

**MINUTES OF THE MEETING
OF THE
ASSEMBLY COMMITTEE ON GOVERNMENT AFFAIRS**

**Eighty-Second Session
May 19, 2023**

The Committee on Government Affairs was called to order by Chair Selena Torres at 9:14 a.m. on Friday, May 19, 2023, in Room 4100 of the Legislative Building, 401 South Carson Street, Carson City, Nevada. Copies of the minutes, including the Agenda [[Exhibit A](#)], the Attendance Roster [[Exhibit B](#)], and other substantive exhibits, are available and on file in the Research Library of the Legislative Counsel Bureau and on the Nevada Legislature's website at www.leg.state.nv.us/App/NELIS/REL/82nd2023.

COMMITTEE MEMBERS PRESENT:

Assemblywoman Selena Torres, Chair
Assemblywoman Bea Duran, Vice Chair
Assemblyman Max Carter
Assemblyman Rich DeLong
Assemblyman Reuben D'Silva
Assemblywoman Cecelia González
Assemblyman Bert Gurr
Assemblyman Brian Hibbetts
Assemblyman Gregory Koenig
Assemblyman Richard McArthur
Assemblyman Duy Nguyen
Assemblywoman Angie Taylor
Assemblywoman Clara Thomas

COMMITTEE MEMBERS ABSENT:

None

GUEST LEGISLATORS PRESENT:

None

STAFF MEMBERS PRESENT:

Jennifer Ruedy, Committee Policy Analyst
Asher Killian, Committee Counsel
Sarah Delap, Committee Counsel
Judi Bishop, Committee Manager

Minutes ID: 1182



Diane Abbott, Committee Secretary
Cheryl Williams, Committee Assistant

OTHERS PRESENT:

Jared Franco, Chief Financial Officer, Division of Emergency Management/Homeland Security, Department of the Military

Chair Torres:

Welcome to the hardest-working committee in the Nevada State Legislature, the Assembly Committee on Government Affairs. [Roll was taken. Committee rules and protocols were given.]

We will start the work session with Senate Bill 82 (1st Reprint).

Senate Bill 82 (1st Reprint): Revises provisions related to public works. (BDR 28-535)

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, [Exhibit C](#).] Senate Bill 82 (1st Reprint) makes various changes to the requirements for the utilization of apprentices on public works, including:

- Expanding the circumstances under which a person is treated as an apprentice;
- Eliminating the threshold number of workers for the applicability of certain requirements to use apprentices;
- Clarifying that the requirements for employing apprentices are applied on the basis of public works performed during a calendar year instead of on a per public work basis;
- Requiring contractors or subcontractors to maintain and provide to the Labor Commissioner any supporting documentation that demonstrates a good faith effort to employ one or more apprentices for a certain percentage of the total hours performed on a public work; and
- Requiring a contractor or subcontractor beginning on or before February 15, 2025, and every year thereafter, to submit an annual report to the Labor Commissioner regarding the employment of apprentices.

The bill creates a penalty schedule for violations of certain provisions relating to the requirements for a contractor or subcontractor to employ one or more apprentices for a certain percentage of the total hours performed on a public work.

An amendment was provided by the bill sponsor subsequent to the bill hearing [pages 2-5].

Chair Torres:

Committee members, do you have any questions at this time? [There were none.] I will accept a motion to amend and do pass Senate Bill 82 (1st Reprint).

ASSEMBLYWOMAN DURAN MOVED TO AMEND AND DO PASS
SENATE BILL 82 (1ST REPRINT).

ASSEMBLYWOMAN GONZÁLEZ SECONDED THE MOTION.

Is there any discussion? [There was none.] At this time, we will vote.

THE MOTION PASSED UNANIMOUSLY.

I will assign the floor statement to Assemblyman Carter. I thank the bill sponsor for working with a lot of different stakeholders to bring this to a place where we are comfortable with it. Next, we will look at Senate Bill 92 (1st Reprint).

**Senate Bill 92 (1st Reprint): Revises provisions relating to sidewalk vendors.
(BDR 20-53)**

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, [Exhibit D](#).] Senate Bill 92 (1st Reprint) creates requirements for the licensing and regulation of sidewalk food vendors by the governing body of a county whose population is 100,000 or more, currently Clark and Washoe Counties, or a city and county whose population is 100,000 or more. The bill also requires a local board of health to establish a process for a person to apply for a permit, license, or other authorization from the local board of health to operate as a sidewalk vendor. Finally, the bill creates the nine-member Task Force on Safe Sidewalk Vending in the Office of the Secretary of State and authorizes the Secretary of State to establish an advisory board to support the activities of the Task Force. The Task Force must review existing laws and recommend approaches to improve State and local laws governing sidewalk vending.

