in the business of the Task Force, the member is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally.

7. Each member of the Task Force who is an officer or employee of the State or a local government must be relieved from his or her duties without loss of his or her regular compensation so that the member may prepare for and attend meetings of the Task Force and perform any work necessary to carry out the duties of the Task Force in the most timely manner practicable. A state agency or local government shall not require an officer or employee who is a member of the Task Force to make up the time the member is absent from work to carry out his or her duties as a member, and shall not require the member to take annual vacation or compensatory time for the absence.

8. The Department shall provide administrative support to the Task Force.

Sec. 43. NRS 391.494 is hereby amended to read as follows:

391.494 1. Each member of the Task Force must:

(a) Be a licensed teacher with at least 5 consecutive years of experience teaching in a public school in this State;



(b) Be currently employed as a teacher and actively teaching in a public school in this State, and remain employed as a teacher in a public school in this State for the duration of the member's term; and

(c) Not be currently serving on any other education-related board, commission, council, task force or similar governmental entity.

2. On or before December 1, 2019, the Department shall prescribe a uniform application for a teacher to use to apply to serve on the Task Force.

3. A teacher who wishes to serve on the Task Force must submit an application prescribed pursuant to subsection 2 to the ~~Legislative~~ **Joint Interim Standing** Committee on Education on or before January 15 of an even-numbered year. On or before February 1 of each even-numbered year, the ~~Legislative~~ **Joint Interim Standing** Committee on Education shall select one or more teachers, as applicable, to serve as a member of the Task Force.

Sec. 44. NRS 391.496 is hereby amended to read as follows:
391.496 The Task Force shall:

1. Evaluate the challenges in attracting and retaining teachers throughout this State;

2. Make recommendations to the ~~Legislative~~ **Joint Interim Standing** Committee on Education to address the challenges in attracting and retaining teachers throughout this State, including, without limitation, providing incentives to attract and retain teachers; and

3. On or before February 1 of each odd-numbered year, submit a report to the Director of the Legislative Counsel Bureau for transmission to the Legislature describing the findings and recommendations of the Task Force.

Sec. 45. NRS 439.983 is hereby amended to read as follows:

439.983 Upon the resolution of a public health emergency or other health event, the emergency team shall:

1. Make recommendations to the State Board of Health and local boards of health with respect to regulations or policies which may be adopted to prevent public health emergencies and other health events or to improve responses to public health emergencies and other health events; and

2. Evaluate the response of each state agency, division, board or other entity represented on the emergency team and make recommendations to the Governor and the Legislature or, if the Legislature is not in session, to the Legislative Commission and the ~~Legislative~~ **Joint Interim Standing** Committee on Health ~~Care~~ **and Human Services** with respect to actions and measures that may be taken to improve such responses.



1 **Sec. 46.** NRS 439B.040 is hereby amended to read as follows:
2 439B.040 “Committee” means the ~~{Legislative}~~ *Joint Interim*
3 *Standing* Committee on Health ~~{Care}~~ *and Human Services*.

4 **Sec. 47.** NRS 439B.227 is hereby amended to read as follows:
5 439B.227 The ~~{Legislative}~~ *Joint Interim Standing*
6 Committee on Health ~~{Care}~~ *and Human Services* shall:

7 1. After each regular session of the Legislature, review any
8 chapter added to this title or title 39 or 54 of NRS that authorizes or
9 requires the issuance of a license, permit or certificate to a person
10 who provides any service related to health care to determine if the
11 person should be included as a person required to make a report
12 pursuant to NRS 432B.220; and

13 2. Before the beginning of the next regular session of the
14 Legislature, prepare a report concerning its findings pursuant to
15 subsection 1 and submit the report to the Director of the Legislative
16 Counsel Bureau for transmittal to the Legislature. The report must
17 include, without limitation, any recommended legislation.

18 **Sec. 48.** NRS 449.465 is hereby amended to read as follows:

19 449.465 1. The Director may, by regulation, impose fees
20 upon admitted health insurers to cover the costs of carrying out the
21 provisions of NRS 449.450 to 449.530, inclusive. The maximum
22 amount of fees collected must not exceed the amount authorized by
23 the Legislature in each biennial budget.

