

Amendment No. 952

Assembly Amendment to Senate Bill No. 24 First Reprint (BDR 18-404)

Proposed by: Assemblywoman Torres

Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

TJO/HAC



Date: 6/4/2023

S.B. No. 24—Revises provisions relating to the Office of Small Business Advocacy within the Office of the Lieutenant Governor. (BDR 18-404)



SENATE BILL NO. 24—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE LIEUTENANT GOVERNOR)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to ~~[the Office of Small Business Advocacy within the Office of the Lieutenant Governor.]~~ governmental administration. (BDR 18-404)

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 ~~[the Office of the Lieutenant Governor.]~~ governmental administration; revising provisions governing the funding of the Office of Small Business Advocacy within the Office of the Lieutenant Governor; extending the prospective expiration of the Office of Small Business Advocacy; moving the Keep Nevada Working Task Force from the Office of the Lieutenant Governor to the Office of the Secretary of State; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law: (1) creates within the Office of the Lieutenant Governor the Office of Small Business Advocacy; (2) eliminates the Office on June 30, 2023; and (3) authorizes the Lieutenant Governor to employ personnel as necessary to perform the functions and duties of the Office of Small Business Advocacy within the limits of money available from sources other than from the State General Fund. (NRS 224.160) **Section 2** of this bill extends the prospective expiration of the Office on July 1, 2023, to July 1, 2025. (Chapter 240, Statutes of Nevada 2021, at page 1147) **Section 1** of this bill: (1) eliminates the prohibition on employing personnel for the Office of Small Business Advocacy with money from the State General Fund; and (2) authorizes the Lieutenant Governor to employ personnel for the Office of Small Business Advocacy within the limits of money appropriated or authorized for such purposes.

Existing law creates the Keep Nevada Working Task Force within the Office of the Lieutenant Governor. (NRS 224.320) Existing law further prescribes the duties of the Task Force, which include, without limitation: (1) developing strategies with private sector businesses, labor organizations and immigrant advocacy groups to support current and future industries across this State; (2) conducting research on methods to strengthen career pathways for immigrants and creating enhanced partnerships with projected growth industries; (3) supporting the efforts of certain groups and entities to provide predictability and stability to the workforce of this State; (4) recommending approaches to improve the ability of this State to attract and retain immigrant business owners that provide new business and trade opportunities; and (5) entering into a

contract with a consultant to perform research necessary to carry out the duties of the Task Force. (NRS 224.340)

Sections 1.3-1.7 of this bill: (1) move the Task Force from the Office of Lieutenant Governor to the Office of the Secretary of State; (2) set forth the membership of the Task Force; and (3) set forth the duties of the Task Force, which are the same duties of the current Task Force. Sections 1.8, 1.9 and 2.7 of this bill make conforming changes related to moving the Task Force into the Office of the Secretary of State.

Section 2.3 of this bill provides that members of the existing Task Force continue to serve until the new members are appointed pursuant to section 1.5 of this bill.

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

Section 1. NRS 224.160 is hereby amended to read as follows:

224.160 1. The Office of Small Business Advocacy is hereby created within the Office of the Lieutenant Governor.

2. The Lieutenant Governor may, within the limits of money ~~[available other than from the State General Fund]~~ appropriated or authorized for such purpose, employ such personnel as are necessary to perform the functions and duties of the Office of Small Business Advocacy set forth in NRS 224.100 to 224.250, inclusive. To be employed by the Lieutenant Governor pursuant to this section, a person must have the necessary training and experience to perform the duties for which he or she is hired. An employee of the Office of Small Business Advocacy is in the unclassified service of the State and serves at the pleasure of the Lieutenant Governor.

3. A state agency may cooperate with and assist the Office of Small Business Advocacy in the performance of its duties and functions.

Sec. 1.2. Chapter 225 of NRS is hereby amended by adding thereto the provisions set forth as sections 1.3 to 1.7, inclusive, of this act.

Sec. 1.3. Sections 1.3 to 1.7, inclusive, of this act may be cited as the Keep Nevada Working Act.

Sec. 1.4. As used in sections 1.3 to 1.7, inclusive, of this act, "Task Force" means the Keep Nevada Working Task Force created by section 1.5 of this act.

Sec. 1.5. 1. The Keep Nevada Working Task Force is hereby created within the Office of the Secretary of State.

2. The Task Force consists of:

(a) The Secretary of State, or his or her designee;

(b) Seven members appointed by the Secretary of State; and

(c) One member appointed jointly by the Governor and the Office for New Americans created by NRS 223.910.