There is an attached mock-up [page 2] and there is an additional amendment on page 4 of the mock-up. There is one thing not included in the mock-up [\[Exhibit E\]](#). It is adding the word "exclusively" in section 7.5, subsection 4, on page 4, line 15, right in front of "residential use," so it would say "for exclusively residential use."

Chair Torres:

Committee members, do you have any questions? [There were none.] I will accept a motion to amend and do pass Senate Bill 92 (1st Reprint).

ASSEMBLYMAN D'SILVA MADE A MOTION TO AMEND AND DO
PASS SENATE BILL 92 (1ST REPRINT).

ASSEMBLYWOMAN GONZÁLEZ SECONDED THE MOTION.

Is there any discussion? I want to thank all the stakeholders for coming together so we could find a compromise. It was a lot of work for a lot of different groups. I appreciate law enforcement, the counties, the local governments, and of course, the industry and the casinos

for coming to the table so that we could have a healthy discussion for this piece of legislation. At this time, we will take a vote.

THE MOTION PASSED UNANIMOUSLY.

I will make the floor statement. We will go ahead with Senate Bill 105 (1st Reprint).

Senate Bill 105 (1st Reprint): Revises provisions relating to the Department of Corrections. (BDR 18-320)

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, [Exhibit F](#).] Senate Bill 105 (1st Reprint) makes the Department of Corrections subject to the Nevada Administrative Procedure Act for the purposes of adopting regulations related to fiscal policy and correspondence and visitation with inmates.

There are no amendments to this measure.

Chair Torres:

Is there any discussion? [There was none.] I will accept a motion to do pass Senate Bill 105 (1st Reprint).

ASSEMBLYMAN CARTER MOVED TO DO PASS SENATE BILL 105 (1ST REPRINT).

ASSEMBLYWOMAN TAYLOR SECONDED THE MOTION.

Committee members, is there any discussion? [There was none.] We will go ahead and take a vote.

THE MOTION PASSED UNANIMOUSLY.

I will assign the floor statement to Assemblywoman González. We will go next to Senate Bill 155 (1st Reprint).

Senate Bill 155 (1st Reprint): Revises provisions relating to certain crimes committed by homeless persons. (BDR 14-244)

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, [Exhibit G](#).] Senate Bill 155 (1st Reprint) authorizes homeless persons who commit certain misdemeanor offenses to be assigned to diversionary and specialty court programs. A court that assigns a homeless person to complete such a program of treatment may waive or reduce the fine, administrative assessment, or fee that would otherwise be imposed upon the homeless person for committing such an offense.

See the attached amendment provided subsequent to the bill hearing. Additionally, there is a conceptual amendment to remove "nighttime" from page 4, lines 2 and 4 of the bill.

Chair Torres:

Committee members are there any questions? [There were none.] I will accept a motion to amend and do pass Senate Bill 155 (1st Reprint).

ASSEMBLYWOMAN DURAN MADE A MOTION TO AMEND AND DO PASS SENATE BILL 155 (1ST REPRINT).

ASSEMBLYWOMAN THOMAS SECONDED THE MOTION.

Committee members, is there any discussion? [There was none.] We will take a vote.

THE MOTION PASSED UNANIMOUSLY.

I will assign the floor statement to Assemblywoman Thomas. We will go next with Senate Bill 208 (1st Reprint).

Senate Bill 208 (1st Reprint): Requires counties and cities to enact certain ordinances relating to battery-charged fences. (BDR 20-853)

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, [Exhibit H](#).] Senate Bill 208 (1st Reprint) requires the governing body of a county or city to enact an ordinance that regulates battery-charged fences. The bill prohibits the ordinance from:

- Requiring a permit for the installation or use of a battery-charged fence that is in addition to an alarm system permit issued by the county or city;
- Imposing installation or operational requirements for a battery-charged fence that are inconsistent with the standards set forth by the International Electrotechnical Commission; or
- Prohibiting the installation or use of a battery-charged fence.

