

ASSEMBLY BILL NO. 10—COMMITTEE
ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE STATE CONTROLLER)

PREFILED NOVEMBER 15, 2016

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to state purchasing.
(BDR 27-430)

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 state purchasing; providing for the disposition of rebates for purchases made with procurement cards; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 This bill provides for the disposition of money received by the State in the form
2 of rebates for purchases made by using charge cards issued to state agencies or their
3 authorized representatives, commonly known as “procurement cards,” where the
4 disposition is not otherwise prohibited by law or any other restriction on the use or
5 disposition of the money used for such a purchase. Under the provisions of this bill,
6 after deducting administrative costs: (1) 50 percent of any such rebate is deposited
7 into the Account to Stabilize the Operation of the State Government, also known as
8 the Rainy Day Fund; and (2) the other 50 percent is given to the state agency that
9 made the purchase. Such money deposited into the Rainy Day Fund must not be
10 used to replace or supplant funding from other sources. Also, such money received
11 by a state agency: (1) must not be used to replace or supplant funding available
12 from other sources; and (2) may be used at the discretion of the head of the agency.

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

1 **Section 1.** Chapter 333 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. Except as otherwise prohibited by law or any other*
4 *applicable restriction on the use or disposition of the money used*



1 *for the purchase, any money provided to the State in the form of a*
2 *rebate for a purchase made with a procurement card must, after*
3 *deducting administrative costs, be distributed as follows:*

4 *(a) Fifty percent must be deposited into the Account to*
5 *Stabilize the Operation of the State Government created pursuant*
6 *to NRS 353.288; and*

7 *(b) Fifty percent must be given to the using agency that made*
8 *the purchase.*

9 *2. The money:*

10 *(a) Deposited into the Account to Stabilize the Operation of the*
11 *State Government pursuant to subsection 1 must not be used to*
12 *replace or supplant funding available from other sources.*

13 *(b) Received by a using agency pursuant to subsection 1:*

14 *(1) Must not be used to replace or supplant funding*
15 *available from other sources; and*

16 *(2) May be used at the discretion of the head of the using*
17 *agency.*

18 *3. As used in this section, "procurement card" means a*
19 *charge card issued to a using agency or its authorized*
20 *representative for the purchase of goods and services pursuant to*
21 *the provisions of this chapter.*

22 **Sec. 2.** This act becomes effective on July 1, 2017.

