

Amendment No. 56

Assembly Amendment to Assembly Bill No. 172	(BDR 23-700)
Proposed by: Assembly Committee on Government Affairs	
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) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

AMD/HAC



Date: 4/4/2023

A.B. No. 172—Revises provisions governing collective bargaining for local government employees. (BDR 23-700)



ASSEMBLY BILL NO. 172—ASSEMBLYMEN ANDERSON,
DURAN, CARTER; CONSIDINE AND THOMAS

FEBRUARY 15, 2023

JOINT SPONSOR: SENATOR DALY

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing collective bargaining for local government employees. (BDR 23-700)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 collective bargaining; requiring each local government employer to semiannually provide each employee organization recognized by the local government employer certain information relating to each employee of the bargaining unit represented by the employee organization; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires each employee organization recognized by a local government
2 employer in this State to file a report with the Government Employee-Management Relations
3 Board each year containing certain information, including, without limitation, the total
4 number of persons in each bargaining unit represented by the employee organization. (NRS
5 288.165) **Section 1** of this bill requires, *with certain exception, that* each local government
6 employer ~~to~~ provide each employee organization recognized by the local government
7 employer the *name*, address, *email address*, telephone number, work contact information and
8 work location of each employee in the bargaining unit represented by the employee
9 organization *at least* on a semiannual basis. *Section 1 further provides that if a local*
10 *government employee notifies his or her employer in writing that he or she does not*
11 *want the employer to provide his or her information to the employee organization, the*
12 *local government employer: (1) must still provide the information to the employee*
13 *organization twice per year, but must not provide the information to the employee*
14 *organization more often; and (2) must still provide the information to the Government*
15 *Employee-Management Relations Board when requested by order of the Board. Section*
16 *1 also provides that information about any local government employee provided to an*
17 *employee organization or the Board is confidential and is not a public record. Section 3*
18 *of this bill makes a conforming change relating to making such information confidential*
19 *and not a public record.*
20 *Section 2* of this bill makes a conforming change to indicate the proper placement of
21 *section 1* in the Nevada Revised Statutes.

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

1 **Section 1.** Chapter 288 of NRS is hereby amended by adding thereto a new
2 section to read as follows:

3 1. ~~For~~ Except as otherwise provided in subsection 3, at least twice each
4 year, on or before January 1 and July 1, ~~of each year,~~ each local government
5 employer shall provide each employee organization recognized by the local
6 government employer the name, address, email address, telephone number, work
7 contact information and work location of each local government employee of the
8 bargaining unit represented by the employee organization.

9 2. A local government employer is required to provide an employee
10 organization with the information about a local government employee pursuant
11 to subsection 1 regardless of whether the employee has joined the employee
12 organization.

13 3. If a local government employee notifies his or her employer in writing
14 that he or she does not want the employer to provide any of his or her
15 information to the employee organization recognized by the local government
16 employer, the local government employer:

17 (a) Must still provide the information set forth in subsection 1 to the
18 employee organization on or before January 1 and July 1 of each year but must
19 not provide the information set forth in subsection 1 to the employee organization
20 more often; and

21 (b) Must still provide the information set forth in subsection 1 to the
22 Government Employee-Management Relations Board when requested by the
23 order of the Board.

24 4. Information about any local government employee that is provided
25 pursuant to this section to an employee organization or the Government
26 Employee-Management Relations Board is confidential and is not a public
27 record.

28 **Sec. 2.** NRS 288.131 is hereby amended to read as follows:

29 288.131 As used in NRS 288.131 to 288.280, inclusive, and section 1 of this
30 act, unless the context otherwise requires, the words and terms defined in NRS
31 288.132 to 288.138, inclusive, have the meanings ascribed to them in those
32 sections.

33 **Sec. 3.** NRS 239.010 is hereby amended to read as follows:

34 239.010 1. Except as otherwise provided in this section and NRS 1.4683,
35 1.4687, 1A.110, 3.2203, 41.0397, 41.071, 49.095, 49.293, 62D.420, 62D.440,
36 62E.516, 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 75A.100,
37 75A.150, 76.160, 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515,
38 87.5413, 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345,
39 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270, 116B.880,
40 118B.026, 119.260, 119.265, 119.267, 119.280, 119A.280, 119A.653, 119A.677,
41 119B.370, 119B.382, 120A.640, 120A.690, 125.130, 125B.140, 126.141, 126.161,
42 126.163, 126.730, 127.007, 127.057, 127.130, 127.140, 127.2817, 128.090,
43 130.312, 130.712, 136.050, 159.044, 159A.044, 172.075, 172.245, 176.015,
44 176.0625, 176.09129, 176.156, 176A.630, 178.39801, 178.4715, 178.5691,
45 179.495, 179A.070, 179A.165, 179D.160, 200.3771, 200.3772, 200.5095, 200.604,
46 202.3662, 205.4651, 209.392, 209.3923, 209.3925, 209.419, 209.429, 209.521,
47 211A.140, 213.010, 213.040, 213.095, 213.131, 217.105, 217.110, 217.464,
48 217.475, 218A.350, 218E.625, 218F.150, 218G.130, 218G.240, 218G.350,
49 224.240, 226.300, 228.270, 228.450, 228.495, 228.570, 231.069, 231.1473,

