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FIRST REPRINT

A.B. 366

ASSEMBLY BILL NO. 366—COMMITTEE
ON GOVERNMENT AFFAIRS

MARCH 21, 2023

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing the Keep Nevada Working Task Force. (BDR 18-1056)

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

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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 governmental administration; moving the Keep Nevada Working Task Force from the Office of the Lieutenant Governor to the Office of the Secretary of State; revising the membership of the Task Force; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law establishes the Keep Nevada Working Act and creates the Keep
2 Nevada Working Task Force within the Office of the Lieutenant Governor. (NRS
3 224.320) Existing law further prescribes the duties of the Task Force, which
4 include, without limitation: (1) developing strategies with private sector businesses,
5 labor organizations and immigrant advocacy groups to support current and future
6 industries across this State; (2) conducting research on methods to strengthen career
7 pathways for immigrants and create enhanced partnerships with projected growth
8 industries; (3) supporting the efforts of certain groups and entities to provide
9 predictability and stability to the workforce in this State; (4) recommending
10 approaches to improve the ability of this State to attract and retain immigrant
11 business owners that provide new business and trade opportunities; and (5) entering
12 into a contract with a consultant to perform research necessary to carry out the
13 duties of the Task Force. (NRS 224.340)

14 **Sections 2-6 and 11** of this bill: (1) move the Task Force from the Office of the
15 Lieutenant Governor to the Office of the Secretary of State; (2) set forth the
16 membership of the Task Force, with certain changes from the current Task Force;
17 and (3) set forth the duties of the Task Force, which are the same duties of the
18 current Task Force. **Sections 7 and 8** of this bill make technical changes to internal
19 references to provisions of the Nevada Revised Statutes related to moving the Task
20 Force into the Office of the Secretary of State.



21 **Section 9** of this bill provides that membership of the existing Task Force
22 continue to serve as members until the membership is appointed pursuant to **section**
23 **4** of this bill.

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

1 **Section 1.** Chapter 225 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 6, inclusive, of this
3 act.

4 **Sec. 2.** *Sections 2 to 6, inclusive, of this act may be cited as*
5 *the Keep Nevada Working Act.*

6 **Sec. 3.** *As used in sections 2 to 6, inclusive, of this act, "Task*
7 *Force" means the Keep Nevada Working Task Force created by*
8 *section 4 of this act.*

9 **Sec. 4. 1.** *The Keep Nevada Working Task Force is hereby*
10 *created within the Office of the Secretary of State.*

11 **2.** *The Task Force consists of:*

- 12 **(a)** *The Secretary of State, or his or her designee;*
13 **(b)** *Eight members appointed by the Secretary of State; and*
14 **(c)** *One member appointed by the Lieutenant Governor.*

15 **3.** *The Secretary of State shall appoint the following persons*
16 *to serve on the Task Force:*

- 17 **(a)** *One person who represents an immigrant advocacy group.*
18 **(b)** *One person who represents a chamber of commerce in this*
19 *State.*
20 **(c)** *One person who represents a labor organization.*
21 **(d)** *One person who represents a local workforce board in this*
22 *State.*

23 **(e)** *One person who represents a bar association or like*
24 *association of lawyers which is involved in the advocacy of*
25 *immigrants.*

26 **(f)** *One person who represents a small business that employs*
27 *50 or fewer full-time or part-time employees.*

28 **(g)** *One person who represents a state agency that works on*
29 *immigrant workforce development.*

30 **(h)** *One person who represents an institution of higher*
31 *education.*

32 **4.** *The members of the Task Force shall serve terms of 3*
33 *years. A member may be reappointed to the Task Force and any*
34 *vacancy must be filled in the same manner as the original*
35 *appointment.*

36 **5.** *The members of the Task Force serve without*
37 *compensation.*



1 **Sec. 5. 1.** *At the first meeting of each fiscal year, the Task*
2 *Force shall elect from its members a Chair and a Vice Chair.*

3 *2. The Task Force shall meet at least once each quarter.*

4 *3. A majority of the members of the Task Force constitutes a*
5 *quorum for the transaction of business, and a majority of these*
6 *members present at the meeting is sufficient for any official action*
7 *taken by the Task Force.*

8 **Sec. 6. 1.** *The Task Force may:*

9 *(a) Develop strategies with private sector businesses, labor*
10 *organizations and immigrant advocacy groups to support current*
11 *and future industries across this State.*

12 *(b) Conduct research on methods to strengthen career*
13 *pathways for immigrants and create enhanced partnerships with*
14 *projected growth industries.*

