

Amendment No. 598

Assembly Amendment to Senate Bill No. 405	(BDR 17-541)
Proposed by: Assembly Committee on Legislative Operations and Elections	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>	Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>
Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>	Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>
Receded <input type="checkbox"/>	Not <input type="checkbox"/>	Receded <input type="checkbox"/>	Not <input type="checkbox"/>

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold underlining* is newly added transitory language.

SHORT FORM AMENDMENT

Sections 1 and 38.5 of this act are the only sections affected by this amendment.

SSH/KCP



Date: 5/19/2013

S.B. No. 405—Revises provisions relating to the submission of reports to the Director of the Legislative Counsel Bureau and certain other persons. (BDR 17-541)



If this amendment is adopted, the Legislative Counsel's Digest will be changed as follows:

Legislative Counsel's Digest:

Existing law requires various state and local officers and agencies to submit reports to the Legislative and Executive Departments of the State Government. Sections ~~2-304~~ 2-38 and 39 of this bill eliminate the requirement for the submission of certain obsolete and redundant reports. ~~(Section)~~

In addition, section 1 of this bill requires the Director of the Legislative Counsel Bureau to review existing law and develop recommendations for the elimination or revision of ~~the requirement for the~~ any other provisions that require submission of ~~certain other~~ obsolete and redundant reports. **Section 1** further requires: (1) the recommendations to be presented biennially to the Legislative Commission; and (2) the Legislative Commission, as it deems appropriate, to request the preparation of a bill draft to facilitate the recommendations.

During this session, the Legislature passed Assembly Bill No. 350, which requires the Legislative Commission to review certain requirements in existing law for submitting reports to the Legislature and to determine whether such requirements should be repealed, revised or continued. Section 38.5 of this bill amends A.B. 350 to require the Legislative Commission to consider, in addition to other criteria, the recommendations made by the Director pursuant to section 1 of this bill regarding the elimination or revision of requirements in existing law for submitting reports to the Legislature.

Section 1 of Senate Bill No. 405 is hereby amended as follows:

Section 1. Chapter ~~2201~~ 218D of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Director ~~of the Legislative Counsel Bureau~~ shall develop recommendations for the:

(a) Elimination of any requirements to submit obsolete or redundant reports to the Legislature; and

(b) Revision of any requirements for reporting to reduce the frequency or to change the due dates, or any other revision of the requirements deemed appropriate by the Director.

2. In developing the recommendations required pursuant to subsection 1, the Director shall consider:

(a) The length of time the requirement has been in existence and whether the requirement remains relevant;

(b) The ability of the Legislature and the public to obtain the information provided in a report from another source; and

(c) Any other criteria determined by the Director to be appropriate.

3. The Director's recommendations, if any, must be ~~presented~~ :

(a) Presented to the Legislative Commission on or before July 1 of each even-numbered year ~~it~~ ; and

(b) Considered by the Legislative Commission when it conducts its review pursuant to section 1 of Assembly Bill No. 350 of this session of the requirements in state legislation for submitting such reports to the Legislature.

4. ~~The~~ Based on the Director's recommendations and its review pursuant to section 1 of Assembly Bill No. 350 of this session, the Legislative Commission shall, as it deems appropriate, ~~request the preparation of a bill draft~~ :

(a) Make recommendations to the Legislature regarding whether the requirements in state legislation for submitting such reports to the Legislature should be repealed, revised or continued; and

1 (b) Request the drafting of a legislative measure pursuant to NRS 218D.160
 2 to facilitate ~~the~~ its recommendations.

NEW section 38.5 of Senate Bill No. 405 is hereby added as follows:

3 Sec. 38.5. Section 1 of Assembly Bill No. 350 of this session is hereby
 4 amended to read as follows:

5 Chapter 218D of NRS is hereby amended by adding
 6 thereto a new section to read as follows:

7 1. Any provision of state legislation enacted on or after July 1, 2013,
 8 which adds or revises a requirement to submit a report to the Legislature
 9 must:

10 (a) Expire by limitation 5 years after the effective date of the addition
 11 or revision of the requirement; or

12 (b) Contain a statement by the Legislature setting forth the
 13 justifications for continuing the requirement for more than 5 years. The
 14 statement must include, without limitation:

15 (1) If the requirement is being revised, the date the requirement
 16 was enacted;

17 (2) If the requirement concerns a report regarding the
 18 implementation or monitoring of a new program, an analysis of the
 19 continued usefulness of such a report after 5 years; and

20 (3) An identification and analysis of any costs or benefits
 21 associated with or expected to be associated with the report.

22 2. The Legislative Commission shall review the requirements in
 23 state legislation for submitting a report to the Legislature which have
 24 been in existence for 4 years or more to determine whether the
 25 requirements should be repealed, revised or continued. In making its
 26 determination pursuant to this subsection, the Legislative Commission
 27 shall:

28 (a) Identify and analyze any costs or benefits associated with the
 29 report;

30 (b) Consider the ability of the Legislature to obtain the information
 31 provided in the report from another source; ~~and~~

32 (c) Consider any recommendations made by the Director pursuant to
 33 section 1 of Senate Bill No. 405 of this session regarding the elimination
 34 or revision of requirements in state legislation to submit obsolete or
 35 redundant reports to the Legislature; and

36 (d) Consider any other criteria determined by the Legislative
 37 Commission to be appropriate.

38 3. ~~The Legislative Commission may, based~~ Based upon its review
 39 of the requirements pursuant to subsection 2, ~~make~~ the Legislative
 40 Commission shall, as it deems appropriate;

41 (a) Make recommendations to the Legislature regarding whether the
 42 requirements in state legislation for submitting ~~those~~ such reports to the
 43 Legislature should be repealed, revised or continued ~~it~~; and

44 (b) Request the drafting of a legislative measure pursuant to NRS
 45 218D.160 to facilitate its recommendations.