Attached to the work session document is the conceptual amendment that was proposed subsequent to the hearing to address concerns raised in the hearing.

Chair Torres:

Committee members, do you have any questions? [There were none.] I will accept a motion to amend and do pass Senate Bill 208 (1st Reprint).

ASSEMBLYWOMAN TAYLOR MADE A MOTION TO AMEND AND DO PASS SENATE BILL 208 (1ST REPRINT).

ASSEMBLYWOMAN DURAN SECONDED THE MOTION.

Committee members, is there any discussion? [There was none.] We will go ahead and take a vote.

THE MOTION PASSED UNANIMOUSLY.

I will assign the floor statement to Assemblyman DeLong. We will go next to Senate Bill 331.

Senate Bill 331: Revises provisions relating to state and local emergency management plans. (BDR 36-813)

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, Exhibit I.] Senate Bill 331 requires emergency management plans prepared by the Governor or adopted by a political subdivision or local organization for emergency management to designate at least one shelter to accommodate persons with pets and, to the extent practicable, include provisions for the evacuation, transport, and shelter of persons with pets.

There is one proposed conceptual amendment to add "To the extent practicable" before "designate" on page 2, line 1 of the bill as shown on the work session document.

Chair Torres:

Committee members, are there any questions? [There were none.] I will accept a motion to amend and do pass Senate Bill 331.

ASSEMBLYMAN NGUYEN MADE A MOTION TO AMEND AND DO PASS SENATE BILL 331.

ASSEMBLYWOMAN TAYLOR SECONDED THE MOTION.

Committee members, is there any discussion? [There was none.] We will go ahead and take a vote.

THE MOTION PASSED UNANIMOUSLY.

I will assign the floor statement to Assemblyman McArthur. We will go ahead and consider Senate Bill 388 (1st Reprint).

Senate Bill 388 (1st Reprint): Revises provisions relating to certain public employees. (BDR 23-131)

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, Exhibit J.] Senate Bill 388 (1st Reprint) addresses collective bargaining for certain groups of employees in the classified service of the Executive Branch of State Government. Specifically, the bill requires the subjects of such

bargaining to include whether the payment of the employees' portion of the contributions to the Public Employees' Retirement System must be made in lieu of equivalent basic salary increases or cost-of-living increases, or both, or counterbalanced by equivalent reductions in the employees' salaries.

There are no amendments to this measure.

Chair Torres:

Committee members, are there any questions? [There were none.] I will accept a motion to do pass Senate Bill 388 (1st Reprint).

ASSEMBLYWOMAN TAYLOR MADE A MOTION TO DO PASS
SENATE BILL 388 (1ST REPRINT).

ASSEMBLYMAN NGUYEN SECONDED THE MOTION.

Committee members, is there any discussion? [There was none.]

THE MOTION PASSED. (ASSEMBLYMEN DELONG, GURR,
HIBBETTS, KOENIG, AND MCARTHUR VOTED NO.)

I will assign the floor statement to Assemblyman D'Silva. Next, we will consider Senate Bill 391 (1st Reprint).

**Senate Bill 391 (1st Reprint): Revises provisions relating to governmental entities.
(BDR 20-936)**

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, [Exhibit K](#).] Senate Bill 391 (1st Reprint) prohibits a county, a city, and an unincorporated town from sounding a siren, bell, or alarm for any purpose other than:

1. Alerting persons to an emergency;
2. Testing the siren, bell, or alarm at reasonable time intervals of not more than once every six months; or
3. Celebrating or recognizing a legal holiday.

The bill further authorizes the Attorney General to bring a civil action to collect a monetary penalty of up to \$50,000 from a county, city, or unincorporated town for each violation. Finally, the bill prohibits a county, city, or unincorporated town from taking adverse employment action against an employee for reporting such a violation to the Attorney General or law enforcement.

There are no amendments to this measure.

Chair Torres:

Committee members, do you have any questions? [There was none.] At this time, I will accept a motion to do pass Senate Bill 391 (1st Reprint).

ASSEMBLYWOMAN TAYLOR MADE A MOTION TO DO PASS
SENATE BILL 391 (1ST REPRINT).

ASSEMBLYWOMAN DURAN SECONDED THE MOTION.

Is there any discussion?

