

Amendment No. 904

Assembly Amendment to Senate Bill No. 440 First Reprint (BDR S-768)

Proposed by: Assembly Committee on Ways and Means

Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: No

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.

EGO



Date: 6/1/2023

S.B. No. 440—Makes appropriations requiring certain one-time payments and salary increases for state officers and employees. (BDR S-768)



SENATE BILL NO. 440—SENATOR CANNIZZARO

MARCH 27, 2023

Referred to Committee on Finance

SUMMARY—Makes appropriations requiring certain one-time payments ~~and salary increases~~ for certain state ~~officers and employees;~~ personnel. (BDR S-768)

FISCAL NOTE: Effect on Local Government: No.
 Effect on the State: Contains Appropriation not included in Executive Budget.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT making appropriations requiring certain one-time payments ~~and salary increases~~ for certain state ~~officers and employees;~~ personnel; and providing other matters properly relating thereto.

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

1 **Section 1.** ~~1. There is hereby appropriated from the State General Fund to~~
 2 ~~the State Board of Examiners the sum of \$697,880 for the following payments and~~
 3 ~~increase in salary, retroactive to July 1, 2022, for personnel represented by the~~
 4 ~~bargaining unit established in paragraph (g) of subsection 1 of NRS 288.515:~~
 5 ~~— (a) For all such personnel, an increase in salary for Fiscal Year 2022-2023 of 1~~
 6 ~~percent.~~
 7 ~~— (b) For such personnel with 10 or more years of continuous State service, a~~
 8 ~~one-time payment of \$1,500.~~
 9 ~~— (c) For such personnel who hold:~~
 10 ~~— (1) A bachelor’s degree, a one-time payment of \$900.~~
 11 ~~— (2) An associate’s degree as his or her highest postsecondary degree, a~~
 12 ~~one-time payment of \$500.~~
 13 ~~— An employee may not receive more than one payment pursuant to this~~
 14 ~~paragraph.~~
 15 ~~2. Of the sum appropriated by subsection 1, not more than \$82,783 may be~~
 16 ~~allocated and disbursed to the Nevada System of Higher Education.~~
 17 ~~3. Any remaining balance of the appropriation made by subsection 1 must not~~
 18 ~~be committed for expenditure after June 30, 2023, by the entity to which the~~
 19 ~~appropriation is made or any entity to which money from the appropriation is~~
 20 ~~granted or otherwise transferred in any manner, and any portion of the appropriated~~
 21 ~~money remaining must not be spent for any purpose after September 15, 2023, by~~
 22 ~~either the entity to which the money was appropriated or the entity to which the~~

1 money was subsequently granted or transferred, and must be reverted to the State
2 General Fund on or before September 15, 2023.] **(Deleted by amendment.)**

3 **Sec. 2.** ~~1. There is hereby appropriated from the State Highway Fund to~~
4 ~~the State Board of Examiners the sum of \$891,725 for the following payments and~~
5 ~~increase in salary, retroactive to July 1, 2022, for personnel represented by the~~
6 ~~bargaining unit established in paragraph (g) of subsection 1 of NRS 288.515:~~

7 ~~— (a) For all such personnel, an increase in salary for Fiscal Year 2022-2023 of 1~~
8 ~~percent.~~

9 ~~— (b) For such personnel with 10 or more years of continuous State service, a~~
10 ~~one-time payment of \$1,500.~~

11 ~~— (c) For such personnel who hold:~~

12 ~~— (1) A bachelor's degree, a one-time payment of \$900;~~

13 ~~— (2) An associate's degree as his or her highest postsecondary degree, a~~
14 ~~one-time payment of \$500.~~

15 ~~— An employee may not receive more than one payment pursuant to this~~
16 ~~paragraph.~~

17 ~~2. Any remaining balance of the appropriation made by subsection 1 must not~~
18 ~~be committed for expenditure after June 30, 2023, by the entity to which the~~
19 ~~appropriation is made or any entity to which money from the appropriation is~~
20 ~~granted or otherwise transferred in any manner, and any portion of the appropriated~~
21 ~~money remaining must not be spent for any purpose after September 15, 2023, by~~
22 ~~either the entity to which the money was appropriated or the entity to which the~~
23 ~~money was subsequently granted or transferred, and must be reverted to the State~~
24 ~~Highway Fund on or before September 15, 2023.] **(Deleted by amendment.)**~~

25 **Sec. 3.** 1. There is hereby appropriated from the State General Fund to the
26 State Board of Examiners the sum of ~~[\$49,737,672]~~ **\$20,435,552** for ~~[an increase in~~
27 ~~salary, retroactive to July 1, 2021, of 3 percent for Fiscal Year 2021-2022 and~~
28 ~~Fiscal Year 2022-2023]~~ **one-time payments** for personnel represented by the
29 bargaining units established in:

30 (a) Paragraph (a) of subsection 1 of NRS 288.515.

31 (b) Paragraph (e) of subsection 1 of NRS 288.515.

32 (c) Paragraph (f) of subsection 1 of NRS 288.515.

33 (d) **Paragraph (g) of subsection 1 of NRS 288.515.**

34 (e) Paragraph (i) of subsection 1 of NRS 288.515.

35 2. Of the sum appropriated by subsection 1, not more than ~~[\$1,219,659]~~
36 **\$1,303,442** may be allocated and disbursed to the Nevada System of Higher
37 Education.

