



**DEPARTMENT OF BUSINESS AND INDUSTRY
OFFICE OF THE DIRECTOR**

4/30/2025

SB 78 Amendments:

Removal of Prior Bill Language regarding New Advisory Bodies within the Executive Branch Departments, Merged Boards, New Board configurations, Reversion to Original Statutes, Elimination of Consolidated Advisory Bodies, Title 54 Boards, and Affected Provisions in Blue Text:

- Strike all sections introducing new advisory bodies within the Executive Branch of the State Government,
- Strike all sections introducing Title 54 Boards
- Remove any sections proposing the modification of existing advisory bodies are reverted to the original statutory language
- Remove any section proposing the modification of existing Title 54 boards are reverted to the original statutory language.
- Remove all new provisions introduced in the bill that are denoted in blue text and refer to the creation, modification, or consolidation of advisory bodies and Title 54 boards.
- Remove provisions consolidating existing advisory councils and Title 54 boards into new entities unless otherwise stated:
- Ensure all references to new advisory councils, committees, or boards throughout the bill are removed or amended to revert to pre-existing structures or statutory conditions unless otherwise stated:
 - o Section 1
 - o Section 11 (1)(a-e)
 - o Section 17-22
 - o Section 24 (2) (b, c, d, f, g, m, n, p, q, r, s, t, v, w, aa, dd, ee, gg, hh, ii, jj)
 - o Section 24 (3) (a-yyy)
 - o Section 26-80
 - o Section 80-87
 - o Section 89-91
 - o Section 93
 - o Section 95-96

Section 12: *1. The Office of Nevada Boards, Commissions and Councils Standards Account*

is hereby created in the State General Fund. The Account must be administered by the Deputy Director and may be expended only to carry out the provisions of NRS 232.8413 and 232.8415 and sections 3 to 16, inclusive, of this act.

2. The interest and income earned on the money in the Account, after deducting applicable charges, must be credited ~~[to the Account]~~ [back to the board].

3. Any money in the Account and any unexpended appropriations made to the Account from the State General Fund remaining at the end of a fiscal year do not revert to the State General Fund, and the balance in the Account ~~[must be carried forward to the next fiscal year]~~ [is reverted back to the board].

Section 13: 1. A board, commission, council or similar body under the purview of the Office pursuant to NRS 232.8415 may ~~[not]~~ request that any person or governmental entity submit to the Legislative Counsel a request for the drafting of a legislative measure on behalf of the board, commission, council or similar body other than as set forth in this section.

2. If a board, commission, council or similar body under the purview of the Office pursuant to NRS 232.8415 wishes that a request for the drafting of a legislative measure be submitted to the Legislative Counsel on behalf of the board, commission, council or similar body, [shall] ~~[it must]~~ submit the request to the [Director and] Deputy Director ~~[for approval. If the Deputy Director approves the request: (a) Except as otherwise provided in paragraph (b), the Deputy Director shall forward the request to the Governor or the Governor's designated representative. If the Governor or the Governor's designated representative approves the request, he or she may submit the request to the Legislative Counsel pursuant to NRS 218D.175. (b) If the board, commission, council or similar body is an authorized nonlegislative requester entitled to submit a request for the drafting of a legislative measure pursuant to NRS 218D.175 to 218D.220, inclusive, the board, commission, council or similar body may submit the request to the Legislative Counsel in accordance with the applicable provisions of NRS 218D.175 to 218D.220, inclusive.]~~

Section. 15 1. The Office shall maintain an Internet website through which any board, commission, council or similar body under its purview pursuant to NRS 232.8415 ~~[may]~~ [shall] post Information [in the performance of official acts of the applicable body].

Section 25: NRS 232.864 is hereby amended to read as follows: 232.864 1. ~~[The Director]~~ Except as otherwise provided in section 11 of this act, the Office of Minority Health and Equity of the Department of Health and Human Services shall provide staff assistance to the Commission [Commission, meaning the Commission on Minority Affairs] as the Governor deems appropriate.

Section 50: Leave the Commission on Postsecondary Education within the Employment Security Division of the Department of Employment, Training, and Rehabilitation.

Section 73: Leave the Administrator responsible for the administration, through the Administrator of the Commission on Postsecondary Education of the provisions of NRS 394.383

to 394.560

Sec. 88. NRS 632.060 is hereby amended to read as follows:

632.060 1. Each year at a meeting of the Board, to be held in accordance with NRS 632.070, the Board shall elect from its members a President, a Vice President and a Secretary.