Assemblyman Koenig:

I will be voting yes on this knowing it will get rid of the sundown whistle that I feel is inappropriate but, at the same time, will also get rid of the Fallon noon whistle, which pains my soul. We had three or four amendments and all of them have fallen through. We are still working on one that should be able to solve the problem; even though it is not there yet, I have faith we can still save it.

Chair Torres:

Committee members, is there any further discussion? [There was none.] Committee members, we have a deadline today; we have to move bills out of Committee. We have two options: either let the bill die or let the bill continue to live in this legislative process. From my conversations with the sponsor, we are almost there. We just need a little bit more time. We are looking at an appeals process if it is necessary for an emergency management system. I have committed myself, as Chair, to working with the community of Fallon and, of course, their representative on this Committee, to make sure we find a healthy compromise. We will get there.

Is there any further discussion? [There was none.] All right, we will take a vote.

THE MOTION PASSED. (ASSEMBLYMEN DELONG AND
MCARTHUR VOTED NO.)

I will assign the floor statement to Assemblywoman Taylor. Right now, I am going to pull Senate Bill 434 (1st Reprint) for consideration later today. We are going to close the work session for now. We have a bill hearing today. We will go on to that after we take a one-minute recess.

[The Committee recessed at 9:32 a.m. and reconvened at 9:34 a.m.]

We will reopen our work session at this time. We are going to consider Senate Bill 272.

**Senate Bill 272: Revises provisions relating to governmental administration.
(BDR 27-876)**

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, [Exhibit L.](#)] Senate Bill 272 requires each state agency or local government to, on or before September 1 of each year, post in a conspicuous place on its website:

1. The total number of purchasing contracts, performance contracts, and contracts for public works awarded by the State agency or local government during the immediately preceding fiscal year;
2. The total dollar amount of all such contracts awarded by the State agency or local government during the immediately preceding fiscal year;
3. The total number of contracts awarded by the State agency or local government during the immediately preceding fiscal year to minority-owned businesses, women-owned businesses, and LGBTQ-owned businesses; and
4. The total dollar amount of all such contracts awarded by the State agency or local government during the immediately preceding fiscal year to minority-owned businesses, women-owned businesses, and LGBTQ-owned businesses.

Two conceptional amendments are proposed: the first adds veteran-owned businesses to the list of entities that must be included in the reporting requirements found in subsections 1(c) and 1(d) of sections 1, 2, 3, and 4; and the second amends section 5 to delay the effective date by one year from July 1, 2023, to July 1, 2024.

Chair Torres:

Committee members, is there any discussion? [There was none.] I will accept a motion to amend and do pass Senate Bill 272.

ASSEMBLYWOMAN GONZÁLEZ MADE A MOTION TO AMEND AND
DO PASS SENATE BILL 272.

ASSEMBLYWOMAN DURAN SECONDED THE MOTION.

Is there any discussion? [There was none.] We will go ahead and take the vote.

THE MOTION PASSED. (ASSEMBLYMEN DELONG, GURR,
HIBBETTS, KOENIG, AND MCARTHUR VOTED NO.)

I will assign the floor statement to Assemblywoman Thomas. This will conclude our work session for today. If there are bills still on the work session, we will reopen our work session this afternoon. At this time, we will close our work session and we will open the hearing on Senate Bill 5 (1st Reprint).

Senate Bill 5 (1st Reprint): 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)

Jared Franco, Chief Financial Officer, Division of Emergency Management/Homeland Security, Department of the Military:

I am here to testify in support of Senate Bill 5 (1st Reprint). The emergency assistance account (EAA) was created in 1997 during the 69th Legislative Session as a subaccount within the disaster relief account and was subsequently incorporated into law, *Nevada Revised Statutes* (NRS) Chapter 414.135. In addition, regulations were developed and adopted into *Nevada Administrative Code* Chapter 414.

Nevada Revised Statutes Chapter 414 establishes the Division of Emergency Management (DEM) and provides DEM with the authority to administer the EAA. The funds in this account are to be used to provide supplemental emergency assistance to state and local governments that are severely and adversely affected by natural, technological, or manmade disasters. Additionally, these funds are available to assist DEM with the administrative costs associated with managing an emergency or disaster. This bill will clean up the language to ensure there is no confusion on the authority of the budget account, so the appointed authority of DEM, with communication from the Office of the Governor, has the rightful authority to be able to cover any expenditures incurred before, during, or post-emergency or disaster without the need for a declaration or emergency. Many incidents smaller than a declared incident require the ability of the Division to use the EAA. With that, I will entertain any questions.

