

SENATE BILL NO. 176—COMMITTEE ON
LEGISLATIVE OPERATIONS AND ELECTIONS

(ON BEHALF OF THE SUNSET SUBCOMMITTEE
OF THE LEGISLATIVE COMMISSION)

MARCH 8, 2021

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions relating to the Commission to
Study Governmental Purchasing. (BDR 17-512)

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 governmental purchasing; authorizing the
Commission to Study Governmental Purchasing to
request the drafting of not more than 1 legislative measure
for each regular session of the Legislature; revising the
duties of the Commission; and providing other matters
properly relating thereto.

Legislative Counsel's Digest:

Existing law prescribes the number of legislative measures which may be
requested by various departments, agencies and other entities of this State for each
regular session of the Legislature. (NRS 218D.100-218D.220) Section 1 of this bill
authorizes the Commission to Study Governmental Purchasing to request for each
regular session of the Legislature the drafting of not more than 1 legislative
measure which relates to matters within the scope of the Commission. Section 2 of
this bill makes conforming changes to indicate the placement of section 1 in the
Nevada Revised Statutes.

Existing law requires the Commission to meet periodically to study practices in
governmental purchasing and laws relating thereto and make recommendations to
the Legislature with respect to those laws. (NRS 332.215) Section 2.5 of this bill
specifically requires the Commission to study and make recommendations to the
Legislature with regard to best practices for awarding governmental purchasing
contracts to companies that represent the diversity of this State or are located within
communities served by the local government that is awarding the contract.



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

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

1. For a regular session, the Commission to Study Governmental Purchasing created by NRS 332.215 may request the drafting of not more than 1 legislative measure which relates to matters within the scope of the Commission. The request must be submitted to the Legislative Counsel on or before September 1 preceding the regular session.

2. A request made pursuant to this section must be on a form prescribed by the Legislative Counsel. A legislative measure requested pursuant to this section must be prefiled on or before the third Wednesday in November preceding the regular session. A legislative measure that is not prefiled on or before that day shall be deemed withdrawn.

Sec. 2. NRS 218D.100 is hereby amended to read as follows:

218D.100 1. The provisions of NRS 218D.100 to 218D.220, inclusive, *and section 1 of this act* apply to requests for the drafting of legislative measures for a regular session.

2. Except as otherwise provided by a specific statute, joint rule or concurrent resolution, the Legislative Counsel shall not honor a request for the drafting of a legislative measure if the request:

(a) Exceeds the number of requests authorized by NRS 218D.100 to 218D.220, inclusive, *and section 1 of this act* for the requester; or

(b) Is submitted by an authorized nonlegislative requester pursuant to NRS 218D.175 to 218D.220, inclusive, *and section 1 of this act*, but is not in a subject related to the function of the requester.

3. The Legislative Counsel shall not:

(a) Honor a request to change the subject matter of a request for the drafting of a legislative measure after it has been submitted for drafting.

(b) Honor a request for the drafting of a legislative measure which has been combined in violation of Section 17 of Article 4 of the Nevada Constitution.

Sec. 2.5. NRS 332.215 is hereby amended to read as follows:

332.215 1. Each county of this state whose population is 100,000 or more, must be a member of the Commission to Study Governmental Purchasing which is composed of all purchasing agents of the local governments within those counties. Each county whose population is less than 100,000 may participate as a voting



1 member of the Commission. The members shall select a Chair from
2 among their number.

3 2. The Commission shall meet no less than quarterly or at the
4 call of the Chair to study practices in governmental purchasing ,
5 *including, without limitation, best practices for awarding contracts*
6 *to companies that represent the diversity of this State or are*
7 *located within communities served by the governing body that is*
8 *awarding the contract*, and laws relating thereto . ~~and~~ *The*
9 *Commission* shall make recommendations with respect to those
10 *practices and* laws to the next regular session of the Legislature.

11 **Sec. 3.** This act becomes effective on July 1, 2021.

