



TO: Chairman and Board Members
FROM: John Erwin, Dir. Natural Resources-Planning & Development
DATE: March 9, 2015
SUBJECT: **2015 Legislative Update Report**

Recommendation

Staff requests that the Board provide direction to staff on pending legislation for the 2015 Legislative Session.

Discussion

This is a standing item on legislative matters on the Board’s monthly agenda. The *attached table* summarizes current Senate and Assembly bills that staff is tracking as well as the latest position the Board and/or its Legislative Subcommittee have taken on each bill. TMWA lobbyists will attend the Board meetings to answer questions and provide insights into the legislative intent.

The *attached table* contains updated data through the date of this memo. Staff will update the Board on the progress of these bills and seek direction as to staff’s recommendation on each bill. The column headed “Board/Committee Position” are the results of action taken by the Board’s subcommittee through its March 13, 2015 meeting. Those bills without a “Board Position” will be presented at the Board meeting.

BILL # TOPICS: E- Energy F-Financial, Risk Management G-Governance HR-Human Resources L-Property O-Opening meeting, records, boards & election PE-PERS, PEBS PW-Public works S-Emergency mgmt, safety, vehicles WQ-Water quality, NDEP WR-rights, resources, conservation --A--	BILL/BDR SPONSOR GENERAL BILL TOPIC LEGISLATIVE LINK ASSEMBLY BILL SUMMARY -----B-----	BILL STATUS, COMMENTS &/OR EXPLANATIONS -----C-----	Board/Cmtee Position Action Date IP- initial position S- Support SA- Support/Amendec O-Oppose W-Watch T-Testify ---D---
FINANCIAL, RISK ASSESSMENT			
1 AB19 F	Committee on Government Affairs Revises provisions governing the timing of the adoption of tentative budgets by certain local governments. (BDR 31-456) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB19.pdf Existing law requires that the budget hearings must be held: (1) for county budgets, on the third Monday in May; (2) for city budgets, on the third Tuesday in May; (3) for school districts, on the third Wednesday in May; and (4) for all other local governments, on the third Thursday in May or the Friday immediately succeeding the third Thursday in May. This bill revises the provision regarding the days on which the budget hearings must be held to require that the budget hearings instead be held on or before the specified day.	2/20 Amend, and do pass as amended; 2/2 Read first time. To committee	1/26-W; IP
2 AB54 F	Committee on Government Affairs Revises provisions relating to local governments existing in a severe financial emergency. (BDR 31-308) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB54.pdf AN ACT relating to local financial administration; revising provisions governing the operation of the Committee on Local Government Finance; revising provisions relating to the management of a local government existing in a severe financial emergency; providing a penalty; and providing other matters properly relating thereto.	3/4 Heard; 3/2 Heard	1/27-W; IP
3 AB109 F	Titus, Wheeler, Dickman, Dooling, and Seaman Requires an employee organization to prepare an annual report concerning the dues, expenditures, compensation and other finances of the employee organization. (BDR 23-929) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB109.pdf AN ACT relating to employee organizations; requiring each employee organization recognized by a local government employer in this State to prepare an annual report concerning the dues, expenditures, compensation and other finances of the employee organization; requiring the employee organization to make the report available for inspection by certain members of the employee organization and to submit a copy of the report to the Legislative Auditor if requested by the Legislative Commission; and providing other matters properly relating thereto.	2/23 Heard; 2/2 Read first time	2/10-W; IP
4 AB196 F	Seaman, Fiore, Moore, Jones, and Shelton Makes various changes relating to investments of public money. (BDR 31-857) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB196.pdf AN ACT relating to public financial administration; revising the types of investments authorized to be made with money in certain public funds; and providing other matters properly relating thereto.	3/6 Heard; 2/27 From printer. To committee	3/2-W; IP

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OPEN MEETING, RECORDS, BOARDS & ELECTIONS			
5 AB40	Committee on Judiciary Revises provisions relating to the State Gaming Control Board. (BDR 41-352) O http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB40.pdf Legislative Counsel's Digest: Under existing law, meetings of the State Gaming Control Board must be open to the public, except that certain meetings, including, without limitation, investigative hearings, may be conducted in private under certain circumstances. Section 1 of this bill specifically provides that certain actions and proceedings of the Board are not subject to certain provisions of the Open Meeting Law. Sections 2 and 3 of this bill change the name of the State Gaming Control Board to the Nevada Gaming Control Board.	2/20 Amend, and do pass as amended; Doesn't apply to TMWA but watching for changes that could.	1/27-W; IP
6 AB43	Committee on Transportation Clarifies confidentiality provisions governing certain documents. (BDR 35-377) O http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB43.pdf Under existing law, the Department of Transportation is authorized to advertise for proposals from design-build teams and contract with a design-build team for the design and construction of certain projects. The Department is also authorized to accept requests from certain persons seeking to develop, construct, improve, maintain or operate certain transportation facilities. The Department may authorize the person who requested such a project to carry out the project or may request that other persons submit proposals for the project. Sections 2 and 3 of this bill provide that certain documents or other information submitted to the Department by a person seeking a contract with the Department for a design-build project or a transportation facility project are confidential until the contract is awarded. Existing law authorizes public bodies to construct public works by advertising for proposals for a construction manager at risk and then selecting and entering into a contract with a construction manager at risk. Section 6 of this bill provides that certain documents or other information submitted to a public body by a construction manager at risk seeking a contract with a public body for a public works project are confidential until the contract is awarded. Under existing law, all public books and records of a governmental entity, the contents of which are not otherwise declared by law to be confidential, are required to be open at all times during office hours for inspection and copying by the public. Section 8 of this bill adds to the list of public books and records which are declared confidential those documents and other information as reflected in sections 2, 3 and 6.	3/5 Amend, and do pass as amended; 2/5 Heard	1/30-W; IP

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7 AB135 O	Committee on Government Affairs Revises provisions relating to schedules for the retention and disposal of official state records. (BDR 19-547) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB135.pdf Existing law requires certain state agencies, boards and commissions, in cooperation with the Division of State Library and Archives of the Department of Administration, to develop a schedule for the retention and disposition of the official state records of the agency, board or commission. Existing law also requires the Division to submit the schedules to the Committee to Approve Schedules for the Retention and Disposition of Official State Records for approval. Upon approval of a schedule, existing law provides that an official state record may be disposed of only in accordance with the approved schedule. (NRS 239.077, 239.080) As recommended by the Sunset Subcommittee of the Legislative Commission, this bill requires the Division to develop and conduct a program of education and training concerning the retention and disposition of official state records for employees of such agencies, boards and commissions. This bill also requires the head of a state agency, board or commission that is required to maintain its official state records in accordance with such an approved schedule to require certain employees to complete the program. This bill further requires the head of an agency, board or commission to issue a letter of reprimand to an employee of the agency, board or commission who disposes of an official state record in a manner contrary to the approved schedule. This bill also authorizes the head of an agency, board or commission to take more severe disciplinary action against such an employee in appropriate circumstances.	2/19 Heard	2/10-W; IP
GOVERNANCE			
8 AB60 G	Committee on Legislative Operations and Elections Revises provisions relating to ethics in government. (BDR 23-309) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB60.pdf AN ACT relating to ethics in government; revising provisions relating to ethics in government; and providing other matters properly relating thereto. Under the Nevada Ethics in Government Law, the requirement to disclose a conflict of interest applies to public officers as well as public employees, but the requirements relating to abstention only apply to public officers. Section 2 of this bill extends to public employees the requirements relating to abstention from taking action on matters on which a public employee has a prescribed conflict of interest.	2/5 Heard	1/27-W; IP