Chair Torres:

Committee members, do you have any questions?

Assemblywoman Thomas:

My question has to do with section 1, subsection 3, paragraph (c), where it says the Division's expenses are paid regardless of whether there is an emergency or disaster. Could you give me an example of what that would entail?

Jared Franco:

It does not mean regardless of an emergency or disaster. It is regardless of a declaration of an emergency or disaster. Before, during, and post-declaration there are always costs incurred. This cleanup of the language will allow us to spend that money without the needed authority of a declaration.

Chair Torres:

Could you give an example of when this may have been helpful in the past.

Jared Franco:

Right now, as we speak, we are in a Presidential declaration for the floods that happened in March. We have counties ramping up due to floods from the rising river levels in Lyon and Douglas Counties. Currently, we will be incurring costs trying to help those counties with safety equipment, preventative flood measures, and other needs.

Assemblywoman Duran:

Does this go into effect along with the federal emergency declaration? Is it at your discretion to join in with that? Is this additional monies, or are you going to take the federal money first?

Jared Franco:

Federal funds do not come into effect unless we have a Presidential declaration. As I stated, we experience incidents that do not rise to the level of a Presidential declaration. This account will assist with monies that will need to be spent to provide life and safety measures.

Chair Torres:

Members, are there any additional questions? [There were none.] Before you leave the table—your necktie is phenomenal. Clearly, the Wolf Pack is the way to go. It is also graduation week. Go Pack.

We will move into anyone wishing to testify in support of S.B. 5 (R1). Is there anyone here in Carson City wishing to testify in support of S.B. 5 (R1)? [There was no one.] Is there anyone on the phone line wishing to testify in support of S.B. 5 (R1)? [There was no one.] At this time, we will go ahead and move into opposition. Is there anyone wishing to testify in opposition to S.B. 5 (R1) in Carson City? [There was no one.] Is there in anyone on the phone line wishing to testify in opposition to S.B. 5 (R1)? [There was no one.] We will go ahead and go to neutral. Is there anyone here in Carson City wishing to testify in neutral on S.B. 5 (R1)? [There was no one.] Is there anyone on the phone line wishing to testify in neutral to S.B. 5 (R1)? [There was no one.]

Are there any closing remarks?

Jared Franco:

No, Madam Chair.

Chair Torres:

At this time, we will close the hearing on S.B. 5 (R1). Committee members, Assemblyman Yeager has waived the 24-hour rule, which means we can hear the bill and move the bill the same day. Senate Bill 5 (1st Reprint) is not exempt, which means that it is subject to the standard timeline for moving legislation. We are going to reopen our work session and move on to a work session for Senate Bill 5 (1st Reprint). There is no need to rehear the bill. I will turn it over to our Committee Policy Analyst, Ms. Ruedy.

Senate Bill 5 (1st Reprint): 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)

Jennifer Ruedy, Committee Policy Analyst:

Senate Bill 5 (1st Reprint) expands the purposes for which money in the emergency assistance account may be used by authorizing the Division of Emergency Management in the Office of the Military to use money in the account to pay the actual expenses incurred by the Division for the purpose of emergency management, regardless of whether the Governor or the Legislature claims that an emergency or disaster exists.

Chair Torres:

Committee members, are there any questions? [There were none.] I will accept a motion to do pass Senate Bill 5 (1st Reprint).

ASSEMBLYMAN NGUYEN MOVED TO DO PASS SENATE BILL 5 (1ST REPRINT).

ASSEMBLYMAN DELONG SECONDED THE MOTION.

Is there any discussion? [There was none.]

THE MOTION PASSED UNANIMOUSLY.

I will assign the floor statement to Assemblyman Nguyen. Our Committee will recess at this time.

[The Committee recessed at 9:44 a.m. and reconvened at 9:52 a.m.]

The Assembly Committee on Government Affairs will reconvene. We will open a work session once again in the hardest-working committee. We will continue with Senate Bill 363.

Senate Bill 363: Revises provisions relating to affordable housing. (BDR 25-1029)

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, Exhibit M.] Senate Bill 363 authorizes the Housing Division of the Department of Business and Industry to give priority to projects that would provide a preference for women who are veterans, women who were previously incarcerated, survivors of domestic violence, and elderly women who do not have stable or adequate living arrangements.