1 232.1369, 233.190, 237.300, 239.0105, 239.0113, 239.014, 239B.026, 239B.030,
2 239B.040, 239B.050, 239C.140, 239C.210, 239C.230, 239C.250, 239C.270,
3 239C.420, 240.007, 241.020, 241.030, 241.039, 242.105, 244.264, 244.335,
4 247.540, 247.550, 247.560, 250.087, 250.130, 250.140, 250.150, 268.095,
5 268.0978, 268.490, 268.910, 269.174, 271A.105, 281.195, 281.805, 281A.350,
6 281A.680, 281A.685, 281A.750, 281A.755, 281A.780, 284.4068, 284.4086,
7 286.110, 286.118, 287.0438, 289.025, 289.080, 289.387, 289.830, 293.4855,
8 293.5002, 293.503, 293.504, 293.558, 293.5757, 293.870, 293.906, 293.908,
9 293.910, 293B.135, 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335,
10 338.070, 338.1379, 338.1593, 338.1725, 338.1727, 348.420, 349.597, 349.775,
11 353.205, 353A.049, 353A.085, 353A.100, 353C.240, 360.240, 360.247, 360.255,
12 360.755, 361.044, 361.2242, 361.610, 365.138, 366.160, 368A.180, 370.257,
13 370.327, 372A.080, 378.290, 378.300, 379.0075, 379.008, 379.1495, 385A.830,
14 385B.100, 387.626, 387.631, 388.1455, 388.259, 388.501, 388.503, 388.513,
15 388.750, 388A.247, 388A.249, 391.033, 391.035, 391.0365, 391.120, 391.925,
16 392.029, 392.147, 392.264, 392.271, 392.315, 392.317, 392.325, 392.327, 392.335,
17 392.850, 393.045, 394.167, 394.16975, 394.1698, 394.317, 394.460, 394.465,
18 396.1415, 396.1425, 396.143, 396.159, 396.3295, 396.405, 396.525, 396.535,
19 396.9685, 398A.115, 408.3885, 408.3886, 408.3888, 408.5484, 412.153, 414.280,
20 416.070, 422.2749, 422.305, 422A.342, 422A.350, 425.400, 427A.1236, 427A.872,
21 432.028, 432.205, 432B.175, 432B.280, 432B.290, 432B.4018, 432B.407,
22 432B.430, 432B.560, 432B.5902, 432C.140, 432C.150, 433.534, 433A.360,
23 439.4941, 439.4988, 439.840, 439.914, 439A.116, 439A.124, 439B.420, 439B.754,
24 439B.760, 439B.845, 440.170, 441A.195, 441A.220, 441A.230, 442.330, 442.395,
25 442.735, 442.774, 445A.665, 445B.570, 445B.7773, 447.345, 449.209, 449.460,
26 449.4315, 449A.112, 450.140, 450B.188, 450B.805, 453.164, 453.720, 458.055,
27 458.280, 459.050, 459.3866, 459.555, 459.7056, 459.846, 463.120, 463.15993,
28 463.240, 463.3403, 463.3407, 463.790, 467.1005, 480.535, 480.545, 480.935,
29 480.940, 481.063, 481.091, 481.093, 482.170, 482.368, 482.5536, 483.340,
30 483.363, 483.575, 483.659, 483.800, 484A.469, 484B.830, 484B.833, 484E.070,
31 485.316, 501.344, 503.452, 522.040, 534A.031, 561.285, 571.160, 584.655,
32 587.877, 598.0964, 598.098, 598A.110, 598A.420, 599B.090, 603.070, 603A.210,
33 604A.303, 604A.710, 612.265, 616B.012, 616B.015, 616B.315, 616B.350,
34 618.341, 618.425, 622.238, 622.310, 623.131, 623A.137, 624.110, 624.265,
35 624.327, 625.425, 625A.185, 628.418, 628B.230, 628B.760, 629.047, 629.069,
36 630.133, 630.2671, 630.2672, 630.2673, 630.30665, 630.336, 630A.327,
37 630A.555, 631.332, 631.368, 632.121, 632.125, 632.3415, 632.3423, 632.405,
38 633.283, 633.301, 633.4715, 633.4716, 633.4717, 633.524, 634.055, 634.1303,
39 634.214, 634A.169, 634A.185, 635.111, 635.158, 636.262, 636.342, 637.085,
40 637.145, 637B.192, 637B.288, 638.087, 638.089, 639.183, 639.2485, 639.570,
41 640.075, 640.152, 640A.185, 640A.220, 640B.405, 640B.730, 640C.580,
42 640C.600, 640C.620, 640C.745, 640C.760, 640D.135, 640D.190, 640E.225,
43 640E.340, 641.090, 641.221, 641.2215, 641.325, 641A.191, 641A.217, 641A.262,
44 641B.170, 641B.281, 641B.282, 641C.455, 641C.760, 641D.260, 641D.320,
45 642.524, 643.189, 644A.870, 645.180, 645.625, 645A.050, 645A.082, 645B.060,
46 645B.092, 645C.220, 645C.225, 645D.130, 645D.135, 645G.510, 645H.320,
47 645H.330, 647.0945, 647.0947, 648.033, 648.197, 649.065, 649.067, 652.126,
48 652.228, 653.900, 654.110, 656.105, 657A.510, 661.115, 665.130, 665.133,
49 669.275, 669.285, 669A.310, 671.170, 673.450, 673.480, 675.380, 676A.340,
50 676A.370, 677.243, 678A.470, 678C.710, 678C.800, 679B.122, 679B.124,
51 679B.152, 679B.159, 679B.190, 679B.285, 679B.690, 680A.270, 681A.440,
52 681B.260, 681B.410, 681B.540, 683A.0873, 685A.077, 686A.289, 686B.170,
53 686C.306, 687A.060, 687A.115, 687B.404, 687C.010, 688C.230, 688C.480,

