

Amendment No. 120

Senate Amendment to Senate Bill No. 5	(BDR 36-239)
Proposed by: Senate Committee on Government Affairs	
Amends: Summary: No Title: No 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.

SLD/HAC



Date: 4/10/2023

S.B. No. 5—Authorizes the Division of Emergency Management in the Office of the Military to use money in the Emergency Assistance Account for certain additional purposes. (BDR 36-239)



SENATE BILL NO. 5—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE DIVISION OF EMERGENCY MANAGEMENT
OF THE OFFICE OF THE MILITARY)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Government Affairs

SUMMARY—Authorizes the Division of Emergency Management in the Office of the Military to use money in the Emergency Assistance Account for certain additional purposes. (BDR 36-239)

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 emergency management; authorizing the Division of Emergency Management in the Office of the Military to use money in the Emergency Assistance Account for the purpose of emergency management; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law creates the Division of Emergency Management in the Office of the Military
2 and grants the Division certain powers and duties concerning emergencies and disasters. (NRS
3 414.040) Existing law further establishes the Emergency Assistance Account in the State
4 General Fund and requires the Division to administer the Account. Existing law authorizes the
5 use of the money in the Account: (1) to provide supplemental emergency assistance to the
6 State or local governments; (2) to pay the actual expenses incurred by the Division for
7 administration during an emergency or disaster; and (3) for any other purpose authorized by
8 the Legislature. (NRS 414.135) This bill expands the purposes for which money in the
9 Account may be used by authorizing the Division to use money in the Account to pay the
10 actual expenses incurred by the Division for the purpose of emergency management,
11 regardless of whether the ~~expense is incurred during~~ **Governor or the Legislature**
12 **proclaims that** an emergency or disaster ~~exists~~ **exists**.

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

1 **Section 1.** NRS 414.135 is hereby amended to read as follows:
2 414.135 1. There is hereby created in the State General Fund the
3 Emergency Assistance Account. Beginning with the fiscal year that begins on July
4 1, 1999, the State Controller shall, at the end of each fiscal year, transfer the interest
5 earned during the previous fiscal year on the money in the Disaster Relief Account

1 created pursuant to NRS 353.2735 to the Emergency Assistance Account in an
2 amount not to exceed \$500,000.

3 2. The Division of Emergency Management of the Office of the Military shall
4 administer the Emergency Assistance Account. The Division may adopt regulations
5 authorized by this section before, on or after July 1, 1999.

6 3. Except as otherwise provided in paragraph ~~[(c)]~~ (d), all expenditures from
7 the Emergency Assistance Account must be approved in advance by the Division.
8 Except as otherwise provided in subsection 4, all money in the Emergency
9 Assistance Account must be expended:

10 (a) To provide supplemental emergency assistance to this State or to local
11 governments in this State that are severely and adversely affected by a natural,
12 technological or man-made emergency or disaster for which available resources of
13 this State or the local government are inadequate to provide a satisfactory remedy;

14 (b) To pay any actual expenses incurred by the Division for administration
15 during a natural, technological or man-made emergency or disaster; ~~and~~

16 (c) *To pay any actual expenses incurred by the Division for the purpose of*
17 *emergency management, regardless of whether the ~~expense is incurred during a~~*
18 *~~natural, technological or man-made~~ Governor or the Legislature proclaims that*
19 *~~an emergency or disaster ~~exists~~; and~~*

20 (d) For any other purpose authorized by the Legislature.

21 4. Beginning with the fiscal year that begins on July 1, 1999, if any balance
22 remains in the Emergency Assistance Account at the end of a fiscal year and the
23 balance has not otherwise been committed for expenditure, the Division may, with
24 the approval of the Interim Finance Committee, allocate all or any portion of the
25 remaining balance, not to exceed \$250,000, to this State or to a local government
26 to:

27 (a) Purchase equipment or supplies required for emergency management;

28 (b) Provide training to personnel related to emergency management; and

29 (c) Carry out the provisions of NRS 388.229 to 388.266, inclusive.

30 5. Beginning with the fiscal year that begins on July 1, 1999, the Division
31 shall, at the end of each quarter of a fiscal year, submit to the Interim Finance
32 Committee a report of the expenditures made from the Emergency Assistance
33 Account for the previous quarter.

34 6. The Division shall adopt such regulations as are necessary to administer the
35 Emergency Assistance Account.

36 7. The Division may adopt regulations to provide for reimbursement of
37 expenditures made from the Emergency Assistance Account. If the Division
38 requires such reimbursement, the Attorney General shall take such action as is
39 necessary to recover the amount of any unpaid reimbursement plus interest at a rate
40 determined pursuant to NRS 17.130, computed from the date on which the money
41 was removed from the Disaster Relief Account, upon request by the Division.

42 **Sec. 2.** This act becomes effective on July 1, 2023.