

Committee Action:
Do Pass _____
Amend & Do Pass _____
Other _____

Assembly Committee on Government Affairs

This measure may be considered for action during today's work session.

ASSEMBLY BILL 340

Provides for the review of certain administrative regulations by the Legislature. (BDR 18-929)

Sponsored By: Assemblyman Matthews
Date Heard: March 30, 2021
Fiscal Notes: Effect on Local Government: No.
Effect on the State: Yes.

Assembly Bill 340 prohibits a state agency from adopting a regulation if the agency determines that the economic impact of the proposed regulation is \$10 million or more. The bill also requires an agency to determine the economic impact of a proposed regulation, which includes the costs to implement the proposed regulation and any costs reasonably expected to be incurred or passed on to local governments, businesses, and any other person. The bill further provides that if the economic impact of the proposed regulation is \$10 million or more, the agency must submit the proposed regulation to the Legislature and the governor for approval. Finally, the bill authorizes the director of the Office of Finance within the Office of the Governor to request a legislative measure necessary to implement the budget proposed by the governor and provide for the fiscal management of the state any proposed regulation which an agency has determined will have an economic impact of \$10 million or more.

Amendments:

Assemblyman Andy Matthews proposes to amend the bill to remove the existing language and instead require the Legislative Commission to appoint a committee to study the number of regulations that would be captured under the original provisions of the bill and the cost to conduct an economic impact on those regulations.

Proposed Conceptual Amendment—Assembly Bill 340

Presented by Assemblyman Matthews

Remove the existing provisions of the bill and replace them with provisions requiring that the Legislative Commission shall appoint a committee to study the number of regulations that would be captured under the original provisions of the bill.

- 1) The interim committee must be composed of six Legislators as follows:
 - (a) Two members appointed by the Majority Leader of the Senate;
 - (b) Two members appointed by the Speaker of the Assembly;
 - (c) One member appointed by the Minority Leader of the Senate; and
 - (d) One member appointed by the Minority Leader of the Assembly.

- 2) The Legislative Commission shall appoint a Chair and Vice Chair from among the members of the interim committee.

- 3) In conducting the study, the interim committee shall consult with and solicit input from persons, organizations, and agencies with expertise in matters relevant to the costs and implementation of state regulations.

- 4) The interim committee shall study and examine:
 - (a) the number of regulations that would be captured under the original provisions of the bill over a two-year period.
 - (b) the cost to do independent analyses of regulations to determine their economic impact.

- 5) The Legislative Commission shall submit a report of the results of the study, including any recommendations for legislation to:
 - (a) The Legislative Committee on Government Affairs; and
 - (b) The Director of the Legislative Counsel Bureau for transmittal to the 83rd Session of the Nevada Legislature.