15 *(c) Support the efforts of business leadership, civic groups,*
16 *government and immigrant advocacy groups to provide*
17 *predictability and stability to the workforce in this State.*

18 *(d) Recommend approaches to improve the ability of this State*
19 *to attract and retain immigrant business owners that provide new*
20 *business and trade opportunities.*

21 *(e) Enter into a contract with a consultant to perform research*
22 *necessary to carry out the duties of the Task Force.*

23 *2. The Task Force may create subcommittees to the Task*
24 *Force for any purpose that is consistent with the duties of the Task*
25 *Force. If a subcommittee is created:*

26 *(a) The Task Force shall appoint the members of the*
27 *subcommittee and designate one of the members of the*
28 *subcommittee as chair of the subcommittee. The chair of*
29 *the subcommittee must be a member of the Task Force.*

30 *(b) The subcommittee shall meet at the times and places*
31 *specified by a call of the chair of the subcommittee. A majority of*
32 *the members of the subcommittee constitutes a quorum, and a*
33 *quorum may exercise any power or authority conferred on the*
34 *subcommittee.*

35 *3. On or before July 1, 2024, and on or before July 1 of each*
36 *subsequent year, the Task Force shall submit a written report to*
37 *the Director of the Legislative Counsel Bureau for submission to*
38 *the Legislative Commission. The report must include, without*
39 *limitation, a summary of the work of the Task Force and any*
40 *recommendations for legislation.*

41 *4. The Secretary of State may accept gifts, grants and*
42 *donations from any source for the purpose of carrying out the*
43 *provisions of sections 2 to 6, inclusive, of this act.*



1 *5. The Office of the Secretary of State shall provide*
2 *personnel, facilities, equipment, funding and supplies as required*
3 *by the Task Force to carry out its duties.*

4 *6. Each agency, board, commission, department, officer,*
5 *employee or agent of this State, or a political subdivision thereof,*
6 *shall provide the Task Force with such assistance as the Task*
7 *Force may reasonably require in discharging its duties.*

8 **Sec. 7.** NRS 228.206 is hereby amended to read as follows:

9 228.206 1. The Attorney General shall, in consultation with
10 relevant stakeholders and the Keep Nevada Working Task Force
11 created by ~~[NRS-224.320.]~~ *section 4 of this act*, publish model
12 policies which provide guidance and training recommendations to
13 state or local law enforcement agencies. The model policies must
14 prioritize guidance and training recommendations which:

15 (a) Foster trust between the community and state or local law
16 enforcement agencies; and

17 (b) Limit, to the fullest extent practicable and consistent with
18 any applicable law, the engagement of state or local law
19 enforcement agencies with federal immigration authorities for the
20 purpose of immigration enforcement.

21 2. Each state or local law enforcement agency shall:

22 (a) Adopt policies consistent with the model policies of the
23 Attorney General published pursuant to subsection 1; or

24 (b) Notify the Attorney General that the state or local law
25 enforcement agency is not adopting policies consistent with the
26 model policies of the Attorney General.

27 3. The notification described in paragraph (b) of subsection 2
28 must include, without limitation:

29 (a) The reason that the state or local law enforcement agency is
30 not adopting policies consistent with the model policies of the
31 Attorney General; and

32 (b) A copy of the policies of the state or local law enforcement
33 agency.

34 4. As used in this section, "state or local law enforcement
35 agency" means:

36 (a) The sheriff's office of a county;

37 (b) A metropolitan police department;

38 (c) A police department of an incorporated city;

39 (d) Any entity authorized to operate a prison, jail or detention
40 facility, including, without limitation, any facility for the detention
41 of juveniles;

42 (e) The Division of Parole and Probation of the Department of
43 Public Safety;

44 (f) Any department of alternative sentencing; and



1 (g) Any other state or local agency, office, bureau, department,
2 unit or division created by any statute, ordinance or rule which:

3 (1) Has a duty to enforce the law; and

4 (2) Employs any person upon whom some or all of the
5 powers of a peace officer are conferred pursuant to NRS 289.150 to
6 289.360, inclusive.

7 **Sec. 8.** NRS 228.208 is hereby amended to read as follows:

8 228.208 1. The Attorney General shall, in consultation with
9 relevant stakeholders and the Keep Nevada Working Task Force
10 created by ~~[NRS 224.320.]~~ *section 4 of this act*, publish model
11 policies for limiting, to the fullest extent possible and consistent
12 with any applicable law, immigration enforcement at public schools,
13 institutions of higher education, health care facilities and
14 courthouses to ensure that such places remain safe and accessible to
15 residents of this State regardless of the immigration status or
16 citizenship of such persons.