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HUMAN RESOURCES			
9	AB71 Committee on Taxation Revises provisions relating to military veterans and members and relatives of members of the Nevada National Guard. (BDR 32-297) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB71.pdf HR AN ACT relating to taxation; revising provisions regarding property taxes and the governmental services tax to provide that certain veterans qualify for the maximum allowable exemption from those taxes; providing a deduction from the payroll tax for wages paid to newly hired full-time employees who are veterans; providing an exemption from certain sales and use taxes for certain relatives of a member of the Nevada National Guard who is called into active service and is killed while performing his or her duties as a member of the Nevada National Guard; and providing other matters properly relating thereto.	3/12 Amend, and do pass as amended; 2/17 Heard, read first time; 2/23 Notice of eligibility for exemption	2/3-W; IP
10	AB89 Committee on Commerce and Labor Makes various changes to provisions relating to certain professions. (BDR 53-295) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB89.pdf HR AN ACT relating to professions; requiring the Administrator of the Employment Security Division of the Department of Employment, Training and Rehabilitation to gather and report certain data to the Interagency Council on Veterans Affairs; authorizing a private employer to adopt an employment policy that gives preference in hiring to a veteran or the spouse of a veteran; revising provisions governing the dissemination of certain records of criminal history; authorizing certain persons to obtain a commercial driver's license without taking a driving skills test; authorizing certain qualified professionals to apply for a license by endorsement to practice in this State; and providing other matters properly relating thereto.	3/4 Amend, and do pass as amended; 2/25 Not considered; 2/17 Mentioned no jurisdiction	2/3-W; IP

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11 AB172 HR	<p>Assemblymen O'Neill, Oscarson, Kirner, and Stewart; Senators Goicoechea, and Settlemeyer Requires contractors and subcontractors on a public work to use the federal E-Verify system to verify eligibility for employment for workers on the public work and revises prevailing wage requirements for public works. (BDR 28-565)</p> <p>http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB172.pdf</p> <p>Under existing law, a contractor or subcontractor on a public work must comply with certain requirements, such as making employment decisions without discrimination based on race, color, creed, national origin, sex, sexual orientation, gender identity or expression, or age. Section 1 of this bill requires a contractor or subcontractor on a public work to use the federal E-Verify system to verify the employment eligibility of all workers on the public work. Under existing law, any contract for a public work whose cost is \$100,000 or more is subject to the prevailing wage requirements. The prevailing wage requirements also apply if a redevelopment agency provides financial incentives to the developer with a value of more than \$100,000. Existing law also provides specifically that contracts for construction work of the Nevada System of Education for which the estimated cost exceeds \$100,000 require the payment of prevailing wage even if the construction work does not qualify as a public work. Sections 3 and 4 of this bill raise the threshold for the applicability of prevailing wage requirements from \$100,000 to \$5,000,000, and also make a technical correction in section 4 clarifying that if the relevant work will cost exactly \$5,000,000, the work is subject to the prevailing wage requirements. Section 3 also excludes from the prevailing wage requirement: (1) any contract for a public work to which a school district, a charter school or the Nevada System of Higher Education is a party; and (2) a public work of, or constructed by, a school district, a charter school or the Nevada System of Higher Education. Section 6 of this bill eliminates the requirement that the Nevada System of Higher Education pay prevailing wage on certain construction work that does not qualify as a public work.</p>	<p>2/23 Mentioned no jurisdiction 3/10 Crossreference SB108</p>	<p>3/2-W; IP</p>

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12 AB179 HR	Assemblymen Flores, Carrillo, Diaz, Elliot Anderson, Araujo, Armstrong, Benitez-Thompson, Bustamante Adams, Carlton, Dickman, Dooling, Ellison, Gardner, Joiner, Jones, Kirkpatrick, Moore, Munford, Nelson, Ohrenschall, O'Neill, Seaman, Shelton, Silberkraus, Spiegel, Sprinkle, Swank, Thompson, and Trowbridge; Senators Denis, Kihuen, Spearman, and Manendo Revises provisions governing personal information. (BDR 52-756) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB179.pdf Existing law defines the types of information that constitute "personal information" for the purpose of requiring business entities who collect such information to provide certain security measures to ensure the protection of the information. (Chapter 603A of NRS) This bill expands the definition of "personal information" to include such items of information as electronic mail addresses and passwords, passport numbers, medical and health insurance identification numbers, electronic signatures and other similar information that would increase a person's likelihood of becoming a victim of identity theft.	3/4 Not heard; 2/20 From printer. To committee	2/25-W; IP
13 AB182 HR	Kirner, Wheeler, Hambrick, Dickman, Edwards, Ellison, Gardner, Jones, Nelson, and Oscarson Revises provisions relating to collective bargaining by local government employers. (BDR 23-646) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB182.pdf AN ACT relating to local governments; prohibiting a local government employer from entering into an agreement to pay dues to an employee organization through deductions from compensation; prohibiting such an employer from providing paid leave or paying compensation or benefits for time spent by an employee in providing services to an employee organization; prohibiting the inclusion of certain employees in a bargaining unit; revising provisions relating to a reduction in force; providing that a collective bargaining agreement between a local government employer and a recognized employee organization expires for certain purposes at the end of the term stated in the agreement; requiring public notice of certain offers made in collective bargaining; eliminating final and binding fact-finding except upon the election of the governing body; removing a portion of the budgeted ending fund balance of certain governmental funds from the scope of collective bargaining and from consideration by a fact finder; eliminating statutory impasse arbitration for firefighters, police officers, teachers and educational support personnel; and providing other matters properly relating thereto.	3/16 Scheduled Meeting; 2/20 From printer. To committee	3/2-W; IP

