

SENATE BILL NO. 255—SENATOR NEAL

MARCH 16, 2021

Referred to Committee on Revenue and
Economic Development

SUMMARY—Creates the Division of Supplier Diversity within the
Office of Economic Development. (BDR 18-572)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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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 economic development; creating the Division
of Supplier Diversity in the Office of Economic
Development; requiring the Executive Director of the
Office of Economic Development to appoint the
Administrator of the Division; setting forth the duties of
the Division; and providing other matters properly
relating thereto.

Legislative Counsel's Digest:

Existing law creates, within the Office of the Governor, the Office of Economic
Development, which consists of the Division of Economic Development and the
Division of Motion Pictures. (NRS 231.043) **Section 2** of this bill creates a
Division of Supplier Diversity within the Office of Economic Development.
Section 1 of this bill requires the Division of Supplier Diversity to: (1) conduct
outreach to minority-owned small businesses, women-owned small businesses and
small businesses owned by persons with a disability to inform such businesses of
contracting opportunities; (2) provide training and assistance to minority-owned
small businesses, women-owned small businesses and small businesses owned by
persons with a disability to assist such businesses in obtaining government
contracts; (3) develop and implement an online data dashboard to provide
information pertaining to the awarding of government contracts; (4) submit an
annual report to the Governor and Legislative Counsel Bureau relating to the online
data dashboard; (5) establish a database of minority-owned small businesses,
women-owned small businesses and small businesses owned by persons with a
disability; (6) establish annual goals concerning the awarding of contracts to
minority-owned small businesses, women-owned small businesses and small
businesses owned by persons with a disability; (7) coordinate with existing
diversity supplier programs implemented by other governmental entities or
organizations within the State; (8) consolidate information contained in reports



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submitted to the Office of Economic Development concerning local emerging small businesses; (9) prepare a report regarding the policies and programs implemented by the Division; and (10) provide transparency into the governmental procurement process. **Section 1** further requires all state or local governmental agencies to cooperate with the Division of Supplier Diversity.

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

Section 1. Chapter 231 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Executive Director shall appoint the Administrator of the Division of Supplier Diversity.

2. The Division of Supplier Diversity shall:

(a) Conduct outreach to minority-owned small businesses, women-owned small businesses and small businesses owned by persons with a disability to inform such businesses of both private and public sector contracting opportunities;

(b) Provide information, educational training and assistance to minority-owned small businesses, women-owned small businesses and small businesses owned by persons with a disability to assist such businesses in obtaining state and local government contracts. The educational training and assistance must include, without limitation, in person or online training to help such businesses:

(1) Register as vendors and apply for state and local government purchasing contracts;

(2) Improve marketing strategies to increase procurement opportunities; and

(3) Gain an understanding of any insurance or bonding requirements to participate in the government procurement process;

(c) Develop and implement an online data dashboard that provides for each fiscal year:

(1) The procurement thresholds for state and local governmental agencies;

(2) The actual dollar amount and procurement category of each contract awarded;

(3) The actual dollar amount and procurement category of each contract awarded to minority-owned small businesses, women-owned small businesses and small businesses owned by persons with a disability;

(4) The total dollar amount of all contracts awarded;

(5) The total dollar amount of all contracts awarded to minority-owned small businesses, women-owned small businesses and small businesses owned by persons with a disability;



(6) The total dollar amount of all contracts awarded to minority-owned small businesses, women-owned small businesses and small businesses owned by persons with a disability by demographic;

(7) The total dollar amount of all contracts awarded by each state and local governmental agency;

(8) The total dollar amount of all contracts awarded to minority-owned small businesses, women-owned small businesses and small businesses owned by persons with a disability by each state and local governmental agency;

(9) The total number of contracts awarded; and

(10) The total number of contracts awarded to minority-owned small businesses, women-owned small businesses and small businesses owned by persons with a disability;

(d) Submit an annual report of the information described in paragraph (c) to the Governor and the Director of the Legislative Counsel Bureau for transmittal to the Legislature or, if the Legislature is not in session, to the Legislative Commission;

(e) Establish a centralized database of minority-owned small businesses, women-owned small businesses and small businesses owned by persons with a disability, which can be shared with state and local governmental agencies;

(f) Establish annual goals concerning the awarding of contracts to minority-owned small businesses, women-owned small businesses and small businesses owned by persons with a disability;

(g) Coordinate the activities and goals of the Division with those of existing diversity supplier programs implemented by other governmental entities or organizations within the State, including, without limitation, the Nevada System of Higher Education, the Department of Transportation, the Office of Economic Development, and the Regional Business Development Advisory Council for Clark County;

(h) Consolidate information contained in reports submitted to the Office of Economic Development pursuant to NRS 332.201 and 333.177 concerning local emerging small businesses;

(i) Prepare, in cooperation with the Regional Business Development Advisory Council for Clark County, a written report regarding the policies and programs implemented by the Division of Supplier Diversity, including, without limitation, any data or information submitted by state and local governmental agencies to the Office of Economic Development concerning local or emerging small businesses, minority-owned small businesses, women-owned small businesses or small businesses owned by persons with a disability; and



1 *(j) Provide transparency into the governmental procurement*
2 *process.*

3 *3. All state and local governmental agencies shall cooperate*
4 *with the Division of Supplier Diversity in carrying out the*
5 *provisions of this section.*

6 **Sec. 2.** NRS 231.043 is hereby amended to read as follows:

7 231.043 1. There is hereby created within the Office of the
8 Governor the Office of Economic Development, consisting of:

9 (a) A Division of Economic Development; ~~and~~

10 (b) A Division of Motion Pictures ~~;~~ *; and*

11 *(c) A Division of Supplier Diversity.*

12 2. The Governor shall propose a budget for the Office.

13 3. Employees of the Office are not in the classified or
14 unclassified service of this State and serve at the pleasure of the
15 Executive Director.

16 **Sec. 3.** The provisions of NRS 354.599 do not apply to any
17 additional expenses of a local government that are related to the
18 provisions of this act.

19 **Sec. 4.** The provisions of subsection 1 of NRS 218D.380 do
20 not apply to any provision of this act which adds or revises a
21 requirement to submit a report to the Legislature.

22 **Sec. 5.** This act becomes effective on July 1, 2021.