There is one conceptual proposed amendment to include "unmarried persons with primary physical custody of a child" for this preference for housing.

Committee members, are there any questions? [There were none.] I will accept a motion to amend and do pass Senate Bill 363.

ASSEMBLYWOMAN GONZÁLEZ MADE A MOTION TO AMEND AND
DO PASS SENATE BILL 363.

ASSEMBLYMAN D'SILVA SECONDED THE MOTION.

Is there any discussion?

Assemblyman Hibbetts:

In my opinion, the bill as written is a violation of Article 1, section 24 of the *Nevada Constitution*, therefore, I will be a no. However, I do support the policy in general.

Chair Torres:

At this time, I will ask our Legal Counsel to talk about the constitutionality of this piece of legislation.

Asher Killian, Committee Counsel:

Article 1, section 24 of the *Nevada Constitution* is what is colloquially known as an Equal Rights Amendment that the law cannot discriminate on the basis of gender. The provisions in this bill, in the opinion of the Legal Division, do not violate that provision of law because they are not making distinctions solely on the basis of gender, but on the basis of several attributes that when combined create a greater need for certain persons to receive services than persons who do not fall into those categories. The distinction is not explicitly and solely on the basis of gender but on the basis of multiple characteristics that can make certain groups of people more vulnerable and less able to obtain housing than other groups of people. Because this is not strictly discrimination on the basis of a protected class, we believe this bill would be constitutional.

Chair Torres:

Is there any further discussion? [There was none.] We will go ahead and take a vote.

THE MOTION PASSED. (ASSEMBLYMEN DELONG, GURR, AND
HIBBETTS VOTED NO.)

I will assign the floor statement to Assemblyman Carter. We will take a one-minute recess.

[The Committee recessed at 9:55 a.m. and reconvened at 10:01 a.m.]

The Assembly Committee on Government Affairs will reconvene. Next, we are going to consider Senate Bill 434 (1st Reprint).

Senate Bill 434 (1st Reprint): Revises provisions related to retirement. (BDR 23-16)

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, [Exhibit N.](#)] Senate Bill 434 (1st Reprint) makes substitute teachers eligible for membership in the Public Employees' Retirement System (PERS). The bill also provides System members the option of a reduced service retirement allowance with the benefit paid to the beneficiary for six months after the retiree's death.

The measure further requires a court, in granting a divorce, to provide an explanation, or ensure that an explanation has been provided, to the parties of any provision relating to the disposition of pension or retirement benefits that will be included in the decree of divorce or any related order. A court may modify the adjudication of or an agreement settling property rights if the parties to the action file a motion to amend the adjudication or agreement relating to the disposition of pension or retirement benefits.

Finally, with respect to the disposition of pension or retirement benefits provided by the Public Employees' Retirement System or the Judicial Retirement Plan, S.B. 434 (R1) replaces the "time rule" with the "frozen benefit rule." Under the "frozen benefit rule," the community interest in retirement benefits is "frozen" at the salary base and years of service of the party participating in the retirement system on the date on which the decree of legal separation or divorce is entered. That is as the bill was brought forward to this Committee.

The proposed conceptual amendment includes the following three provisions:

1. Delete the new language "as a result of the filing of a motion to amend the adjudication or agreement relating to the disposition of pension or retirement benefits by the parties to the action or" from subsection 7 of section 2.5;
2. Delete section 3; and
3. Amend section 4 to change the effective date from "upon passage and approval" to "on July 1, 2023."

Committee members, do you have any questions? I am going to ask Legal Counsel if they can clarify exactly what the bill does, given there have been significant changes.

Asher Killian, Committee Counsel:

Assuming the Committee were to adopt all of the changes described on the work session document, what would remain in the bill are three points of policy.

The first would make substitute teachers eligible for PERS. The second would create an additional retirement option under PERS that would allow a retired employee to elect to take a reduced pension and name a designee who would be paid benefits for six months after the death of the retired employee. The third thing that would remain in the bill is the requirement for a court when granting a divorce to provide an explanation to the parties of any provision relating to the disposition of pensioner retirement benefits that are included in the divorce decree order.

Those are the only three policy points that would remain in the bill if the entirety of the changes described in the work session document were adopted.

Chair Torres:

Committee members, do you have any further questions? [There were none.] I will accept a motion to amend and do pass Senate Bill 434 (1st Reprint).

