

SENATE BILL NO. 83—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE DEPARTMENT OF
TOURISM AND CULTURAL AFFAIRS)

PREFILED NOVEMBER 17, 2016

Referred to Committee on Government Affairs

SUMMARY—Revises various provisions relating to the Nevada
Indian Commission. (BDR 18-245)

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

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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 the Nevada Indian Commission; expanding the
purpose and powers of the Commission; and providing
other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law limits the purpose of the Nevada Indian Commission to: (1)
2 studying matters affecting the social and economic welfare and well-being of
3 American Indians residing in Nevada; and (2) recommending necessary or
4 appropriate action, policy and legislation or revision of legislation and regulations
5 pertaining to American Indians. (NRS 233A.090; Att'y Gen. Op. 2000-35 (Dec. 13,
6 2000)) **Section 1** of this bill expands the purpose of the Commission to include
7 considering and acting on matters and the jurisdiction of the Commission to include
8 matters affecting or of interest to American Indians and tribal governments in
9 Nevada.

10 The Commission is given certain powers in existing law to enable the
11 Commission to carry out its purpose. (NRS 233A.100) **Section 2** of this bill further
12 authorizes the Commission to: (1) facilitate relations between the State of Nevada
13 and tribal governments within Nevada to coordinate and enhance consultation,
14 under certain circumstances; (2) act as a coordinating agency and point of contact
15 for intergovernmental and interagency programs relating to tribal governments,
16 intertribal organizations, Indian-owned businesses and this State; and (3) assist in
17 establishing policy and serve as a clearinghouse for programs in this State which
18 affect American Indians residing in Nevada.



* S B 8 3 R 1 *

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

1 **Section 1.** NRS 233A.090 is hereby amended to read as
2 follows:

3 233A.090 *1.* The purpose of the Commission shall be to
4 study , *consider and act upon* matters affecting ~~the social and~~
5 ~~economic welfare and well-being of~~ *or of interest to* American
6 Indians ~~residing~~ *and tribal governments* in Nevada . ~~It~~ *The*
7 *Commission shall recommend necessary and appropriate action or*
8 *policy*, including, ~~but not limited to,~~ *without limitation*, ~~matters~~
9 ~~and problems relating to Indian affairs and to federal and state~~
10 ~~control, responsibility, policy and operations affecting such Indians.~~
11 ~~The Commission shall recommend~~ *recommendations regarding*
12 ~~necessary or appropriate action, policy and~~ legislation or revision
13 of legislation and administrative agency regulations pertaining to
14 ~~such~~ *American Indians* ~~and~~ *or tribal governments.*

15 2. The Commission shall ~~make and~~ report ~~from time to time~~
16 its findings , ~~and~~ recommendations , *actions and activities* to the
17 Legislature, to the Governor and to the public ~~and shall so report~~ at
18 least biennially.

19 **Sec. 2.** NRS 233A.100 is hereby amended to read as follows:

20 233A.100 The Commission may:

21 1. Appoint advisory committees whenever necessary or
22 appropriate to assist and advise the Commission in the performance
23 of its duties and responsibilities under this chapter.

24 2. Negotiate and contract with such other agencies, public or
25 private, as it deems necessary or appropriate for such services,
26 facilities, studies and reports to the Commission as will best enable
27 it to carry out the purposes for which it is created.

28 3. Cooperate with and secure the cooperation of *federal*, state,
29 county, city and other agencies, ~~including~~ Indian tribes, bands,
30 colonies , ~~and~~ groups and intertribal organizations *and other*
31 *public and private entities* in connection with its study , ~~for~~
32 investigation *or consideration* of *or action upon* any matter within
33 the scope of this chapter or NRS 383.150 to 383.190, inclusive.

34 4. *Upon the request of a tribal government, facilitate*
35 *relations between the State and tribal governments within Nevada*
36 *for the purpose of coordinating and enhancing consultation*
37 *between the State and tribal governments without infringing upon*
38 *tribal sovereignty.*

39 5. *Act as a coordinating agency and point of contact for*
40 *intergovernmental and interagency programs relating to tribal*
41 *governments, intertribal organizations, Indian-owned businesses*
42 *and this State.*



1 **6. *Assist in establishing policy and serve as a clearinghouse***
2 ***for programs in this State which affect the American Indians***
3 ***residing in Nevada.***

4 **Sec. 3.** This act becomes effective on July 1, 2017.