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14 AB229 HR	Committee on Commerce and Labor Revises provisions governing workers' compensation. (BDR 53-754) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB229.pdf AN ACT relating to workers' compensation; revising the period during which certain injured employees must file a claim for compensation with an insurer; revising provisions relating to the adoption by reference of standards for evaluating permanent impairment; providing that compensation is not payable if an injury is proximately caused by an employee's use of a prohibited substance; providing that the results of any test to determine whether an injured employee used alcohol or a controlled or prohibited substance must be made available to an insurer or employer upon request; authorizing an insurer to deny compensation for temporary total disability and vocational rehabilitation services under certain circumstances; revising procedures relating to the stay of a decision of an appeals officer; revising provisions relating to the time period and requirements for reopening a closed claim; revising provisions relating to the payment of benefits for a temporary total disability or vocation rehabilitation services following the reopening of a claim; revising provisions relating to certain payments to an injured employee of lump-sum compensation; and providing other matters properly relating thereto.	3/6 From printer. To committee	3/11-W; IP
<u>PUBLIC WORKS</u>			
15 AB106 PW	Committee on Government Affairs Revises provisions related to public works. (BDR 28-244) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB106.pdf Existing law provides standard provisions that must be included in a public works contract between a public body and a design professional. A design professional is defined in existing law as a professional engineer, professional land surveyor, architect, interior designer, residential designer or landscape architect, or a business entity that is engaged in the business of professional engineering, land surveying, architecture or landscape architecture. This bill eliminates the requirement that a design professional who is not a member of a design-build team defend the public body in any lawsuit alleging negligence, errors or omissions, recklessness or intentional misconduct on the part of the design professional or his or her employees or agents resulting from his or her work on a project. In addition, this bill also provides that if the design professional is held to be liable as a result of a lawsuit, the judge or jury shall order the design professional to reimburse the public body for a proportionate share of the attorney's fees and costs the public body incurred in defending the action.	3/4 Heard; 2/19 Rescheduled; 2/2 Read first time; 2/19 Rescheduled	3/13-O; IP

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16 AB137 PW	<p>Assemblymen Ellison, Wheeler, Hambrick, Fiore, Hansen, Armstrong, Dickman, Gardner, Hickey, Kirner, Munford, O'Neill, Oscarson, Seaman, Silberkraus, Stewart, and Trowbridge; Senators Goicoechea, and Settlemeyer</p> <p>Revises provisions governing contractors. (BDR 54-513) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB137.pdf</p> <p>Existing law requires persons engaged in certain construction work to be licensed contractors, regulates the activities of licensed contractors, prohibits persons from making certain advertising claims about themselves as contractors, and provides criminal and monetary penalties for violations of the preceding provisions. Under existing law, it is unlawful for a licensed contractor or an applicant to become a licensed contractor to misrepresent a material fact in connection with any information or evidence furnished officially to the State Contractors' Board. Section 2 of this bill expands the prohibition to include omissions of material facts as well as misrepresentations. Section 3 of this bill adds the solicitation of a bid or estimate from an unlicensed person to the list of acts for which a licensed contractor may be subject to disciplinary action. In addition, section 13.3 mandates the suspension or revocation of the license of any contractor who engages in certain acts. Existing law prohibits licensed contractors and other persons from engaging in certain acts of advertising that are false or misleading. Section 5 of this bill: (1) requires any person who advertises to perform or complete construction work or a work of improvement, and who is not a licensed contractor to affirmatively state in the advertisement that they are not licensed; and (2) makes it unlawful for any person to advertise to perform or complete construction work or a work of improvement using a license number not assigned to that person. Section 6 of this bill increases the monetary fines that may be imposed for violations of certain provisions of chapter 624 of NRS. Sections 1 and 4 of this bill make conforming changes.</p>	3/2 Heard	2/24-W; IP

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17 AB159 PW	Committee on Government Affairs Makes various changes to provisions governing public works. (BDR 28-936) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB159.pdf Existing law imposes various employment requirements on contracts for a public work. Section 3 of this bill provides that a public body, in any solicitation, contract or other document related to a contract for a public work, shall not: (1) require or prohibit a bidder or contractor from entering into or adhering to any agreement with one or more labor organizations in regard to the public work; or (2) discriminate against a bidder or contractor for entering or not entering into, or adhering or refusing to adhere to, any agreement with one or more labor organizations in regard to the public work. Section 3 further prohibits a public body from awarding a grant, tax abatement, tax credit or tax exemption that is conditioned upon a requirement that the awardee include in a contract for a project that is the subject of the grant, tax abatement, tax credit or tax exemption a term that: (1) requires or prohibits a bidder or contractor from entering into or adhering to any agreement with one or more labor organizations in regard to the project; or (2) discriminates against a bidder or contractor for entering or not entering into, or adhering or refusing to adhere to, any agreement with one or more labor organizations in regard to the project. Section 3 also allows a public body to exempt a particular public work or a grant, tax abatement, tax credit or tax exemption from those restrictions if the public body makes a finding, after notice and a hearing, that special circumstances require such an exemption to avert an imminent threat to public health or safety. Such a finding of special circumstances must not be based on the possibility or presence of certain labor disputes. Section 2 of this bill provides that the Legislature finds and declares that the provisions of section 3 are intended to provide fair and open competition and more economical, nondiscriminatory, neutral and efficient contracts for public works by this State and public bodies in this State as market participants, and that the provisions of section 3 are the best method for effectuating that intent. Section 4 of this bill provides that the provisions of this bill do not	3/12 Heard; 2/16 From printer. To committee	2/24-W; IP

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18 AB215 PW	Committee on Government Affairs Revises provisions governing public works. (BDR 28-540) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB215.pdf Existing law defines the term “public work” for certain purposes, including bidding for a contract for the construction of a public work, to include any construction project financed in whole or in part by public money, or any building of the Nevada System of Higher Education of which 25 percent or more of the costs are financed with state or federal money. Section 1 of this bill amends this definition as it pertains to buildings of the System to include a building which is financed with any state or federal money. Existing law provides for a preference in bidding for a public work if an applicant meets certain requirements. Section 2 of this bill amends these requirements to provide that a bid submitted as a construction manager at risk must utilize Nevada residents for 50 percent of their design team in order to receive a bidding preference. Existing law provides for the procedure for evaluating and ranking proposals submitted by construction managers at risk. Section 4 of this bill requires that a panel that reviews the bid proposals and the applicant interviews must contain some independent members who are not employed by the awarding agency. Section 4 also provides that a preference in bidding must be given to an applicant which is headquartered or maintains a permanently staffed office in this State. Section 4 further provides that if a proposal or interview requires the applicant to provide a proposed amount of compensation for managing the preconstruction and construction of the public work, the compensation must be calculated as at least 5 percent, but not more than 20 percent of the bid scoring. Finally, section 4 provides that the rankings of applicants compiled by the review panel must be reviewed and certified by the State Public Works Board.	3/4 From printer. To committee; 3/3 Discussed as BDR	3/12-W; IP

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EMERGENCY MANAGEMENT, SAFETY & MOTOR VEHICLES			
19	AB90 Committee on Government Affairs Establishes the Nevada Intrastate Mutual Aid System. (BDR 36-391) S http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB90.pdf Existing law authorizes political subdivisions of this State to establish local organizations for emergency management in accordance with the state emergency management plan. The director of a local organization for emergency management may enter into reciprocal agreements with other such organizations to provide aid during an emergency or disaster. Section 15 of this bill creates a statewide mutual aid system, designated the Nevada Intrastate Mutual Aid System, within the Division of Emergency Management of the Department of Public Safety to coordinate requests for mutual aid among the various public agencies of this State and certain Indian tribes and nations in this State. Section 17 of this bill requires each public agency in this State to participate in the System unless it opts out. Sections 18 and 19 of this bill set forth the requirements for making a request for intrastate mutual aid through the System and the responsibilities of the requesting and assisting participants. Section 20 of this bill sets forth the manner in which an assisting participant may be reimbursed by the requesting participant for costs incurred in providing mutual aid. Section 25 of this bill authorizes the Governor to request mutual aid from participants for use in providing interstate mutual aid.	2/20 Amend, and do pass as amended	1/27-W; IP
20	AB146 Committee on Transportation Revises provisions governing motor vehicle licensing. (BDR 40-15) S http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB146.pdf AN ACT relating to air pollution; revising provisions governing the frequency of required inspections of the emissions of certain motor vehicles; increasing fees charged by the Department of Motor Vehicles for certain forms; and providing other matters properly relating thereto.	3/10 Mentioned, No Jurisdiction; 2/24 Heard; 2/12 From printer. To committee	2/24- W; IP
PERS AND PEBS			
21	AB105 Committee on Government Affairs Revises provisions governing the membership of the Public Employees' Retirement Board. (BDR 23-682) PE http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB105.pdf Under existing law, the Public Employees' Retirement System is governed by the Public Employee's Retirement Board, which consists of seven members appointed by the Governor. This bill increases the membership of the Board to eight members and provides that the State Treasurer is, by virtue of the office, a member of the Board.	2/2 Read first time. To committee	2/10-W; IP

