

SENATE BILL NO. 255—SENATOR NEAL

MARCH 16, 2021

Referred to Committee on Revenue and
Economic Development

SUMMARY—Creates the Division of Supplier Diversity within the
Office of Economic Development. (BDR 18-572)

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.

AN ACT relating to economic development; creating the Division
of Supplier Diversity in the Office of Economic
Development; requiring the Executive Director of the
Office of Economic Development to appoint the
Administrator of the Division; setting forth the duties of
the Division; and providing other matters properly
relating thereto.

Legislative Counsel’s Digest:

1 Existing law creates, within the Office of the Governor, the Office of Economic
2 Development, which consists of the Division of Economic Development and the
3 Division of Motion Pictures. (NRS 231.043) **Section 2** of this bill creates a
4 Division of Supplier Diversity within the Office of Economic Development.
5 **Section 1** of this bill requires the Division of Supplier Diversity to: (1) conduct
6 outreach to minority-owned businesses, women-owned businesses, businesses
7 owned by persons with a disability and local emerging small businesses to inform
8 such businesses of contracting and procurement opportunities; (2) provide training
9 and assistance to minority-owned businesses, women-owned businesses, businesses
10 owned by persons with a disability and local emerging small businesses to assist
11 such businesses in obtaining government contracts and participating in the state and
12 local governmental procurement process; (3) develop and implement an online data
13 dashboard to provide information pertaining to the awarding of government
14 contracts and purchase orders; (4) submit an annual report to the Governor and
15 Legislative Counsel Bureau relating to the online data dashboard; (5) establish a
16 database of minority-owned businesses, women-owned businesses, businesses
17 owned by persons with a disability and local emerging small businesses; (6)
18 establish annual goals concerning the awarding of contracts to minority-owned
19 businesses, women-owned businesses, businesses owned by persons with a
20 disability and local emerging small businesses; (7) coordinate with existing



21 diversity supplier programs implemented by other governmental entities or
22 organizations within the State; (8) consolidate information contained in reports
23 submitted to the Office of Economic Development concerning local emerging small
24 businesses; (9) prepare a report regarding the policies and programs implemented
25 by the Division; and (10) provide transparency into the state and local
26 governmental procurement process. **Section 1** further requires all state and local
27 governmental agencies to cooperate with the Division of Supplier Diversity.

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

1 **Section 1.** Chapter 231 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. The Executive Director shall appoint the Administrator of*
4 *the Division of Supplier Diversity.*

5 *2. The Division of Supplier Diversity shall:*

6 *(a) Conduct outreach to minority-owned businesses, women-*
7 *owned businesses, businesses owned by persons with a disability*
8 *and local emerging small businesses to inform such businesses of*
9 *both private and public sector contracting and procurement*
10 *opportunities;*

11 *(b) Provide information, educational training and assistance to*
12 *minority-owned businesses, women-owned businesses, businesses*
13 *owned by persons with a disability and local emerging small*
14 *businesses to assist such businesses in obtaining state and local*
15 *government contracts and participating in the state and local*
16 *governmental procurement process. The educational training and*
17 *assistance must include, without limitation, in-person or online*
18 *training to help such businesses:*

19 *(1) Register as suppliers and apply for state and local*
20 *government purchasing contracts;*

21 *(2) Improve marketing strategies to increase procurement*
22 *opportunities; and*

23 *(3) Gain an understanding of any insurance or bonding*
24 *requirements to participate in the government procurement*
25 *process;*

26 *(c) Develop and implement an online data dashboard that*
27 *provides for each fiscal year:*

28 *(1) The procurement thresholds for state and local*
29 *governmental agencies;*

30 *(2) The total dollar amount of all purchases by state and*
31 *local governmental agencies;*

32 *(3) The total dollar amount of all purchases by state and*
33 *local governmental agencies from minority-owned businesses,*



1 *women-owned businesses, businesses owned by persons with a*
2 *disability and local emerging small businesses;*

3 (4) *The total dollar amount of all purchases from minority-*
4 *owned businesses, women-owned businesses, businesses owned by*
5 *persons with a disability and local emerging small businesses by*
6 *demographic;*

7 (5) *The total dollar amount of all purchases by each state*
8 *and local governmental agency;*

9 (6) *The total dollar amount of all purchases from minority-*
10 *owned businesses, women-owned businesses, businesses owned by*
11 *persons with a disability and local emerging small businesses by*
12 *each state and local governmental agency;*

13 (7) *The total number of contracts or purchase orders*
14 *awarded by state and local governmental agencies; and*

15 (8) *The total number of contracts or purchase orders*
16 *awarded by state and local governmental agencies to minority-*
17 *owned businesses, women-owned businesses, businesses owned by*
18 *persons with a disability and local emerging small businesses;*

19 (d) *Submit an annual report of the information described in*
20 *paragraph (c) to the Governor and the Director of the Legislative*
21 *Counsel Bureau for transmittal to the Legislature or, if the*
22 *Legislature is not in session, to the Legislative Commission;*

23 (e) *Establish a centralized database of minority-owned*
24 *businesses, women-owned businesses, businesses owned by*
25 *persons with a disability and local emerging small businesses*
26 *which can be shared with state and local governmental agencies;*

27 (f) *Establish annual goals concerning the awarding of*
28 *contracts to minority-owned businesses, women-owned businesses,*
29 *businesses owned by persons with a disability and local emerging*
30 *small businesses;*

31 (g) *Coordinate the activities and goals of the Division with*
32 *those of existing diversity supplier programs implemented by other*
33 *governmental entities or organizations within the State, including,*
34 *without limitation, the Nevada System of Higher Education, the*
35 *Department of Transportation, the Office of Economic*
36 *Development, and the Regional Business Development Advisory*
37 *Council for Clark County;*

38 (h) *Consolidate information contained in reports submitted to*
39 *the Office of Economic Development pursuant to NRS 332.201*
40 *and 333.177 concerning local emerging small businesses;*

41 (i) *Prepare, in cooperation with the Regional Business*
42 *Development Advisory Council for Clark County, a written report*
43 *regarding the policies and programs implemented by the Division*
44 *of Supplier Diversity, including, without limitation, any data or*
45 *information submitted by state and local governmental agencies to*



1 *the Office of Economic Development concerning local emerging*
2 *small businesses, minority-owned businesses, women-owned*
3 *businesses or businesses owned by persons with a disability; and*

4 (j) *Provide transparency into the state and local governmental*
5 *procurement process.*

6 3. *All state and local governmental agencies shall cooperate*
7 *with the Division of Supplier Diversity in carrying out the*
8 *provisions of this section.*

9 4. *As used in this section, "local emerging small business"*
10 *has the meaning ascribed to it in NRS 231.1402.*

11 **Sec. 2.** NRS 231.043 is hereby amended to read as follows:

12 231.043 1. There is hereby created within the Office of the
13 Governor the Office of Economic Development, consisting of:

14 (a) A Division of Economic Development; ~~and~~

15 (b) A Division of Motion Pictures ~~and~~; and

16 (c) *A Division of Supplier Diversity.*

17 2. The Governor shall propose a budget for the Office.

18 3. Employees of the Office are not in the classified or
19 unclassified service of this State and serve at the pleasure of the
20 Executive Director.

21 **Sec. 3.** The provisions of NRS 354.599 do not apply to any
22 additional expenses of a local government that are related to the
23 provisions of this act.

24 **Sec. 4.** The provisions of subsection 1 of NRS 218D.380 do
25 not apply to any provision of this act which adds or revises a
26 requirement to submit a report to the Legislature.

27 **Sec. 5.** This act becomes effective on July 1, 2021.

