

Assembly Bill No. 464—Committee
on Government Affairs

CHAPTER.....

AN ACT relating to reports; eliminating requirements to submit certain reports by or to certain governmental entities; requiring certain information be posted on the Internet websites of the Public Employee's Retirement System and the Housing Division of the Department of Business and Industry; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 3 of this bill requires that a regional rapid transit authority established in a county whose population is 700,000 or more (currently Clark County) submit to the Legislature a biennial report instead of an annual report regarding certain activities, findings and plans of the authority.

Section 4 of this bill eliminates the requirement that the Housing Division of the Department of Business and Industry submit to the Legislature an annual report that includes a compilation of reports submitted to the Housing Division by the governing bodies of certain cities and counties regarding the maintenance and development of affordable housing. Instead, the Housing Division must post the compilation on its Internet website.

Section 5 requires the Merit Award Board to submit a biennial report instead of an annual report to the Budget Division of the Office of Finance in the Office of the Governor and to the Interim Finance Committee summarizing employee suggestions rejected and adopted by state agencies and any legislation required to be enacted before an employee suggestion is adopted.

Section 6 of this bill eliminates the requirement that the Public Employees' Retirement Board submit to the Governor and the Legislature an annual report regarding investments of money from the Public Employees' Retirement System in certain scrutinized companies. Instead, the Board must post the report on the Internet website of the System.

Section 7 of this bill eliminates the requirement that a copy of the capital improvement plan that is submitted by each local government to the Department of Taxation and the appropriate debt management commission also be submitted to the Legislature. **Section 8** of this bill eliminates the requirement that a report concerning capital improvements of local governments that is submitted to the Department of Taxation also be submitted to the Legislature. Instead, in each instance, the Department must provide a copy of the plan or the report, as applicable, to the Director of the Legislative Counsel Bureau upon his or her request.

Section 9 of this bill eliminates the requirement that the Commissioner of Insurance report to the Legislature changes in certain insurance rates or to certain uniform plans regarding insurance.

Section 10 of this bill eliminates the requirement that: (1) the board of county commissioners of each county whose population is 700,000 or more (currently Clark County) submit to the Legislature and to the Legislative Committee on Health Care a quarterly report providing information relating to persons transported to medical facilities by each fire department and ambulance service operating in the county; (2) the Board of Regents of the University of Nevada submit to the Legislature a biennial report concerning the activities of the Police Department of



the Nevada System of Higher Education; (3) the Board of Regents submit to the Legislature an annual report concerning the capital improvements owned, leased or operated by the System; and (4) the State Fire Marshall submit to the Legislature a biennial report concerning the effectiveness of provisions of law establishing standards for fire safety for cigarettes and including any recommendations for legislation to improve the effectiveness of such provisions of law.

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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

Sections 1 and 2. (Deleted by amendment.)

Sec. 3. NRS 277A.345 is hereby amended to read as follows:

277A.345 1. In a county whose population is 700,000 or more, the commission shall establish a regional rapid transit authority. The membership of the regional rapid transit authority must consist of:

(a) The general manager of the commission, who shall act as chair of the authority;

(b) One member appointed by the board of county commissioners;

(c) Three members, one from each of the three largest cities within the county, who are appointed by the respective governing bodies of each city;

(d) One member selected by the association of gaming establishments whose membership collectively paid the most gaming license fees to the State pursuant to NRS 463.370 in the county in the preceding year;

(e) One member who is selected by the economic development authority in the county;

(f) One member selected by the Department of Transportation; and

(g) One member who has expertise in urban planning and design or architecture selected by the Nevada Arts Council.

2. The regional rapid transit authority shall develop a plan for the establishment of a regional rapid transit system:

(a) In cooperation with economic development, engineering, planning, tourism and utility interests in the county; and

(b) With the goal of quantifying the implications of introducing an exclusive rapid transit system in identified corridors in the county.

3. In carrying out its duties pursuant to subsection 2, the regional rapid transit authority shall:



- (a) Hold public meetings to, without limitation:
 - (1) Evaluate the need for and desirability of a regional rapid transit system;
 - (2) Assess corridor and route feasibility and desirability; and
 - (3) Review existing mass transit options to determine how to incorporate such options into a regional rapid transit system;
 - (b) Undertake an analysis of various considerations involved with introducing and implementing a regional rapid transit system in the county, including, without limitation:
 - (1) An assessment of the available rapid transit technologies, including, without limitation, technologies that use solar power or other renewable energy sources to minimize or eliminate the use of carbon-based fuels;
 - (2) An assessment of the opportunities, costs and constraints of corridor options, including, without limitation:
 - (I) An examination and evaluation of existing rail corridors and transit routes for inclusion in the regional rapid transit system;
 - (II) An evaluation of potential sites for stations and facilities for the regional rapid transit system; and
 - (III) Identification of locations in the county that would benefit most from proximity to a regional rapid transit system, including, without limitation, airports and existing or proposed special event venues such as stadiums and racetracks;
 - (3) Estimates as to capital and operating costs;
 - (4) An assessment of potential ridership and passenger demand;
 - (5) An assessment of the environmental impact;
 - (6) A potential project schedule; and
 - (7) An assessment of financing options and funding sources, including, without limitation:
 - (I) Processes for securing federal funding; and
 - (II) The potential for voter approval for bonds to support any portion of the regional rapid transit system.
4. On or before February 1 of each *odd-numbered* year, the regional rapid transit authority shall submit a written report to the Director of the Legislative Counsel Bureau for transmittal to the appropriate committee or committees of the Legislature. The report must set forth, without limitation:
- (a) The activities and meetings of the authority;
 - (b) Any findings made by the authority regarding the analysis required by subsection 3; and



(c) The plan or current draft of the plan developed by the authority pursuant to subsection 2.

