

ASSEMBLY BILL NO. 480—COMMITTEE ON WAYS AND MEANS

(ON BEHALF OF THE DEPARTMENT OF ADMINISTRATION)

MARCH 25, 2013

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Referred to Committee on Ways and Means

SUMMARY—Revises provisions relating to the Tahoe Regional Planning Agency. (BDR 22-1168)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Yes.

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

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AN ACT relating to the Tahoe Regional Planning Agency; requiring the Agency periodically to submit certain financial information to the Executive and Legislative Departments of the State Government; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 **Section 1** of this bill requires the Tahoe Regional Planning Agency annually to  
2 provide the Governor and the Director of the Legislative Counsel Bureau with a  
3 copy of the Agency’s most recent independent audit report and certain information  
4 about the Agency’s expenditures and its progress in achieving certain performance  
5 measures and benchmarks. **Sections 2 and 3** of this bill require the Agency to  
6 submit biennially its proposed budget to the Chief of the Budget Division of the  
7 Department of Administration and the Fiscal Analysis Division of the Legislative  
8 Counsel Bureau.

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

1 **Section 1.** NRS 277.220 is hereby amended to read as follows:  
2 277.220 **1.** The Account for the Tahoe Regional Planning  
3 Agency is hereby established in the State General Fund and consists  
4 of any money provided by direct legislative appropriation. Money in  
5 this Account must be expended for the support of, or paid over  
6 directly to, the Tahoe Regional Planning Agency in whatever



1 amount and manner is directed by each appropriation or provided by  
2 law.

3 **2. On or before January 31 of each year, the Tahoe Regional**  
4 **Planning Agency shall submit to the Governor and the Director of**  
5 **the Legislative Counsel Bureau:**

6 **(a) A copy of the report of the independent audit most recently**  
7 **prepared for the Tahoe Regional Planning Agency; and**

8 **(b) A written report detailing:**

9 **(1) The nature and purpose of the expenditures made by**  
10 **the Tahoe Regional Planning Agency during the immediately**  
11 **preceding calendar year from money appropriated to it by the**  
12 **Legislature; and**

13 **(2) The progress of the Tahoe Regional Planning Agency**  
14 **in achieving the performance measures and benchmarks included**  
15 **in its current biennial budget.**

16 **3. The Director of the Legislative Counsel Bureau shall cause**  
17 **copies of the materials submitted pursuant to subsection 2 to be**  
18 **transmitted to the Legislative Committee for the Review and**  
19 **Oversight of the Tahoe Regional Planning Agency and the**  
20 **Marlette Lake Water System created by NRS 218E.555 and:**

21 **(a) In odd-numbered years, the Legislature.**

22 **(b) In even-numbered years, the Interim Finance Committee.**

23 **Sec. 2.** NRS 353.210 is hereby amended to read as follows:

24 353.210 1. Except as otherwise provided in ~~subsection~~  
25 ~~subsections~~ 6 ~~and~~ 7, on or before September 1 of each even-  
26 numbered year, all departments, institutions and other agencies of  
27 the Executive Department of the State Government, and all agencies  
28 of the Executive Department of the State Government receiving  
29 state money, fees or other money under the authority of the State,  
30 including those operating on money designated for specific purposes  
31 by the Nevada Constitution or otherwise, shall prepare, on blanks  
32 furnished them by the Chief, and submit to the Chief:

33 (a) The number of full-time equivalent positions within the  
34 department, institution or agency.

35 (b) The number of full-time equivalent positions within the  
36 department, institution or agency that have been vacant for at least  
37 12 months, the number of months each such position has been  
38 vacant and the reasons for each such vacancy.

39 (c) Any existing contracts for services the department,  
40 institution or agency has with temporary employment services or  
41 other persons, the proposed expenditures for such contracts in the  
42 next 2 fiscal years and the reasons for the use of such services. If  
43 such contracts include any privatization contracts, a copy of each of  
44 those privatization contracts together with:



- 1 (1) A statement specifying the duration of the privatization  
2 contracts;
- 3 (2) The number of privatization contracts proposed for the  
4 next 2 fiscal years and the estimated expenditures for the  
5 privatization contracts; and
- 6 (3) An analysis of each of the privatization contracts, which  
7 includes, without limitation:
- 8 (I) For the preceding, current and next fiscal years, the  
9 annual amount required to perform each of the privatization  
10 contracts; and
- 11 (II) For the preceding and current fiscal years, the number  
12 of persons the department, institution or agency employed pursuant  
13 to the privatization contracts, reflected as the equivalent full-time  
14 position if the persons were regularly employed by the department,  
15 institution or agency, including the equivalent hourly wage and the  
16 cost of benefits for each job classification.
- 17 (d) Estimates of expenditure requirements of the department,  
18 institution or agency, together with all anticipated income from fees  
19 and all other sources, for the next 2 fiscal years compared with the  
20 corresponding figures of the last completed fiscal year and the  
21 estimated figures for the current fiscal year.
- 22 2. The Chief shall direct that one copy of the forms submitted  
23 pursuant to subsection 1, accompanied by every supporting schedule  
24 and any other related material, be delivered directly to the Fiscal  
25 Analysis Division of the Legislative Counsel Bureau on or before  
26 September 1 of each even-numbered year.
- 27 3. The Budget Division of the Department of Administration  
28 shall give advance notice to the Fiscal Analysis Division of the  
29 Legislative Counsel Bureau of any conference between the Budget  
30 Division of the Department of Administration and personnel of  
31 other state agencies regarding budget estimates. A Fiscal Analyst of  
32 the Legislative Counsel Bureau or his or her designated  
33 representative may attend any such conference.
- 34 4. The estimates of expenditure requirements submitted  
35 pursuant to subsection 1 must be classified to set forth the data of  
36 funds, organizational units, and the character and objects of  
37 expenditures by program or budgetary account and by category of  
38 expense, and must include a mission statement and measurement  
39 indicators in adequate detail to comply with the requirements of  
40 subparagraph (3) of paragraph (b) of subsection 1 of NRS 353.205.  
41 The organizational units may be subclassified by functions and by  
42 agencies, bureaus or commissions, or in any other manner at the  
43 discretion of the Chief.
- 44 5. If any department, institution or other agency of the  
45 Executive Department of the State Government, whether its money



1 is derived from state money or from other money collected under  
2 the authority of the State, fails or neglects to submit estimates of its  
3 expenditure requirements as provided in this section, the Chief may,  
4 from any data at hand in the Chief's office or which the Chief may  
5 examine or obtain elsewhere, make and enter a proposed budget for  
6 the department, institution or agency in accordance with the data.

7 6. Agencies, bureaus, commissions and officers of the  
8 Legislative Department, the Public Employees' Retirement System  
9 and the Judicial Department of the State Government shall submit to  
10 the Chief for his or her information in preparing the proposed  
11 executive budget the budgets which they propose to submit to the  
12 Legislature.

13 7. *On or before September 1 of each even-numbered year, the*  
14 *Tahoe Regional Planning Agency shall submit the budget which*  
15 *the Agency proposes to submit to the Legislature to:*

16 (a) *The Chief for his or her information in preparing the*  
17 *proposed executive budget.*

18 (b) *The Fiscal Analysis Division of the Legislative Counsel*  
19 *Bureau.*

20 8. The information provided by a department, institution or  
21 agency pursuant to paragraph (c) of subsection 1 is a public record  
22 and must be open to public inspection.

23 ~~8.~~ 9. As used in this section, "privatization contract" means a  
24 contract executed by or on behalf of a department, institution or  
25 agency which authorizes a private entity to provide public services  
26 which are:

27 (a) Substantially similar to the services performed by the public  
28 employees of the department, institution or agency; and

29 (b) In lieu of the services otherwise authorized or required to be  
30 provided by the department, institution or agency.

31 **Sec. 3.** NRS 353.246 is hereby amended to read as follows:

32 353.246 1. Except as otherwise provided in subsection 2 of  
33 this section and ~~subsection~~ *subsections 6 and 7* of NRS 353.210,  
34 the provisions of NRS 353.150 to 353.245, inclusive, do not apply  
35 to agencies, bureaus, commissions and officers of the Legislative  
36 Department, the Public Employees' Retirement System, ~~and~~ the  
37 Judicial Department of the State Government ~~+~~ *and the Tahoe*  
38 *Regional Planning Agency.*

39 2. The Legislative Department, the Public Employees'  
40 Retirement System, ~~and~~ the Judicial Department of the State  
41 Government *and the Tahoe Regional Planning Agency* shall  
42 submit their budgets to the Legislature in the same format as the  
43 proposed executive budget unless otherwise provided by the  
44 Legislative Commission. All projections of revenue and any other  
45 information concerning future state revenue contained in those



- 1 budgets must be based upon the projections and estimates prepared
- 2 by the Economic Forum pursuant to NRS 353.228.
- 3 **Sec. 4.** This act becomes effective on July 1, 2013.

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