1 688C.490, 689A.696, 692A.117, 692C.190, 692C.3507, 692C.3536, 692C.3538,
2 692C.354, 692C.420, 693A.480, 693A.615, 696B.550, 696C.120, 703.196,
3 704B.325, 706.1725, 706A.230, 710.159, 711.600, section 1 of this act, sections
4 35, 38 and 41 of chapter 478, Statutes of Nevada 2011 and section 2 of chapter 391,
5 Statutes of Nevada 2013 and unless otherwise declared by law to be confidential,
6 all public books and public records of a governmental entity must be open at all
7 times during office hours to inspection by any person, and may be fully copied or
8 an abstract or memorandum may be prepared from those public books and public
9 records. Any such copies, abstracts or memoranda may be used to supply the
10 general public with copies, abstracts or memoranda of the records or may be used
11 in any other way to the advantage of the governmental entity or of the general
12 public. This section does not supersede or in any manner affect the federal laws
13 governing copyrights or enlarge, diminish or affect in any other manner the rights
14 of a person in any written book or record which is copyrighted pursuant to federal
15 law.

16 2. A governmental entity may not reject a book or record which is
17 copyrighted solely because it is copyrighted.

18 3. A governmental entity that has legal custody or control of a public book or
19 record shall not deny a request made pursuant to subsection 1 to inspect or copy or
20 receive a copy of a public book or record on the basis that the requested public
21 book or record contains information that is confidential if the governmental entity
22 can redact, delete, conceal or separate, including, without limitation, electronically,
23 the confidential information from the information included in the public book or
24 record that is not otherwise confidential.

25 4. If requested, a governmental entity shall provide a copy of a public record
26 in an electronic format by means of an electronic medium. Nothing in this
27 subsection requires a governmental entity to provide a copy of a public record in an
28 electronic format or by means of an electronic medium if:

29 (a) The public record:

30 (1) Was not created or prepared in an electronic format; and

31 (2) Is not available in an electronic format; or

32 (b) Providing the public record in an electronic format or by means of an
33 electronic medium would:

34 (1) Give access to proprietary software; or

35 (2) Require the production of information that is confidential and that
36 cannot be redacted, deleted, concealed or separated from information that is not
37 otherwise confidential.

38 5. An officer, employee or agent of a governmental entity who has legal
39 custody or control of a public record:

40 (a) Shall not refuse to provide a copy of that public record in the medium that
41 is requested because the officer, employee or agent has already prepared or would
42 prefer to provide the copy in a different medium.

43 (b) Except as otherwise provided in NRS 239.030, shall, upon request, prepare
44 the copy of the public record and shall not require the person who has requested the
45 copy to prepare the copy himself or herself.