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22 AB190 PE	Committee on Government Affairs Revises provisions governing public employees' retirement. (BDR 23-184) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB190.pdf AN ACT relating to public employees' retirement; providing for the establishment of a hybrid retirement program for certain public employees; requiring the program to include a defined benefit plan and a defined contribution plan; setting forth the required provisions of each plan; requiring certain public employers under certain circumstances to make additional contributions to the Public Employees' Retirement System to reduce the unfunded liability of the System; and providing other matters properly relating thereto.	3/11 Without recommendation, and referer; 3/3 Heard	3/3-W; IP
WATER QUALITY, NDEP			
23 AB169 WQ	Committee on Health and Human Services Provides for the collection and application of graywater for a single-family residence. (BDR 40-804) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB169.pdf AN ACT relating to graywater; requiring the State Board of Health to adopt regulations concerning systems for the collection and application of graywater for a single-family residence; requiring a permit for such graywater systems; providing that state and local governmental agencies must not prohibit graywater systems that meet certain requirements; allowing restrictions on graywater systems within common-interest communities; and providing other matters properly relating thereto.	3/9 Heard; 2/16 Discussed as BDR	2/25-W; IP
WATER RIGHTS, RESOURCES, & CONSERVATION			
24 AB198 WR	Assemblymen Oscarson, and Wheeler; Senators Goicoechea, and Settlemeyer Requires the Legislative Committee on Public Lands to conduct a study concerning water conservation and alternative sources of water for Nevada communities. (BDR S-805) http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB198.pdf Under existing law, the Legislative Committee on Public Lands is authorized to review and comment on the laws, regulations and policies relating to the use, allocation and management of water in this State. This bill requires the Committee to conduct a study concerning water conservation and alternative sources of water for Nevada communities and to submit a report of its findings and any recommendations for legislation to the 79th Session of the Nevada Legislature.	3/17 Scheduled Meeting; 3/5 Heard	3/3-W; IP

BILL # TOPICS:	BILL/BDR SPONSOR GENERAL BILL TOPIC LEGISLATIVE LINK SENATE BILL SUMMARY	BILL STATUS, COMMENTS &/OR EXPLANATIONS	Board/Cmtee Position Action Date
E- Energy F-Financial, Risk Management G-Governance HR-Human Resources L-Property O-Opening meeting, records, boards & election PE-PERS, PEBS PW-Public works S-Emergency mgmt, safety, vehicles	<p style="text-align: center;">FINANCIAL, RISK MANAGEMENT</p>		IP- initial position S- Support SA- Support/Amended O-Oppose W-Watch T-Testify
24	SB26 Committee on Government Affairs Revises provisions governing the collection of debts by the State Controller. (BDR 31-499) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB26.pdf AN ACT relating to state financial administration; authorizing the State Controller to withhold income from the wages of a person who owes a debt to a state agency after a judgment has been obtained against the person; authorizing the imposition of a fine and punitive damages against an employer under certain circumstances; and providing other matters properly relating thereto.	3/11 Amend, and do pass as amended; 2/27 Heard, No Action	3/2-W; IP
25	SB67 Committee on Commerce, Labor and Energy Revises provisions governing the regulation of insurance. (BDR 57-371) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB67.pdf AN ACT relating to insurance; adopting the provisions of various model laws and acts of the National Association of Insurance Commissioners; revising provisions regarding the confidentiality of certain information and materials provided to the Division of Insurance of the Department of Business and Industry; revising provisions regarding the requirements for annual financial statements filed by self-insured groups for workers' compensation; revising provisions regarding licensing requirements; revising provisions regarding the cash value of policies of life insurance; allowing insurer's to issue electronic proof of insurance certificates for automobiles; revising provisions governing state-chartered risk retention groups; authorizing the Division to access certain sealed records of licensees and applicants for licenses; and providing other matters properly relating thereto.	2/20 Amend, and do pass as amended; 2/2 Read first time to committee	3/2-W; IP
26	SB149 Senators Atkinson, Kihuen, and Ford; Assemblymen Sprinkle, and Carlton Provides for a program of matching grants to local governments for the maintenance and repair of public works. (BDR 43-669) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB149.pdf AN ACT relating to public works; requiring the State Treasurer to establish a program to provide matching grants of money to local governments in this State for the maintenance and repair of public works; authorizing for that purpose the issuance of general obligation bonds of the State of Nevada; providing for the administration of the program and authorizing the adoption of regulations; allocating a portion of the basic governmental services tax to the State General Fund and the State Highway Fund; and providing other matters properly relating thereto.	3/5 Heard, No action; 3/2 Notice of eligibility for exemption	3/2-W; IP

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27 SB149 F	Senators Atkinson, Kihuen, and Ford; Assemblymen Sprinkle, and Carlton Provides for a program of matching grants to local governments for the maintenance and repair of public works. (BDR 43-669) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB149.pdf AN ACT relating to public works; requiring the State Treasurer to establish a program to provide matching grants of money to local governments in this State for the maintenance and repair of public works; authorizing for that purpose the issuance of general obligation bonds of the State of Nevada; providing for the administration of the program and authorizing the adoption of regulations; allocating a portion of the basic governmental services tax to the State General Fund and the State Highway Fund; and providing other matters properly relating thereto.	3/5 Heard, No action; 3/2 Notice of eligibility for exemption	3/2-W; IP
HUMAN RESOURCES			
28 SB24 HR	Committee on Commerce, Labor, and Energy Revises provisions governing unemployment compensation. (BDR 53-383) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB24.pdf AN ACT relating to unemployment compensation; authorizing the Administrator of the Employment Security Division of the Department of Employment, Training and Rehabilitation to make certain information available to the Board of Regents of the University of Nevada and the Director of the Department; revising the manner in which a person who has received certain benefits or money may elect a base period; revising the period within which the Administrator may recover certain overpayments; expanding the circumstances under which a person may commit unemployment insurance fraud; providing a penalty; and providing other matters properly relating thereto.	2/27 Amend, and do pass as amended; 2/9 Notice of eligibility for exemption; 2/4 Heard, no action	2/3-W; IP
29 SB158 HR	Committee on Government Affairs Revises provisions relating to collective bargaining by local governments. (BDR 23-704) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB158.pdf If a local government employer is a party to a collective bargaining agreement or similar agreement, existing law requires that the agreement be approved at a public hearing by the governing body of the local government employer. Section 1 of this bill requires that a copy of the proposed agreement and certain supporting material relating to the agreement be made available to the public not less than 10 days before the hearing, either by posting the documents on the Internet website of the local government or, if the local government does not have such a website, by depositing the documents with the clerk of the governing body. Any document so deposited is a public record and must be open for public inspection. Existing law provides for the public dissemination of any supporting material provided to a public body in connection with a meeting of the body, and establishes the time within which such material must be made available to the public. Section 2 of this bill revises those provisions to conform with the requirements of section 1.	2/27 Heard, No Action; 2/17 From printer. To committee	2/13-W; IP