24 2. The Director shall impose a fee of \$50 each year upon
25 admitted health insurers for the support of the ~~{Legislative}~~ *Joint*
26 *Interim Standing* Committee on Health ~~{Care}~~ *and Human*
27 *Services*. The fee imposed pursuant to this subsection is in addition
28 to any fee imposed pursuant to subsection 1. The fee collected for
29 the support of the ~~{Legislative}~~ *Joint Interim Standing* Committee
30 on Health ~~{Care}~~ *and Human Services* must be deposited in the
31 Legislative Fund.

32 **Sec. 49.** NRS 449.520 is hereby amended to read as follows:

33 449.520 1. On or before October 1 of each year, the Director
34 shall prepare and transmit to the Governor, the ~~{Legislative}~~ *Joint*
35 *Interim Standing* Committee on Health ~~{Care}~~ *and Human*
36 *Services* and the Interim Finance Committee a report of the
37 Department’s operations and activities for the preceding fiscal year.

38 2. The report prepared pursuant to subsection 1 must include:

39 (a) Copies of all reports, summaries, compilations and
40 supplementary reports required by NRS 449.450 to 449.530,
41 inclusive, together with such facts, suggestions and policy
42 recommendations as the Director deems necessary;

43 (b) A summary of the trends of the audits of hospitals in this
44 State that the Department required or performed during the previous
45 year;



(c) An analysis of the trends in the costs, expenses and profits of hospitals in this State;

(d) An analysis of the methodologies used to determine the corporate home office allocation of hospitals in this State;

(e) An examination and analysis of the manner in which hospitals are reporting the information that is required to be filed pursuant to NRS 449.490, including, without limitation, an examination and analysis of whether that information is being reported in a standard and consistent manner, which fairly reflect the operations of each hospital;

(f) A review and comparison of the policies and procedures used by hospitals in this State to provide discounted services to, and to reduce charges for services provided to, persons without health insurance;

(g) A review and comparison of the policies and procedures used by hospitals in this State to collect unpaid charges for services provided by the hospitals; and

(h) A summary of the status of the programs established pursuant to NRS 439A.220 and 439A.240 to increase public awareness of health care information concerning the hospitals and surgical centers for ambulatory patients in this State, including, without limitation, the information that was posted in the preceding fiscal year on the Internet website maintained for those programs pursuant to NRS 439A.270.

3. The ~~Legislative~~ *Joint Interim Standing* Committee on Health ~~Care~~ *and Human Services* shall develop a comprehensive plan concerning the provision of health care in this State which includes, without limitation:

(a) A review of the health care needs in this State as identified by state agencies, local governments, providers of health care and the general public; and

(b) A review of the capital improvement reports submitted by hospitals pursuant to subsection 2 of NRS 449.490.

Sec. 50. NRS 481A.020 is hereby amended to read as follows:

481A.020 The designated representatives of this State to serve on the cooperating committee established by Article IV of the Multistate Highway Transportation Agreement are:

1. The Chair of the ~~Senate~~ *Joint Interim* Standing Committee on ~~Transportation~~ *Growth and Infrastructure* or a person designated by the Chair; and

2. The *Vice* Chair of the ~~Assembly~~ *Joint Interim* Standing Committee on ~~Transportation~~ *Growth and Infrastructure* or a person designated by the *Vice* Chair.



Sec. 51. NRS 482.367004 is hereby amended to read as follows:

482.367004 1. There is hereby created the Commission on Special License Plates ~~[(The Commission is advisory to the Department and consists of five Legislators)]~~ **consisting of the members of the Joint Interim Standing Committee on Growth and Infrastructure** and three nonvoting members . ~~[as follows:~~

~~—(a) Five Legislators appointed by the Legislative Commission:~~

~~—(1) One of whom is the Legislator who served as the Chair of the Assembly Standing Committee on Transportation during the most recent legislative session. That Legislator may designate an alternate to serve in place of the Legislator when absent. The alternate must be another Legislator who also served on the Assembly Standing Committee on Transportation during the most recent legislative session.~~

~~—(2) One of whom is the Legislator who served as the Chair of the Senate Standing Committee on Transportation during the most recent legislative session. That Legislator may designate an alternate to serve in place of the Legislator when absent. The alternate must be another Legislator who also served on the Senate Standing Committee on Transportation during the most recent legislative session.~~

~~—(b) Three]~~

2. The three nonvoting members ~~[consisting of:~~

~~—(1)] of the Commission consist of:~~

(a) The Director of the Department of Motor Vehicles, or a designee of the Director.