17 2. Each public school, institution of higher education, health
18 care facility and courthouse in this State shall:

19 (a) Adopt policies consistent with the model policies of the
20 Attorney General published pursuant to subsection 1; or

21 (b) Notify the Attorney General that the public school,
22 institution of higher education, health care facility or courthouse, as
23 applicable, is not adopting policies consistent with the model
24 policies of the Attorney General.

25 3. Any organization that provides services relating to physical
26 or mental health and wellness, education or access to justice is
27 encouraged to adopt policies consistent with the model policies of
28 the Attorney General published pursuant to subsection 1.

29 4. The notification described in paragraph (b) of subsection 2
30 must include, without limitation:

31 (a) The reason that the public school, institution of higher
32 education, health care facility or courthouse, as applicable, is not
33 adopting policies consistent with the model policies of the Attorney
34 General; and

35 (b) A copy of the policies of the public school, institution of
36 higher education, health care facility or courthouse, as applicable.

37 5. A policy adopted pursuant to this section must comply with:

38 (a) Any applicable law;

39 (b) Any policy, grant, waiver or other requirement necessary to
40 maintain the funding of the public school, institution of higher
41 education, health care facility, courthouse or other organization, as
42 applicable; and

43 (c) Any agreement related to the operation and functions of the
44 public school, institution of higher education, health care facility,
45 courthouse or other organization, as applicable.



1 6. As used in this section:

2 (a) "Health care facility" means a facility licensed pursuant to
3 chapter 449 of NRS and which is operated by this State or a political
4 subdivision thereof.

5 (b) "Institution of higher education" has the meaning ascribed to
6 it in NRS 179D.045.

7 (c) "Public school" means any school described in
8 NRS 388.020.

9 **Sec. 9.** 1. The persons who are members of the Keep Nevada
10 Working Task Force on July 1, 2023, continue to serve as members
11 until the Secretary of State appoints members to the Task Force
12 pursuant to section 4 of this act.

13 2. Nothing in this act prohibits the Secretary of State from
14 appointing a person to the Keep Nevada Working Task Force who
15 was appointed to the Task Force by the Lieutenant Governor
16 pursuant to NRS 224.320, as that section existed on June 30, 2023,
17 if the person meets the qualifications for appointment pursuant to
18 section 4 of this act.

19 **Sec. 10.** 1. Any administrative regulations adopted by an
20 officer or an agency whose name has been changed or whose
21 responsibilities have been transferred pursuant to the provisions of
22 this act to another officer or agency remain in force until amended
23 by the officer or agency to which the responsibility for the adoption
24 of the regulations has been transferred.

25 2. Any contracts or other agreements entered into by an officer
26 or agency whose name has been changed or whose responsibilities
27 have been transferred pursuant to the provisions of this act to
28 another officer or agency are binding upon the officer or agency to
29 which the responsibility for the administration of the provisions of
30 the contract or other agreement has been transferred. Such contracts
31 and other agreements may be enforced by the officer or agency to
32 which the responsibility for the enforcement of the provisions of the
33 contract or other agreement has been transferred.

34 3. Any action taken by an officer or agency whose name has
35 been changed or whose responsibilities have been transferred
36 pursuant to the provisions of this act to another officer or agency
37 remains in effect as if taken by the officer or agency to which the
38 responsibility for the enforcement of such actions has been
39 transferred.

40 **Sec. 11.** NRS 224.300, 224.310, 224.320, 224.330 and
41 224.340 are hereby repealed.

42 **Sec. 12.** 1. This section becomes effective upon passage and
43 approval.

44 2. Sections 1 to 11, inclusive, of this act become effective:



- 1 (a) Upon passage and approval for the purpose of appointing
2 members to the Keep Nevada Working Task Force created by
3 section 4 of this act and performing any other preparatory
4 administrative tasks that are necessary to carry out the provisions of
5 this act; and
6 (b) On July 1, 2023, for all other purposes.

LEADLINES OF REPEALED SECTIONS

224.300 Short title.

224.310 "Task Force" defined.

**224.320 Creation; membership; terms and reappointment
of members; vacancies; service without compensation.**

**224.330 Election of Chair and Vice Chair; frequency and
location of meetings; quorum.**

**224.340 Powers; annual report to Legislative Commission;
acceptance of gifts, grants and donations; operational support;
assistance from public agencies.**