Sec. 4. NRS 278.235 is hereby amended to read as follows:

278.235 1. If the governing body of a city or county is required to include the housing element in its master plan pursuant to NRS 278.150, the governing body, in carrying out the plan for maintaining and developing affordable housing to meet the housing needs of the community, which is required to be included in the housing element pursuant to subparagraph (8) of paragraph (c) of subsection 1 of NRS 278.160, shall adopt at least six of the following measures:

(a) At the expense of the city or county, as applicable, subsidizing in whole or in part impact fees and fees for the issuance of building permits collected pursuant to NRS 278.580.

(b) Selling land owned by the city or county, as applicable, to developers exclusively for the development of affordable housing at not more than 10 percent of the appraised value of the land, and requiring that any such savings, subsidy or reduction in price be passed on to the purchaser of housing in such a development. Nothing in this paragraph authorizes a city or county to obtain land pursuant to the power of eminent domain for the purposes set forth in this paragraph.

(c) Donating land owned by the city or county to a nonprofit organization to be used for affordable housing.

(d) Leasing land by the city or county to be used for affordable housing.

(e) Requesting to purchase land owned by the Federal Government at a discounted price for the creation of affordable housing pursuant to the provisions of section 7(b) of the Southern Nevada Public Land Management Act of 1998, Public Law 105-263.

(f) Establishing a trust fund for affordable housing that must be used for the acquisition, construction or rehabilitation of affordable housing.

(g) Establishing a process that expedites the approval of plans and specifications relating to maintaining and developing affordable housing.

(h) Providing money, support or density bonuses for affordable housing developments that are financed, wholly or in part, with low-income housing tax credits, private activity bonds or money from a governmental entity for affordable housing, including, without limitation, money received pursuant to 12 U.S.C. § 1701q and 42 U.S.C. § 8013.



(i) Providing financial incentives or density bonuses to promote appropriate transit-oriented housing developments that would include an affordable housing component.

(j) Offering density bonuses or other incentives to encourage the development of affordable housing.

(k) Providing direct financial assistance to qualified applicants for the purchase or rental of affordable housing.

(l) Providing money for supportive services necessary to enable persons with supportive housing needs to reside in affordable housing in accordance with a need for supportive housing identified in the 5-year consolidated plan adopted by the United States Department of Housing and Urban Development for the city or county pursuant to 42 U.S.C. § 12705 and described in 24 C.F.R. Part 91.

2. On or before January 15 of each year, the governing body shall submit to the Housing Division of the Department of Business and Industry a report, in the form prescribed by the Division, of how the measures adopted pursuant to subsection 1 assisted the city or county in maintaining and developing affordable housing to meet the needs of the community for the preceding year. The report must include an analysis of the need for affordable housing within the city or county that exists at the end of the reporting period.

3. On or before February 15 of each year, the Housing Division shall compile the reports submitted pursuant to subsection 2 and ~~transmit~~ *post* the compilation ~~to the Legislature, or the Legislative Commission if the Legislature is not in regular session.~~ *on the Internet website of the Housing Division.*

Sec. 5. NRS 285.060 is hereby amended to read as follows:

285.060 1. Upon receiving an employee suggestion pursuant to NRS 285.050, the Secretary of the Board shall:

(a) Record and acknowledge receipt of the employee suggestion;
(b) Notify the state employee or each state employee of a group of state employees who made the employee suggestion of any undue delays in the consideration of the employee suggestion; and

(c) Refer the employee suggestion at once to the head of the state agency or agencies affected, or his or her designee, for consideration.

2. Within 30 days after receiving an employee suggestion that is referred pursuant to subsection 1, the head of the state agency, or his or her designee, shall report his or her findings and recommendations to the Board. The report must indicate:

(a) Whether the employee suggestion has been adopted.
(b) If adopted:



(1) The day on which the employee suggestion was placed in effect.

(2) The actual or estimated reduction, elimination or avoidance of expenditures or any improvement in operations made possible by the employee suggestion.

(3) If the employee suggestion was made by a group of state employees, a recommendation of the distribution of any potential award made pursuant to NRS 285.070 to each state employee in the group. Such a distribution must be proportionate, fair and equitable based on the contributions by each state employee to the employee suggestion.

(c) If rejected, the reasons for rejection.

(d) If applicable, whether legislation will be required before the employee suggestion may be adopted.