2. The ~~[Board]~~ ~~[Director the Deputy Director with the approval of the Director of the Department of Business and Industry may appoint an Executive Director of the Board]~~ ~~[Deputy Director with the approval of the Director of the Department of Business and Industry will make recommendations to the boards as to the confirmation of proposed Executive Directors consistent with their interest, skill, and prior performance. Generally, related to the Executive Directors, including those who continued from prior roles or retained otherwise:].~~ ~~[who need not be a member of the Board.]~~ ~~[The Executive Director appointed by the Board must be a professional nurse licensed to practice nursing in the State of Nevada.]~~ The Executive Director ~~[May be removed by the Governor for cause].~~ ~~[shall]:~~

~~(a) [Is in the unclassified service of the State and serves at the pleasure of the Director].~~

~~(b) [Shall perform such duties as [the Board may direct and] are directed by the Deputy Director of the Office of Nevada Boards, Commissions and Councils Standards of the Department of Business and Industry, as advised by the Board.]~~

3. *The Executive Director* is entitled to receive compensation as set by the ~~[Board.]~~ ~~[Deputy Director of the Office of Nevada Boards, Commissions and Councils Standards].~~ The Executive Director is entitled to receive per diem allowance and travel expenses at a rate fixed by the ~~[Board,]~~ ~~[Deputy Director]~~ while engaged in the business of the Board. The rate must not exceed the rate provided for state officers and employees generally.

Staffing and Administration

To authorize the Department to coordinate with State Purchasing on the administration of all contracts.

1. The Department in coordination with State Purchasing and the Attorney General shall evaluate and determine contractual compliance with but not limited to NRS 333, 334, and 338 and their related regulations. In addition to any contract not in compliance with NRS 333.810 being void and the responsibility of the signatory and head of the contracting entity (such as contracts without required approval, no competition, or missing required contract language), the Department shall terminate any contract determined not to be in the States best interest. Where a contract is missing termination for non-appropriation language and contains promises binding beyond the current biennium, the Department may act to (a) terminate the contract for non-appropriation or (b) not comply with provisions exceeding budgetary authority (such as improper automatic renewal, penalties and/or interest which exceed the contract not to exceed amounts, and related terms in conflict with state fiscal rules)
2. The Department of Business and Industry is authorized to recruit, hire, and onboard new staff as needed to support its expanded responsibilities under this Act. This

authority includes creating and filling new positions necessary to meet operational demands, ensuring the effective integration of transferred boards and commissions in NRS 232.8415, and maintain the delivery of services to the public. The Department shall ensure that all hiring complies with applicable state personnel laws and regulations. The Department may, within the limits of available funds, employ such persons as he or she deems necessary to provide an appropriate staff for the Office of Nevada Boards, Commissions, and Councils Standards. Such staff and employees include, without limitation:

- a. Executive Staff
- b. Administrative and clerical staff
- c. Research and analytical staff,
- d. And other persons the Deputy Director with approval of the Director determines are necessary to effectively fulfill the duties, responsibilities and obligations of the Office of Nevada Boards, Commissions, and Councils Standards.

3. Except as otherwise provided by specific statute, the Deputy Director with approval of the Director shall:

- a. Determine the salaries and benefits of the persons employed pursuant to subsection 4, within limits of money available for the purpose; and
- b. Adopt such rules and policies as he or she deems appropriate to establish the duties and employment rights of the persons employees pursuant to subsection 2.

Board Member and Executive Director Removal: The Governor may remove a member of the Board for cause.

Grant Funding:

- Notwithstanding any other provision of law, each board created pursuant to Title 54 of NRS, including any board that is merged, restructured, or otherwise brought under the Office of Boards, Commissions, and Councils Standards as provided in this act, is authorized to apply for, accept, and expend grants or other forms of financial assistance from any federal, state, local, or private source, subject to any applicable limitations or requirements imposed by law or the granting entity.
- Any grant funds received by a Title 54 board must be used in accordance with the purpose and conditions of the grant and accounted for separately from other board funds.
- The Title 54 boards shall retain oversight and authority over their funding. The Office of Boards, Commissions, and Councils Standards may provide administrative support, including assistance with grant administration and compliance, to help ensure accountability and maximize funding opportunities.

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