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E- Energy F-Financial, Risk Management G-Governance HR-Human Resources L-Property O-Opening meeting, records, boards & election PE-PERS, PEBS PW-Public works S-Emergency mgmt, safety, vehicles			IP- initial position S- Support SA- Support/Amended O-Oppose W-Watch T-Testify
30	SB164 Senators Parks, Spearman, Woodhouse, Manendo, Atkinson, Ford, and Kihuen; Assemblymen Elliot Anderson, Swank, Carrillo, Araujo, and Thompson Revises provisions prohibiting certain discriminatory acts. (BDR 18-59) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB164.pdf HR This bill adds "gender identity or expression" and "sexual orientation" to various provisions of existing law that prohibit discrimination, thus expanding the bases upon which discrimination is impermissible. Section 13 of this bill specifically adds "gender identity or expression" to the list of attributes upon which the murder of a person in the first degree may be aggravated. Sections 5 and 6 of this bill define the terms "gender identity or expression" and "sexual orientation" for use throughout the entirety of the Nevada Revised Statutes (NRS). Sections 1, 7, 12, 14, 18, 23, 29, 34-36, 38 and 40 of this bill delete definitions for those terms from existing sections of NRS, without changing their meanings, to avoid repeating the definitions in multiple locations.	2/17 From printer. To committee.	2/18-W; IP
31	SB167 Roberson, Brower, Hammond, Harris, Lipparelli, and Kieckhefer Revises provisions relating to employment. (BDR 18-265) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB167.pdf HR AN ACT relating to employment; revising provisions governing the filing of complaints of employment discrimination with the Nevada Equal Rights Commission; revising the relief that the Commission may order if it determines that an unlawful practice has occurred; providing that it is an unlawful employment practice for an employer, employment agency or labor organization to discriminate against a person for inquiring about, discussing or disclosing information about wages in certain circumstances; revising provisions relating to the time in which an employee may seek relief in district court for a claim of unlawful employment practices; and providing other matters properly relating thereto.	3/2 Heard, No Action; 2/17 From printer. To committee	2/18-W; IP
32	SB168 Senators Settelmeyer, Goicoechea, Gustavson, and Lipparelli; Assemblymen Kirner, O'Neill, Trowbridge, and Wheeler Revises provisions relating to collective bargaining by local government employers. (BDR 23-602) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB168.pdf HR Existing law establishes certain mandatory subjects of bargaining in the negotiation of a collective bargaining agreement between a local government employer and a recognized employee organization. Among these mandatory subjects is a requirement that the parties bargain over procedures and requirements for the reopening and renegotiation of the agreement during periods of fiscal emergency. Currently, the existence of such an emergency is determined on the basis of revenue shortfalls or other criteria agreed to by the parties. Section 1 of this bill authorizes a local government to reopen a collective bargaining agreement during a fiscal emergency and sets forth the circumstances under which such an emergency shall be deemed to exist. The procedural requirements relating to the reopening of the agreement remain a mandatory subject of bargaining. Existing law provides for the resolution of an impasse in collective bargaining through fact-finding, arbitration or both, but imposes limitations on the money that a fact finder or arbitrator may consider in determining the financial ability of a local government employer to pay compensation or monetary benefits. Section 2 of this bill provides, for certain governmental funds, that a budgeted ending fund balance of not more than 25 percent of the total budgeted expenditures, less capital outlay, is not subject to negotiation and cannot be considered by a fact finder or arbitrator in determining ability to pay.	3/11 Amend, and do pass as amended; 2/27 Heard, No Action; 2/18 From printer. To committee. Cross reference SB 158	2/18-W; IP

BILL # TOPICS: E- Energy F-Financial, Risk Management G-Governance HR-Human Resources L-Property O-Opening meeting, records, boards & election PE-PERS, PEBS PW-Public works S-Emergency mgmt, safety, vehicles	BILL/BDR SPONSOR GENERAL BILL TOPIC LEGISLATIVE LINK SENATE BILL SUMMARY	BILL STATUS, COMMENTS &/OR EXPLANATIONS	Board/Cmtee Position Action Date IP- initial position S- Support SA- Support/Amended O-Oppose W-Watch T-Testify
33	SB190 SENATORS SPEARMAN, SEGERBLOM, WOODHOUSE, KIHUEN, FORD; ATKINSON, DENIS, MANENDO AND PARKS Revises provisions relating to employment. (BDR 18-785) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB190.pdf AN ACT relating to employment; making it an unlawful employment practice for an employer, employment agency or labor organization to discriminate against a person for inquiring about, discussing or disclosing information about wages in certain circumstances; revising provisions relating to unlawful employment practices; revising provisions governing the filing of complaints of employment discrimination with the Nevada Equal Rights Commission; revising the relief that the Commission may order if it determines that an unlawful employment practice has occurred; revising provisions relating to the time in which an employee may seek relief in district court for a claim of unlawful employment practices; and providing other matters properly relating thereto.	3/2 Mentioned	3/13-W; IP
34	SB222 Atkinson Revises provisions relating to health insurance covering prescription drugs. (BDR 57-670) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB222.pdf Existing law requires certain public and private policies of insurance and health care plans to provide coverage for certain procedures, including colorectal cancer screenings, cytological screening tests and mammograms, in certain circumstances. Existing law also requires employers to provide certain benefits to employees, including coverage for the procedures required to be covered by insurers, if the employer provides health benefits for its employees. Sections 1, 5, 8, 11, 14, 19, 22 and 24 of this bill require certain public and private policies of insurance and health care0 plans to: (1) limit a person's copayment or coinsurance for prescription drugs to not more than \$50 per prescription per month and not more than 20 percent of the maximum out-of-pocket limit included in the federal Patient Protection and Affordable Care Act for all prescription drugs within a given year; (2) provide that the limits on coinsurance must apply regardless of whether the amount of the annual deductible has been satisfied; (3) not place all prescription drugs within a given class within the highest cost tier provided by the policy or plan; and (4) provide an exceptions process which allows an insured person to request an exception to the drug formulary if his or her doctor determines that a prescription drug which is not included in the formulary will be more effective or the person will suffer an adverse effect from the prescription drug which is included in the formulary.	3/6 From printer. To committee	3/11-W; IP
35	SB224 Committee on Commerce, Labor and Energy Revises provisions relating to employment. (BDR 53-985) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB224.pdf Section 16 of Article 15 of the Nevada Constitution defines the term "employee" and requires each employer to pay a certain minimum wage to each employee. Existing law imposes certain additional requirements relating to compensation, wages and hours of employees. (Chapter 608 of NRS) Section 2 of this bill defines the term "independent contractor." Section 5 of this bill excludes the relationship between a principal and an independent contractor from those relationships that constitute employment relationships for the purpose of requiring the payment of a minimum wage. Section 3 of this bill prohibits a person from recovering unpaid wages in a proceeding relating to the payment of a minimum wage unless the person consents in writing to become a plaintiff in such a proceeding and such a consent is filed with the court or agency in which the proceeding is brought. Section 7 of this bill applies the provisions of this bill to any action or proceeding to recover unpaid wages pursuant to a requirement to pay a minimum wage in which a final decision has not been rendered as of the effective date of this bill.	3/9 Heard, No Action; 3/6 Read first time	3/13-W; IP