ASSEMBLYWOMAN DURAN MADE A MOTION TO AMEND AND DO
PASS SENATE BILL 434 (1ST REPRINT).

ASSEMBLYWOMAN GONZÁLEZ SECONDED THE MOTION.

Is there any discussion? [There was none.]

THE MOTION PASSED UNANIMOUSLY.

I will assign the floor statement to Assemblyman Hibbetts.

That is all for our work session right now. Today is Drink One for Dane Day at Dutch Bros. The Assembly Government Affairs Committee stopped by, and all of us have our Dutch Bros, including Assemblyman McArthur who requested a strawberry smoothie. Today we are drinking one for Dane and a portion of the proceeds will go towards research in amyotrophic lateral sclerosis, known as Lou Gehrig's disease.

Committee members, is there any discussion? [There was none.] At this time, the Assembly Government Affairs Committee will recess.

[The Committee recessed at 10:06 a.m. and reconvened at 12:44 p.m. in Room 3143.]

The Assembly Committee on Government Affairs will reconvene, and we are going to open a work session. At this time, we will be considering Senate Bill 299 (1st Reprint).

Senate Bill 299 (1st Reprint): Revises provisions related to monorails. (BDR 28-955)

Jennifer Ruedy, Committee Policy Analyst:

[Reading from work session document, [Exhibit O](#).] Senate Bill 299 (1st Reprint) requires the payment of prevailing wages on any work, construction, alteration, repair, or other employment performed, undertaken, or carried out by, or for, any railroad company or any person operating the same, regardless of whether a public body is party to the contract. Similarly, the work of, or incident to, the installation and operation of a monorail may be subject to prevailing wage requirements.

There are no amendments to this measure.

Chair Torres:

Committee members, are there any questions? [There were none.] I will accept a motion to do pass Senate Bill 299 (1st Reprint).

ASSEMBLYWOMAN DURAN MADE A MOTION TO DO PASS
SENATE BILL 299 (1ST REPRINT).

ASSEMBLYMAN NGUYEN SECONDED THE MOTION.

Committee members, is there any discussion?

Assemblyman DeLong:

May I derail this?

Chair Torres:

You may if there are any additional amendments you would like to propose. At this time, it does not appear there are any, although we have been considering a state unicorn. I do not believe that made it into this bill. We will take a vote.

THE MOTION PASSED. (ASSEMBLYMAN DELONG VOTED NO.)

I will assign the floor statement to Assemblywoman Duran. At this time, the hardest-working committee in the Nevada State Legislature will go into recess [at 12:46 p.m.].

[The Committee reconvened and adjourned on the Assembly floor at 7:36 p.m.]

RESPECTFULLY SUBMITTED:

Diane Abbott
Committee Secretary

APPROVED BY:

Assemblywoman Selena Torres, Chair

DATE: _____

EXHIBITS

[Exhibit A](#) is the Agenda.

[Exhibit B](#) is the Attendance Roster.

[Exhibit C](#) is the Work Session Document for [Senate Bill 82 \(1st Reprint\)](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

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[Exhibit D](#) is the Work Session Document for [Senate Bill 92 \(1st Reprint\)](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit E](#) is a requested change to Section 7.5(4) in the mock-up of the proposed Amendment 3691 to [Senate Bill 92 \(1st Reprint\)](#), dated May 19, 2023, submitted by Assemblywoman Selena Torres, Assembly District No. 3.

[Exhibit F](#) is the Work Session Document for [Senate Bill 105 \(1st Reprint\)](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit G](#) is the Work Session Document for [Senate Bill 155 \(1st Reprint\)](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit H](#) is the Work Session Document for [Senate Bill 208 \(1st Reprint\)](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit I](#) is the Work Session Document for [Senate Bill 331 \(1st Reprint\)](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit J](#) is the Work Session Document for [Senate Bill 388 \(1st Reprint\)](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit K](#) is the Work Session Document for [Senate Bill 391 \(1st Reprint\)](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit L](#) is the Work Session Document for [Senate Bill 272](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit M](#) is the Work Session Document for [Senate Bill 363](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit N](#) is the Work Session Document for [Senate Bill 434 \(1st Reprint\)](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.

[Exhibit O](#) is the Work Session Document for [Senate Bill 299 \(1st Reprint\)](#), presented by Jennifer Ruedy, Committee Policy Analyst, Research Division, Legislative Counsel Bureau.