

(Reprinted with amendments adopted on June 5, 2023)

FIRST REPRINT

A.B. 527

ASSEMBLY BILL NO. 527—COMMITTEE ON WAYS AND MEANS

MAY 31, 2023

Referred to Committee on Ways and Means

SUMMARY—Revises provisions relating to state financial administration. (BDR 31-1199)

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

~

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

AN ACT relating to state financial administration; revising requirements relating to the preparation of the state budget; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires the Chief of the Budget Division of the Office of Finance
2 in the Office of the Governor to prepare a proposed budget for the Executive
3 Department of the State Government. (NRS 353.185) Existing law requires the
4 Judicial and Legislative Departments of the State Government, the Public
5 Employees’ Retirement System and the Tahoe Regional Planning Agency to submit
6 to the Chief of the Budget Division for his or her information a copy of the budgets
7 that they propose to submit to the Legislature. (NRS 353.210) Under existing law,
8 the proposed budget for each fiscal year of a biennium is required to include a
9 reserve of not less than 5 percent or more than 10 percent of the total of all
10 proposed appropriations from the State General Fund for the operation of the State
11 Government and authorized expenditures from the State General Fund for the
12 regulation of gaming for that fiscal year. (NRS 353.213) This bill requires the Chief
13 of the Budget Division to include the total amount of appropriations included in the
14 budgets submitted by the Judicial and Legislative Departments of the State
15 Government, the Public Employees’ Retirement System and the Tahoe Regional
16 Planning Agency in the calculation of the reserve in the proposed budget.

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

1 **Section 1.** NRS 353.210 is hereby amended to read as follows:
2 353.210 1. Except as otherwise provided in subsections 6 and
3 7, on or before September 1 of each even-numbered year, all



1 departments, institutions and other agencies of the Executive
2 Department of the State Government, and all agencies of the
3 Executive Department of the State Government receiving state
4 money, fees or other money under the authority of the State,
5 including those operating on money designated for specific purposes
6 by the Nevada Constitution or otherwise, shall prepare, on blanks
7 furnished them by the Chief, and submit to the Chief:

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

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

14 (c) Any existing contracts for services the department,
15 institution or agency has with temporary employment services or
16 other persons, the proposed expenditures for such contracts in the
17 next 2 fiscal years and the reasons for the use of such services. If
18 such contracts include any privatization contracts, a copy of each of
19 those privatization contracts together with:

20 (1) A statement specifying the duration of the privatization
21 contracts;

22 (2) The number of privatization contracts proposed for the
23 next 2 fiscal years and the estimated expenditures for the
24 privatization contracts; and

25 (3) An analysis of each of the privatization contracts, which
26 includes, without limitation:

27 (I) For the preceding, current and next fiscal years, the
28 annual amount required to perform each of the privatization
29 contracts; and

30 (II) For the preceding and current fiscal years, the number
31 of persons the department, institution or agency employed pursuant
32 to the privatization contracts, reflected as the equivalent full-time
33 position if the persons were regularly employed by the department,
34 institution or agency, including the equivalent hourly wage and the
35 cost of benefits for each job classification.

36 (d) If the department, institution or agency has any existing
37 performance contracts that it has entered into pursuant to chapter
38 333A of NRS, any request to reinvest any savings realized under
39 such a contract for the next 2 fiscal years.

40 (e) Estimates of expenditure requirements of the department,
41 institution or agency, together with all anticipated income from fees
42 and all other sources, for the next 2 fiscal years compared with the
43 corresponding figures of the last completed fiscal year and the
44 estimated figures for the current fiscal year.



1 2. The Chief shall direct that one copy of the forms submitted
2 pursuant to subsection 1, accompanied by every supporting schedule
3 and any other related material, be delivered directly to the Fiscal
4 Analysis Division of the Legislative Counsel Bureau on or before
5 September 1 of each even-numbered year.

6 3. The Budget Division of the Office of Finance shall give
7 advance notice to the Fiscal Analysis Division of the Legislative
8 Counsel Bureau of any conference between the Budget Division of
9 the Office of Finance and personnel of other state agencies
10 regarding budget estimates. A Fiscal Analyst of the Legislative
11 Counsel Bureau or his or her designated representative may attend
12 any such conference.

13 4. The estimates of expenditure requirements submitted
14 pursuant to subsection 1 must be classified to set forth the data
15 of funds, organizational units, and the character and objects of
16 expenditures by program or budgetary account and by category of
17 expense, and must include a mission statement and measurement
18 indicators in adequate detail to comply with the requirements of
19 subparagraph (3) of paragraph (b) of subsection 1 of NRS 353.205.
20 The organizational units may be subclassified by functions and by
21 agencies, bureaus or commissions, or in any other manner at the
22 discretion of the Chief.

23 5. If any department, institution or other agency of the
24 Executive Department of the State Government, whether its money
25 is derived from state money or from other money collected under
26 the authority of the State, fails or neglects to submit estimates of its
27 expenditure requirements as provided in this section, the Chief may,
28 from any data at hand in the Chief's office or which the Chief may
29 examine or obtain elsewhere, make and enter a proposed budget for
30 the department, institution or agency in accordance with the data.

31 6. Agencies, bureaus, commissions and officers of the
32 Legislative Department, the Public Employees' Retirement System
33 and the Judicial Department of the State Government shall submit to
34 the Chief for his or her information in preparing the proposed
35 executive budget the budgets which they propose to submit to the
36 Legislature. *The Chief shall include the total amount of*
37 *appropriations included in the budgets submitted pursuant to this*
38 *subsection in the calculation of the reserve required pursuant to*
39 *subsection 3 of NRS 353.213.*

40 7. On or before September 1 of each even-numbered year, the
41 Tahoe Regional Planning Agency shall submit the budget which the
42 Agency proposes to submit to the Legislature to:

43 (a) The Chief for his or her information in preparing the
44 proposed executive budget. *The Chief shall include the total*
45 *amount of appropriations included in the budget submitted*



1 *pursuant to this subsection in the calculation of the reserve*
2 *required pursuant to subsection 3 of NRS 353.213.*

3 (b) The Fiscal Analysis Division of the Legislative Counsel
4 Bureau.

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

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

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

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

16 **Sec. 2.** (Deleted by amendment.)

17 **Sec. 3.** This act becomes effective on July 1, 2023.