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36 SB231 HR	COMMITTEE ON COMMERCE, LABOR AND ENERGY Revises provisions relating to workers' compensation. (BDR 53-986) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB231.pdf AN ACT relating to workers' compensation; limiting the amount certain providers of health care can charge an insurer for providing prescription drugs to an injured employee; revising provisions related to the time that an insurer has to pay a bill submitted by a provider of health care; revising provisions relating to injured employees who were injured while intoxicated or under the influence of a controlled or prohibited substance; and providing other matters properly relating thereto.	3/13 Agendized; 3/10 From printer. To committee; 3/9 Read first time	3/13-W; IP
37 SB232 HR	COMMITTEE ON COMMERCE, LABOR AND ENERGY Makes various changes relating to workers' compensation. (BDR 53-987) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB232.pdf This bill revises various provisions of the Nevada Industrial Insurance Act, which provides for the payment of compensation to employees who are injured or disabled as the result of an occupational injury. Existing law provides that if an insurer, organization for managed care, third-party administrator or employer denies coverage for medical treatment or services related to an employee's injury, and the employee's health or casualty insurer pays for such treatment or services, the health or casualty insurer may seek reimbursement from the insurer, organization for managed care, third-party administrator or employer if a hearing officer or appeals officer ultimately determines that the treatment or services should have been covered by the insurer, organization for managed care, third-party administrator or employer. Section 1 of this bill provides a reciprocal right to reimbursement in situations in which an insurer, organization for managed care, third-party administrator or employer appeals an order of a hearing officer, appeals officer or district court and the order is not stayed pending the appeal. In such situations, if the appeal is successful, the insurer, organization for managed care, third-party administrator or employer is entitled to seek reimbursement from the injured employee's health or casualty insurer for payments made while the appeal was pending. Existing law provides for the reopening of a workers' compensation claim under certain circumstances and conditions. Under these provisions, an employee has 1 year to file an application to reopen a claim if the employee was not off work as a result of the injury and did not receive benefits for a permanent partial disability. Section 2 of this bill revises NRS 616C.390 to provide that an employee has 1 year to file an application to reopen a claim if the employee did not receive benefits for either a temporary total or permanent partial disability. Existing law provides that an injured employee who suffers a permanent partial disability may elect to receive compensation for that injury in a lump sum. Section 3 of this bill provides that an employee who has sustained more than one permanent partial disability may not receive compensation for any portion of an injury that is based on a combined permanent partial disability rating for all the employee's injuries that exceeds	3/13 Agendized; 3/10 From printer. To committee; 3/9 Read first time	3/11-W; IP

BILL # TOPICS:	BILL/BDR SPONSOR GENERAL BILL TOPIC LEGISLATIVE LINK SENATE BILL SUMMARY	BILL STATUS, COMMENTS &/OR EXPLANATIONS	Board/Cmtee Position Action Date
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38	SB11 Senator Goicoechea Grants power to local governments to perform certain acts or duties which are not prohibited or limited by statute. (BDR 20-284) G http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB11.pdf In 1868, Judge John F. Dillon of the Iowa Supreme Court established a common-law rule of statutory interpretation known as Dillon’s Rule, which limits the powers of local governments. Under Dillon’s Rule, a local government is authorized to exercise only those powers which are: (1) expressly granted; (2) necessarily or fairly implied in or incident to the powers expressly granted; or (3) essential to the accomplishment of the declared purposes of the local government. Under existing law, county commissioners are authorized to exercise only those powers which are expressly granted and powers that are necessarily implied to carry out express powers. Sections 2-7 of this bill authorize a board of county commissioners, with limited exceptions, to exercise all powers needed for the effective operation of county government, even if the power to perform these acts is neither express nor implied, so long as the power is not expressly prohibited or limited by constitutional or statutory provisions or granted to another entity. Under existing law, a city government is authorized to exercise only those powers expressly granted by the charter or laws creating the city, and the necessary means of employing those powers. Sections 9-14 and 16-21 of this bill authorize city governments, whether created by general law or charter, to exercise all powers needed for the effective operation of city government, with limited exceptions, even if the power to perform these acts is neither express nor implied, so long as the power is not expressly prohibited or limited by constitutional or statutory provisions or granted to another entity.	3/11 Heard, No Action; 2/25 Mentioned no jurisdiction Cross reference SB29	2/5-W; IP
39	SB29 Committee on Government Affairs Grants power to a board of county commissioners to perform certain acts which are not prohibited or limited by statute. (BDR 20-465) G http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB29.pdf In 1868, Judge John F. Dillon of the Iowa Supreme Court established a common-law rule of statutory interpretation known as Dillon’s Rule, which limits the powers of local governments. Under Dillon’s Rule, a local government is authorized to exercise only those powers which are: (1) expressly granted; (2) necessarily or fairly implied in or incident to the powers expressly granted; or (3) essential to the accomplishment of the declared purposes of the local government. Under existing law, county commissioners are authorized to exercise only those powers which are expressly granted and powers that are necessarily implied to carry out express powers. This bill authorizes a board of county commissioners, with limited exceptions, to exercise all powers needed to ensure the health and safety of the public, even if such a power is neither express nor implied, so long as the power is not expressly prohibited or limited by constitutional or statutory provisions granted to another entity.	2/2 Read first time. To committee	1/23-W; IP