3. The Board shall:

(a) Review the findings and recommendations of the state agency and may obtain additional information or take such other action as is necessary for prompt, thorough and impartial consideration of each employee suggestion.

(b) Evaluate each employee suggestion, taking into consideration any action by the state agency, staff recommendations and the objectives of the Merit Award Program.

(c) Monitor the efficacy and progress of employee suggestions that have been adopted and placed into effect.

(d) Provide a report to the Budget Division of the Office of Finance and the Interim Finance Committee not later than 30 days after the end of each fiscal year *ending on June 30 of an even-numbered year* summarizing, for that fiscal year ~~+~~ *and the previous fiscal year:*

(1) The employee suggestions that were rejected by state agencies.

(2) The employee suggestions that were adopted by state agencies and detailing any actual reduction, elimination or avoidance of expenditures or any improvement in operations made possible by the employee suggestion.

(3) Any legislation required to be enacted before an employee suggestion may be adopted.

Sec. 6. NRS 286.723 is hereby amended to read as follows:

286.723 1. Except as otherwise provided in NRS 286.725, the Board shall prepare an annual report of investments of money from the System in scrutinized companies as identified pursuant to NRS 286.721. The report must include the amount of money allocated in such investments and other data and statistics designed



to explain the past and current extent to which funds from the System are invested in scrutinized companies.

2. The Board shall ~~{submit}~~ *post* a copy of the report ~~{to the Governor and the Director of the Legislative Counsel Bureau for distribution to the Legislature}~~ *on the Internet website of the System* on or before February 1 of each year which must cover all investments during the previous calendar year.

Sec. 7. NRS 354.5945 is hereby amended to read as follows:

354.5945 1. Except as otherwise provided in subsection 7, each local government shall annually prepare, on a form prescribed by the Department of Taxation for use by local governments, a capital improvement plan for the fiscal year ending on June 30 of that year and the ensuing 5 fiscal years.

2. On or before August 1 of each year, each local government shall submit a copy of the capital improvement plan of the local government to the:

(a) Department of Taxation; *and*

(b) Debt management commission of the county in which the local government is located. ~~{; and~~

~~{(c) Director of the Legislative Counsel Bureau.}~~

↪ The Department of Taxation shall provide a copy of a capital improvement plan of a local government to the Director of the Legislative Counsel Bureau upon his or her request.

3. Each local government shall file a copy of the capital improvement plan of the local government for public record and inspection by the public in the offices of:

(a) The clerk or secretary of the governing body; and

(b) The county clerk.

4. The total amount of the expenditures contained in the capital improvement plan of the local government for the next ensuing fiscal year must equal the total amount of expenditures for capital outlay set forth in the final budget of the local government for each fund listed in that budget.

5. The capital improvement plan must include the estimated or actual revenues and expenditures for each capital project and the estimated or actual date for completion of each capital project.

6. The capital improvement plan must reconcile the capital outlay in each fund in the final budget for the first year of the capital improvement plan to the final budget in the next ensuing fiscal year. The reconciliation must identify the minimum level of expenditure for items classified as capital assets in the final budget and the minimum level of expenditure for items classified as capital projects in the capital improvement plan. The reconciliation of capital outlay



items in the capital improvement plan must be presented on forms created and distributed by the Department of Taxation.

7. Local governments that are exempt from the requirements of the Local Government Budget and Finance Act pursuant to subsection 1 of NRS 354.475 are not required to file a capital improvement plan.

Sec. 8. NRS 354.5947 is hereby amended to read as follows:

354.5947 1. In addition to the records and inventory controls established and maintained pursuant to NRS 354.625, the governing body of each local government shall, for each fiscal year, compile a report concerning the capital improvements owned, leased or operated by the local government.

2. The report of the capital improvements required pursuant to subsection 1 must be prepared in such detail as is required by generally accepted accounting principles.

3. The governing body shall submit, in any format including an electronic format, a copy of the report compiled pursuant to subsection 1 on or before February 1 of the year next succeeding the period to which the report pertains to the Department of Taxation . ~~and the Director of the Legislative Counsel Bureau for distribution to each regular session of the Legislature.~~ *The Department of Taxation shall provide a copy of the report compiled pursuant to subsection 1 to the Director of the Legislative Counsel Bureau upon his or her request.*

Sec. 9. NRS 686B.177 is hereby amended to read as follows:

686B.177 ~~H~~ The Advisory Organization shall file with the Commissioner a copy of every prospective loss cost, every manual of rating rules, every rating schedule and every change, amendment or modification to them which is proposed for use in this state at least 60 days before they are distributed to the organization's members, subscribers or other persons. The rates shall be deemed to be approved unless they are disapproved by the Commissioner within 60 days after they are filed.

~~2. The Commissioner shall report any changes in rates or in the Uniform Plan for Rating Experience, the Uniform Statistical Plan or the Uniform System of Classification, when approved, to the Director of the Legislative Counsel Bureau.~~

Sec. 10. NRS 244.2962, 396.329, 396.4355 and 477.212 are hereby repealed.

Sec. 11. This act becomes effective on July 1, 2017.