~~[(2)]~~ **(b)** The Director of the Department of Public Safety, or a designee of the Director.

~~[(3)]~~ **(c)** The Director of the Department of Tourism and Cultural Affairs, or a designee of the Director.

~~[2. Each member of the Commission appointed pursuant to paragraph (a) of subsection 1 serves a term of 2 years, commencing on July 1 of each odd-numbered year. A vacancy on the Commission must be filled in the same manner as the original appointment.]~~

3. [Members] The nonvoting members of the Commission serve without salary or compensation for their travel or per diem expenses.

4. The Director of the Legislative Counsel Bureau shall provide administrative support to the Commission.

5. The Commission shall recommend to the Department that the Department approve or disapprove:



(a) Applications for the design, preparation and issuance of special license plates that are submitted to the Department pursuant to subsection 1 of NRS 482.367002;

(b) The issuance by the Department of special license plates that have been designed and prepared pursuant to NRS 482.367002; and

(c) Except as otherwise provided in subsection 7, applications for the design, preparation and issuance of special license plates that have been authorized by an act of the Legislature after January 1, 2007.

➤ In determining whether to recommend to the Department the approval of such an application or issuance, the Commission shall consider, without limitation, whether it would be appropriate and feasible for the Department to, as applicable, design, prepare or issue the particular special license plate. For the purpose of making recommendations to the Department, the Commission shall consider each application in the chronological order in which the application was received by the Department.

6. On or before September 1 of each fiscal year, the Commission shall compile a list of each special license plate for which the Commission, during the immediately preceding fiscal year, recommended to the Department that the Department approve the application for the special license plate or approve the issuance of the special license plate. The list so compiled must set forth, for each such plate, the cause or charitable organization for which the special license plate generates or would generate financial support, and the intended use to which the financial support is being put or would be put. The Commission shall transmit the information described in this subsection to the Department and the Department shall make that information available on its Internet website.

7. The provisions of paragraph (c) of subsection 5 do not apply with regard to special license plates that are issued pursuant to NRS 482.3746, 482.3751, 482.3752, 482.3757, 482.3783, 482.3785, 482.3787, 482.37901, 482.37902, 482.37906, 482.3791, 482.3794 or 482.3817.

8. The Commission shall:

(a) Recommend to the Department that the Department approve or disapprove any proposed change in the distribution of money received in the form of additional fees, including, without limitation, pursuant to subparagraph (3) of paragraph (b) of subsection 5 of NRS 482.38279. As used in this paragraph, “additional fees” means the fees that are charged in connection with the issuance or renewal of a special license plate for the benefit of a particular cause, fund or charitable organization. The term does not include registration and license fees or governmental services taxes.



(b) If it recommends a proposed change pursuant to paragraph (a) and determines that legislation is required to carry out the change, recommend to the Department that the Department request the assistance of the Legislative Counsel in the preparation of a bill draft to carry out the change.

Sec. 52. 1. Except as otherwise provided in subsection 2 or any other provision of this act, if the provisions of any other provision of the Nevada Revised Statutes or any other act or resolution passed by any session of the Nevada Legislature, including, without limitation, the 81st Session of the Nevada Legislature, assign a power or duty to a committee or commission abolished by this act or require the submission of a report, document or information to such a committee or commission:

(a) The provisions of the other statute, act or resolution that assign the power or duty or require the submission of the report, document or information are superseded and abrogated by the provisions of this act; and

(b) The Legislative Counsel shall, in revising the Nevada Revised Statutes, assign the power or duty or require the report, document or information to be submitted to the Joint Interim Standing Committee created by section 6 of this act which has jurisdiction over the subject matter of the power, duty, document or information.