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40 SB157 G	Committee on Government Affairs Enacts the State and Local Government Cooperation Act. (BDR 22-706) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB157.pdf This bill enacts the State and Local Government Cooperation Act. Section 7 of this bill provides that the purpose of the Act is to facilitate cooperation and coordination between state agencies and local governments to: (1) provide consistency in interpretive rulings made by state agencies and local governments; and (2) encourage communication and foster positive working relationships between the Executive Department of State Government and local governments. Sections 4-6 of this bill define "interpretive ruling," "local government" and "state agency." Section 8 of this bill requires a state agency, before making an interpretive ruling that may affect an interpretive ruling of a local government, to: (1) inform and solicit comments from the local governments that may be affected; (2) allow a reasonable time for each such local government to submit comments; (3) consider any comments received from affected local governments in preparing its interpretive ruling; and (4) inform in writing each affected local government that submitted comments of the state agency's proposed interpretive ruling. Section 8 also authorizes a local government to submit a request to the Governor, or his or her designee, to consider any inconsistency between the proposed interpretive ruling of the state agency and an interpretive ruling of a local government. If the Governor, or his or her designee, considers such a request, he or she may recommend sustaining or amending the state agency's ruling. Section 9 of this bill provides that nothing in the Act shall be interpreted to: (1) limit the power of a state agency to carry out its statutory duties and responsibilities; (2) supersede any law providing for the right of any party to seek administrative or judicial review in a contested case; or (3) otherwise affect the right of any party to seek such review.	2/17 From printer. To committee.	2/16-W, IP
<u>PUBLIC WORKS</u>			
41 SB47 PW	Committee on Government Affairs Makes various changes relating to the Consolidated Local Improvements Law. (BDR 22-421) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB47.pdf AN ACT relating to local improvements; removing the provision that a commercial area vitalization project is limited to an area zoned primarily for business or commercial purposes and deleting the statutory references to such a project; authorizing the governing body of a municipality to acquire, improve, operate and maintain a neighborhood improvement project for the beautification and improvement of an area without regard to its zoning; authorizing the provision of additional public services in such an area; expanding the applicability of provisions authorizing a special assessment within an improvement district located in a redevelopment area; authorizing the use of money in a surplus and deficiency fund for the payment of certain administrative costs; increasing the amount of money subject to transfer to such a fund after the outstanding indebtedness of an improvement district has been paid; revising provisions for the collection of unpaid assessments and the modification of an improvement project; and providing other matters properly relating	3/11 Amend, and do pass as amended; 2/18 Heard, No Action	2/3-W; IP

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42 SB108 Settelmeyer PW	Revises provisions relating to public works projects. (BDR 28-598) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB108.pdf Existing law sets forth general provisions applicable to public works for which the cost is in excess of \$100,000, including provisions requiring: (1) reports by the public body undertaking the public work to the Labor Commissioner; (2) enforcement of certain provisions regarding public works contracts by the Labor Commissioner, with prosecution of any violations by the Attorney General; (3) the payment of prevailing wages to employees on the public work; and (4) the advertisement in certain publications for bids on the public work. The prevailing wage requirements and certain reporting requirements also apply to a redevelopment project if a redevelopment agency provides financial incentives to the developer with a value of more than \$100,000. Existing law also sets forth certain provisions applicable to public works for which the cost is less than \$100,000, including a provision requiring a preference in bidding for certain businesses owned by a veteran with a service-connected disability, and provisions authorizing a state or local government to: (1) perform the work itself; or (2) solicit bids from three licensed contractors if the estimated cost of the public work is more than \$25,000 but not more than \$100,000, or solicit bids from at least one licensed contractor if the estimated cost of the public work is \$25,000 or less. This bill changes the \$100,000 threshold to \$1,000,000, and in several sections, a technical correction is made clarifying that if the relevant work will cost exactly \$1,000,000, the requirements for those public works estimated to cost in excess of \$1,000,000 will apply.	2/2 From printer. Read first time. To committee Cross reference AB172	2/2-S; IP
43 SB223 PW	Committee on Commerce, Labor and Energy Revises provisions relating to contractors. (BDR 53-984) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB223.pdf Existing law makes an original contractor liable for any indebtedness incurred by a subcontractor for labor costs, including benefits payable to a trust established by a collective bargaining unit. Sections 1 and 3 of this bill provide that a prime contractor is not liable for the labor costs of a subcontractor to the extent those costs are: (1) interest, liquidated damages, attorney's fees or costs resulting from a subcontractor's failure to pay contributions or other payments to, or on behalf of, an employee; or (2) any amounts for which the prime contractor did not receive adequate notice in the manner that section 5 of this bill requires. Section 2 of this bill reduces the statute of limitations period applicable to commencing an action against a prime contractor for the recovery of wages or benefits due to an employee of a subcontractor. Existing law also provides that a mechanics' or materialmen's lien claimant must provide a notice of right to lien to an owner of property upon which work has been performed unless the claimant is a person who only performed labor on the project. Section 4 of this bill provides that a mechanics' and materialmen's lien claimant shall not avoid the obligation to provide a notice of lien to a property owner by a claim that the property owner had actual or constructive notice that the lien claimant provided work, equipment, materials or services to the project. In addition, section 4 excludes from the exemption an express benefit trust which receives a portion of the compensation paid to a laborer. Section 5 of this bill requires an administrator of a Taft-Hartley trust that does not receive a benefit payment required to be made to the trust by a general contractor or subcontractor, within 45 days after the required payment was due, to provide notice to the general contractor and subcontractor that the benefit payment has not been received. Existing law requires the Labor Commissioner, in the context of public works, to enforce various provisions relating to labor, wages and employment practices, allows the Labor Commissioner to impose an administrative penalty of not more than \$5,000 for each violation thereof and requires the Labor Commissioner to report each such violation to the Attorney General. Section 6 of this bill adds failure to comply with the notice requirements of section 5 to the impermissible acts within the scope of the enforcement powers of the Labor Commissioner that are set forth in NRS 228.015.	3/9 Heard, No Action; 3/6 Read first time	3/12-W; IP

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44 SB254 PW	Farley, Hardy, Harris, and Settlemeyer Revises provisions relating to public works. (BDR 28-791) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB254.pdf AN ACT relating to public works; amending the definition of the term "public work" as it relates to buildings of the Nevada System of Higher Education; amending the amount of retainage authorized on public works and certain other works; extending existing provisions related to retainage; and providing other matters properly relating thereto.	3/13 From printer. To committee	3/13-W; IP
OPEN MEETING, RECORDS, & BOARD & ELECTIONS			
45 SB28 O	Committee on Government Affairs Clarifies provisions governing the fees that may be charged for providing copies of certain public records. (BDR 19-464) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB28.pdf AN ACT relating to public records; authorizing a governmental entity to charge for the actual cost of time utilized by an employee when responding to a request for a public record that requires an extraordinary use of personnel; defining the term "extraordinary use of its personnel or technological resources"; and providing other matters properly relating thereto.	3/4 Heard, No action; 2/11 Mentioned no jurisdiction	2/10-S; IP
46 SB70 O	Committee on Government Affairs Revises provisions governing meetings of public bodies. (BDR 19-155) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB70.pdf AN ACT relating to public bodies; making various changes relating to meetings of public bodies; and providing other matters properly relating thereto.	3/11 Amend, and do pass as amended; 2/25 Heard, No Action; 2/2 Read first time. To committee	2/10-W; IP
EMERGENCY MANAGEMENT, SAFETY & MOTOR VEHICLES			
47 SB43 S, V	Committee on Transportation Revises provisions governing certain safety requirements for driving across railroad tracks. (BDR 43-378) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB43.pdf Under existing law, the driver of certain vehicles crossing at grade any track or tracks of a railroad must stop within 50 feet but not less than 15 feet from the nearest rail of the railroad, must listen and look in both directions along the track for any approaching train, and may only proceed when the driver can do so safely. This bill imposes the same requirements on drivers of certain commercial vehicles. This bill also provides that it is unlawful for the driver of certain commercial vehicles to stop the vehicle before completely crossing such railroad tracks due to insufficient space for the vehicle on the opposite side of the tracks or insufficient undercarriage clearance of the vehicle. The penalty for a violation of this prohibition is provided in regulations promulgated by the Department of Motor Vehicles, which is authorized to adopt such regulations as part of the implementation of the Commercial Motor Vehicle Safety Act of 1986, as amended.	2/19 Amend, and do pass as amended; 2/2 Read first time. To committee Cross reference SB11	2/10-W; IP