3. Every member appointed to the Task Force shall represent at least one of the following:

(a) An immigrant advocacy group;

(b) A professional association representing business;

(c) A labor organization with a statewide presence;

(d) A workforce or economic development interest;

(e) A bar association or like association of lawyers which is involved in the advocacy of immigrants;

(f) A faith-based, nonprofit organization;

(g) An advocacy group which focuses on immigration and criminal justice;

(h) An institution of higher education; or

(i) A state or local law enforcement agency.

4. The members of the Task Force shall serve terms of 3 years. A member may be reappointed to the Task Force and any vacancy must be filled in the same manner as the original appointment.

5. The members of the Task Force serve without compensation.

Sec. 1.6. 1. At the first meeting of each fiscal year, the Task Force shall elect from its members a Chair and Vice Chair.

2. The Task Force shall meet at least once each quarter and hold meetings at various locations throughout the State.

3. A majority of the members of the Task Force constitutes a quorum for the transaction of business, and a majority of these members present at any meeting is sufficient for any official action taken by the Task Force.

Sec. 1.7. 1. The Task Force may:

(a) Develop strategies with private sector businesses, labor organizations and immigrant advocacy groups to support current and future industries across this State;

(b) Conduct research on methods to strengthen career pathways for immigrants and create enhanced partnerships with projected growth industries;

(c) Support the efforts of business leadership, civic groups, government and immigrant advocacy groups to provide predictability and stability to the workforce in this State;

(d) Recommend approaches to improve the ability of this State to attract and retain immigrant business owners that provide new business and trade opportunities; and

(e) Enter into a contract with a consultant to perform research necessary to carry out the duties of the Task Force.

2. On or before July 1, 2024, and on or before July 1 of each subsequent year, the Task Force shall submit a written report to the Director of the Legislative Counsel Bureau for submission to the Legislative Commission. The report must include, without limitation, a summary of the work of the Task Force and any recommendations for legislation.

3. The Secretary of State may accept gifts, grants and donations from any source for the purpose of carrying out the provisions of sections 1.3 to 1.7, inclusive, of this act.

4. The Office of the Secretary of State shall provide personnel, facilities, equipment, funding and supplies as required by the Task Force to carry out its duties.

5. Each agency, board, commission, department, officer, employee or agent of this State, or a political subdivision thereof, shall provide the Task Force with such assistance as the Task Force may reasonably require in discharging its duties.

Sec. 1.8. NRS 228.206 is hereby amended to read as follows:

228.206 1. The Attorney General shall, in consultation with relevant stakeholders and the Keep Nevada Working Task Force created by ~~NRS 224.320,~~ section 1.5 of this act, publish model policies which provide guidance and training recommendations to state or local law enforcement agencies. The model policies must prioritize guidance and training recommendations which:

(a) Foster trust between the community and state or local law enforcement agencies; and

(b) Limit, to the fullest extent practicable and consistent with any applicable law, the engagement of state or local law enforcement agencies with federal immigration authorities for the purpose of immigration enforcement.

2. Each state or local law enforcement agency shall:

(a) Adopt policies consistent with the model policies of the Attorney General published pursuant to subsection 1; or

(b) Notify the Attorney General that the state or local law enforcement agency is not adopting policies consistent with the model policies of the Attorney General.

3. The notification described in paragraph (b) of subsection 2 must include, without limitation:

(a) The reason that the state or local law enforcement agency is not adopting policies consistent with the model policies of the Attorney General; and

(b) A copy of the policies of the state or local law enforcement agency.

4. As used in this section, "state or local law enforcement agency" means:

(a) The sheriff's office of a county;

(b) A metropolitan police department;

(c) A police department of an incorporated city;

(d) Any entity authorized to operate a prison, jail or detention facility, including, without limitation, any facility for the detention of juveniles;

(e) The Division of Parole and Probation of the Department of Public Safety;

(f) Any department of alternative sentencing; and

(g) Any other state or local agency, office, bureau, department, unit or division created by any statute, ordinance or rule which:

(1) Has a duty to enforce the law; and

(2) Employs any person upon whom some or all of the powers of a peace officer are conferred pursuant to NRS 289.150 to 289.360, inclusive.

Sec. 1.9. NRS 228.208 is hereby amended to read as follows:

228.208 1. The Attorney General shall, in consultation with relevant stakeholders and the Keep Nevada Working Task Force created by ~~NRS 224.320,~~ section 1.5 of this act, publish model policies for limiting, to the fullest extent possible and consistent with any applicable law, immigration enforcement at public schools, institutions of higher education, health care facilities and courthouses to ensure that such places remain safe and accessible to residents of this State regardless of the immigration status or citizenship of such persons.