2. A Joint Interim Standing Committee created by section 6 of this act may conduct a legislative study or investigation only within the limits of the Committee's budget and work program established pursuant to section 8 of this act. If the subject matter of a legislative study or investigation falls within the jurisdiction of more than one Joint Interim Standing Committee created by section 6 of this act, the Legislative Commission shall assign the study or investigation based on the budgets and work programs approved by the Legislative Commission for the Joint Interim Standing Committees.

3. As used in this section, "legislative study or investigation" includes, without limitation, any:

(a) Interim legislative study or investigation; or

(b) Legislative study or investigation assigned to a statutory legislative committee or commission, including, without limitation, a statutory legislative committee or commission abolished by the provisions of this act.

Sec. 53. 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.

Sec. 54. On the effective date of this act, the State Controller shall transfer the remaining balance, if any, in the Special Account for the Support of the Advisory Commission on the Administration



1 of Justice created pursuant to NRS 176.01255 to the State General
2 Fund.

3 **Sec. 55.** NRS 176.0121, 176.0123, 176.01248, 176.01249,
4 176.0125, 176.01255, 176.0126, 209.4817, 218E.225, 218E.505,
5 218E.510, 218E.515, 218E.600, 218E.605, 218E.610, 218E.700,
6 218E.705, 218E.710, 218E.715, 218E.720, 218E.745, 218E.750,
7 218E.755, 218E.760, 218E.800, 218E.805, 218E.810, 439B.200,
8 439B.210 and 459.0085 are hereby repealed.

9 **Sec. 56.** 1. This section and sections 1 to 34, inclusive, and
10 39 to 55, inclusive, of this act become effective upon passage and
11 approval.

12 2. Sections 35 to 38, inclusive, of this act become effective on
13 July 1, 2021.

LEADLINES OF REPEALED SECTIONS

176.0121 “Commission” defined.

**176.0123 Creation; members and appointing authorities;
Chair; terms; vacancies; salaries and per diem; staff.**

**176.01248 Subcommittee on Criminal Justice Information
Sharing: Creation; Chair; members; duties; salaries and per
diem.**

**176.01249 Appointment of working groups by Chair of
Subcommittee on Criminal Justice Information Sharing: Chair;
members; service without compensation.**

176.0125 Duties of Commission.

**176.01255 Grants, bequests, devises, donations and gifts;
Special Account for the Support of the Advisory Commission on
the Administration of Justice.**

**176.0126 Subpoenas: Power to issue; compelling
performance.**

**209.4817 Committee on Industrial Programs: Creation;
members; terms of appointed members; appointment of
alternate members; payment of compensation, allowances and
travel expenses.**

**218E.225 Committee to review management, organization
and operation of Legislative Counsel Bureau.**

218E.500 Legislative findings and declarations.

218E.505 “Committee” defined.

**218E.510 Creation; membership; budget; officers; terms;
vacancies; alternates.**



218E.515 Meetings; rules; quorum; compensation, allowances and expenses of members.

218E.600 “Committee” defined.

218E.605 Creation; membership; budget; officers; terms; vacancies.

218E.610 Meetings; quorum; compensation, allowances and expenses of members.

218E.700 “Committee” defined.

218E.705 Creation; membership; budget; officers; terms; vacancies.

218E.710 Meetings; quorum; compensation, allowances and expenses of members.

218E.715 General duties.

218E.720 General powers.

218E.745 “Committee” defined.

218E.750 Creation; membership; budget; officers; terms; vacancies.

218E.755 Meetings; quorum; compensation, allowances and expenses of members.

218E.760 General powers.

218E.800 “Committee” defined.

218E.805 Creation of Legislative Committee on Energy; membership; budget; officers; terms; vacancies.

218E.810 Meetings; quorum; compensation, allowances and expenses of members.

439B.200 Creation; appointment of and restrictions on members; officers; terms of members; vacancies; annual reports.

439B.210 Meetings; quorum; compensation.

459.0085 Creation; membership; duties; compensation and expenses of members.