BILL # TOPICS:	BILL/BDR SPONSOR GENERAL BILL TOPIC LEGISLATIVE LINK SENATE BILL SUMMARY	BILL STATUS, COMMENTS &/OR EXPLANATIONS	Board/Cmtee Position Action Date
E- Energy F-Financial, Risk Management G-Governance HR-Human Resources L-Property O-Opening meeting, records, boards & election PE-PERS, PEBS PW-Public works S-Emergency mgmt, safety, vehicles			IP- initial position S- Support SA- Support/Amended O-Oppose W-Watch T-Testify
48 SB233 S	Committee on Commerce, Labor and Energy Revises provisions relating to occupational safety. (BDR 53-990) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB233.pdf Existing law requires each construction worker and supervisory employee to obtain, within 15 days after the date he or she is hired, a completion card for taking a course in construction industry safety and health hazard recognition which is: (1) developed by the Occupational Safety and Health Administration of the United States Department of Labor; and (2) approved by the Division of Industrial Relations of the Department of Business and Industry. Each completion card obtained by a construction worker or supervisory employee expires 5 years after the date it is issued and may be renewed by: (1) completing another such course in construction industry safety and health hazard recognition within the previous 5 years; or (2) completing certain requirements for continuing education within that period. (NRS 618.983) This bill provides that each completion card obtained by a construction worker or supervisory employee expires 10 years after the date it is issued and may be renewed by completing another such course or completing those requirements for continuing education within the previous 10 years.	3/11 Heard, No Action; Next meeting 3/16	3/13-W; IP
<u>WATER RIGHTS, RESOURCES & CONSERVATION</u>			
49 SB45 WR	Committee on Natural Resources Revises provisions governing the distribution of grants of money by the State Conservation Commission to conservation districts. (BDR 49-361) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB45.pdf Existing law sets forth the general rule that the State Conservation Commission must distribute grants of money provided by legislative appropriation to qualifying conservation districts in equal amounts. This bill provides an exception to the general rule for the distribution of such grants of money if: (1) the grants of money are for a specific competitive grant program for which the Legislature expressly appropriated money; and (2) the competitive grant program is governed by regulations specifically adopted to govern that competitive grant program and those regulations expressly state that the grants of money may be distributed in unequal amounts.	3/19 Scheduled Meeting; 3/4 Do pass; 2/24 Mentioned Not Agendized; 2/23 Heard, No Action; 2/20 Read third time. Re-referred to Committee on Finance. To committee. Exemption effective	1/25-W; IP
50 SB65 WR	Committee on Government Affairs Revises provisions relating to the use of water. (BDR 48-366) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB65.pdf AN ACT relating to the use of water; revising provisions relating to the adjudication of vested water rights; revising provisions relating to applications, permits and certificates for the appropriation of public waters; revising provisions relating to underground water and wells; revising provisions relating to the planning and development of water resources; providing a penalty; and providing other matters properly relating thereto.	2/24 Mentioned no jurisdiction; 2/11 Heard, No Action	1/23-SA; IP

BILL # TOPICS:	BILL/BDR SPONSOR GENERAL BILL TOPIC LEGISLATIVE LINK SENATE BILL SUMMARY	BILL STATUS, COMMENTS &/OR EXPLANATIONS	Board/Cmtee Position Action Date
E- Energy F-Financial, Risk Management G-Governance HR-Human Resources L-Property O-Opening meeting, records, boards & election PE-PERS, PEBS PW-Public works S-Emergency mgmt, safety, vehicles			IP- initial position S- Support SA- Support/Amended O-Oppose W-Watch T-Testify
51	SB81 Committee on Government Affairs Revises provisions relating to the management and appropriation of water. (BDR 48-367) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB81.pdf This bill eliminates the classification "area of active management" and renames it "critical management area" as "active management area." Similar to the former designation of critical management area, section 3 authorizes the State Engineer to designate a basin or portion therein as an active management area if the State Engineer determines that: (1) withdrawals of groundwater exceed the perennial yield of the basin; (2) groundwater levels continue to decline; or (3) pumping of groundwater conflicts with existing water rights. Section 3 requires the State Engineer to designate any basin or portion therein as an active management area if the State Engineer receives a petition for such a designation which is signed by not less than 40 percent of the combined total of holders of adjudicated or unadjudicated claims of vested rights and permits or certificates to appropriate water and owners of domestic wells in the basin or portion therein; and to rescind the designation of a groundwater basin or portion therein as an active management area if the State Engineer determines that the designation is no longer warranted. Section 4 specifies the powers of the State Engineer in basins or portions therein that are designated as an active management area. Section 7 clarifies that the State Engineer is required to supervise all groundwater and wells, including domestic wells for which a permit is not required. Section 8 changes the signature requirement for such petitions from not less than 40 percent of the combined total of the holders of adjudicated or unadjudicated claims of vested rights and permits or certificates to appropriate water and owners of domestic wells in the basin or portion therein. Sections 7 and 8 authorize the State Engineer to also hold such a hearing at the location in closest proximity to the basin where an adequate facility exists for holding a hearing. Under existing law, the holder of a water right forfeits that right if the holder does not put the water to beneficial use within a certain period. Section 9 requires the State Engineer to consider as an additional factor in an application for an extension of time to prevent forfeiture whether the basin or portion therein where the water right is located has been designated as an active management area.	2/24 Mentioned no jurisdiction; 2/11 Heard, No Action; 2/16 Notice of eligibility for exemption	1/23-SA; IP
52	SB173 Committee on Natural Resources Revises provisions governing mining reclamation. (BDR 46-482) http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB173.pdf Under existing law, a person who desires to engage in an exploration project or mining operation must apply for and obtain a permit from the Division of Environmental Protection of the State Department of Conservation and Natural Resources. An application for such a permit must be accompanied by a plan for reclamation of the land to be damaged or disturbed by the project or operation. Existing law authorizes the Division to grant an exception to reclamation requirements for an open pit project or operation. If the Division is requested to grant an exception to a requirement that material be returned to the open pit from which it was extracted, this bill requires that the Division determine whether the project or operation will result in the creation of a pit lake, a body of water resulting from a pit that penetrates the water table. If the Division determines that a pit lake will be created, the operator applying for the exception must show that the operator has a water right for the amount of water estimated to be lost by evaporation from the pit lake as the lake fills and when it reaches its predicted filled surface area. If such a showing is not made to the satisfaction of the Division, this bill requires the Division to deny the request for the exception.	2/19 From printer. To committee	2/19-W; IP