2. Each public school, institution of higher education, health care facility and courthouse in this State shall:

(a) Adopt policies consistent with the model policies of the Attorney General published pursuant to subsection 1; or

(b) Notify the Attorney General that the public school, institution of higher education, health care facility or courthouse, as applicable, is not adopting policies consistent with the model policies of the Attorney General.

3. Any organization that provides services relating to physical or mental health and wellness, education or access to justice is encouraged to adopt policies consistent with the model policies of the Attorney General published pursuant to subsection 1.

4. The notification described in paragraph (b) of subsection 2 must include, without limitation:

(a) The reason that the public school, institution of higher education, health care facility or courthouse, as applicable, is not adopting policies consistent with the model policies of the Attorney General; and

(b) A copy of the policies of the public school, institution of higher education, health care facility or courthouse, as applicable.

5. A policy adopted pursuant to this section must comply with:

(a) Any applicable law;

(b) Any policy, grant, waiver or other requirement necessary to maintain the funding of the public school, institution of higher education, health care facility, courthouse or other organization, as applicable; and

(c) Any agreement related to the operation and functions of the public school, institution of higher education, health care facility, courthouse or other organization, as applicable.

6. As used in this section:

(a) "Health care facility" means a facility licensed pursuant to chapter 449 of NRS and which is operated by this State or a political subdivision thereof.

(b) "Institution of higher education" has the meaning ascribed to it in NRS 179D.045.

(c) "Public school" means any school described in NRS 388.020.

Sec. 2. Section 20 of chapter 240, Statutes of Nevada 2021, at page 1154, is hereby amended to read as follows:

Sec. 20. 1. This section becomes effective upon passage and approval.

2. Sections 1 to 19, inclusive, of this act:

(a) Become effective:

(1) Upon passage and approval for the purpose of adopting any regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act; and

(2) On July 1, 2021, for all other purposes.

(b) Expire by limitation on June 30, ~~2023~~ 2025.

Sec. 2.3. 1. The persons who are members of the Keep Nevada Working Task Force created by NRS 224.320, as that section existed on the effective date of this act, on July 1, 2023, continue to serve as members until the Secretary of State, Governor and the Office for New Americans appoint members to the Task Force pursuant to section 1.5 of this act.

2. Nothing in this act prohibits the Secretary of State from appointing a person who was appointed to the Task Force by the Lieutenant Governor pursuant to NRS 224.320, as that section existed on June 30, 2023, if the person meets the qualifications for appointment pursuant to section 1.5 of this act.

Sec. 2.4. 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. 2.5. 1. Any administrative regulations adopted by an officer or an agency whose name has been changed or whose responsibilities have been transferred pursuant to the provisions of this act to another officer or agency remain in force until amended by the officer or agency to which the responsibility for the adoption of regulations has been transferred.

2. Any contracts or other agreements entered into by an officer or agency whose name has been changed or whose responsibilities have been transferred pursuant to the provisions of this act to another officer or agency are binding upon the officer or agency to which the responsibility for the administration of the provisions of the contract or other agreement has been transferred. Such contracts and other agreements may be enforced by the officer or agency to which the responsibility for the enforcement of the provisions of the contract or other agreement has been transferred.

3. Any action taken by an officer or agency whose name has been changed or whose responsibilities have been transferred pursuant to the provisions of this act to another officer or agency remains in effect as if taken by the officer or agency to which the responsibility for the enforcement of such actions has been transferred.

Sec. 2.7. NRS 224.300, 224.310, 224.320, 224.330 and 224.340 are hereby repealed.

1 Sec. 3. 1. This ~~act becomes~~ section and sections 1, 2 and 2.4 of this act
2 become effective upon passage and approval.

3 2. Sections 1.2 to 1.9, inclusive, 2.3, 2.5 and 2.7 of this act become
4 effective:

5 (a) Upon passage and approval for the purpose of appointing members of
6 the Keep Nevada Working Task Force created by section 1.5 of this act and
7 performing any other preparatory administrative tasks that are necessary to
8 carry out the provisions of this act; and

9 (b) Only July 1, 2023, for all other purposes.

LEADLINES OF REPEALED SECTIONS

224.300 Short title.

224.310 "Task Force" defined.

224.320 Creation; membership; terms and reappointment of members;
vacancies; service without compensation.

224.330 Election of Chair and Vice Chair; frequency and location of
meetings; quorum.

224.340 Powers; annual report to Legislative Commission; acceptance of
gifts, grants and donations; operational support; assistance from public
agencies.