38 3. Any remaining balance of the appropriation made by subsection 1 must not
39 be committed for expenditure after June 30, ~~[2023,]~~ **2024**, by the entity to which the
40 appropriation is made or any entity to which money from the appropriation is
41 granted or otherwise transferred in any manner, and any portion of the appropriated
42 money remaining must not be spent for any purpose after September ~~[15, 2023,]~~ **20,**
43 **2024**, by either the entity to which the money was appropriated or the entity to
44 which the money was subsequently granted or transferred, and must be reverted to
45 the State General Fund on or before September ~~[15, 2023,]~~ **20, 2024.**

46 **Sec. 4.** 1. There is hereby appropriated from the State Highway Fund to the
47 State Board of Examiners the sum of ~~[\$80,024]~~ **\$3,118,196** for ~~[an increase in~~
48 ~~salary, retroactive to July 1, 2021, of 3 percent for Fiscal Year 2021-2022 and~~
49 ~~Fiscal Year 2022-2023]~~ **one-time payments** for personnel represented by the
50 bargaining units established in:

51 (a) Paragraph (a) of subsection 1 of NRS 288.515.

52 (b) Paragraph (e) of subsection 1 of NRS 288.515.

53 (c) Paragraph (f) of subsection 1 of NRS 288.515.

1 (d) Paragraph (g) of subsection 1 of NRS 288.515.

2 (e) Paragraph (i) of subsection 1 of NRS 288.515.

3 2. Any remaining balance of the appropriation made by subsection 1 must not
4 be committed for expenditure after June 30, ~~2023,~~ 2024, by the entity to which the
5 appropriation is made or any entity to which money from the appropriation is
6 granted or otherwise transferred in any manner, and any portion of the appropriated
7 money remaining must not be spent for any purpose after September ~~15, 2023,~~ 20,
8 2024, by either the entity to which the money was appropriated or the entity to
9 which the money was subsequently granted or transferred, and must be reverted to
10 the State Highway Fund on or before September ~~15, 2023,~~ 20, 2024.

11 Sec. 5. ~~[The approximate maximum salaries as set forth in section 1 of~~
12 ~~chapter 309, Statutes of Nevada 2021, at page 1779, must be increased by an~~
13 ~~additional 2 percent commencing on April 1, 2023, and ending on June 30, 2023.]~~
14 (Deleted by amendment.)

15 Sec. 6. ~~[1. Except as otherwise provided in this act, to effect increases in~~
16 ~~salaries of 2 percent commencing on April 1, 2023, and ending on June 30, 2023,~~
17 ~~there is hereby appropriated from the State General Fund to the State Board of~~
18 ~~Examiners the sum of \$5,482,671, for the purpose of meeting any deficiencies~~
19 ~~which may be created between the appropriated money of the respective~~
20 ~~departments, commissions and agencies of the Executive and Judicial Departments~~
21 ~~of the State Government, as fixed by the 81st Session of the Nevada Legislature~~
22 ~~and the requirements for salaries of the classified, unclassified and nonclassified~~
23 ~~personnel of those departments, commissions and agencies necessary under an~~
24 ~~adjusted pay plan to become effective on April 1, 2023.~~

25 ~~2. Of the sum appropriated by subsection 1, not more than \$2,303,623 may be~~
26 ~~allocated and disbursed to the Nevada System of Higher Education.~~

27 ~~3. The State Board of Examiners, upon the recommendation of the Director of~~
28 ~~the Office of Finance in the Office of the Governor, may allocate and disburse to~~
29 ~~various departments, commissions and agencies of the Executive and Judicial~~
30 ~~Departments of the State Government, out of the money appropriated by this~~
31 ~~section such sums of money as may from time to time be required, which, when~~
32 ~~added to the money otherwise appropriated or available, equal the amount of~~
33 ~~money required to pay the salaries of the classified, unclassified and nonclassified~~
34 ~~employees of the respective departments, commissions and agencies under the~~
35 ~~adjusted pay plan. The sums appropriated by this section may not be allocated and~~
36 ~~disbursed to address a deficiency between the appropriated money, as fixed by the~~
37 ~~81st Session of the Nevada Legislature and the requirements for salaries resulting~~
38 ~~from any circumstance other than the increases in salaries described in this section.]~~

39 (Deleted by amendment.)

40 Sec. 7. ~~[1. To effect increases in salaries of 2 percent commencing on April~~
41 ~~1, 2023, and ending on June 30, 2023, there is hereby appropriated from the State~~
42 ~~Highway Fund to the State Board of Examiners the sum of \$566,000, for the~~
43 ~~purpose of meeting any deficiencies which may exist between the appropriated~~
44 ~~money of the Office of Finance in the Office of the Governor, Department of Motor~~
45 ~~Vehicles, Department of Public Safety and Nevada Transportation Authority, as~~
46 ~~fixed by the 81st Session of the Nevada Legislature and the requirements for~~
47 ~~salaries of classified and unclassified personnel of the Office of Finance in the~~
48 ~~Office of the Governor, Department of Motor Vehicles, Department of Public~~
49 ~~Safety and Nevada Transportation Authority necessary under an adjusted pay plan~~
50 ~~to become effective on April 1, 2023.~~

51 ~~2. The State Board of Examiners, upon the recommendation of the Director of~~
52 ~~the Office of Finance in the Office of the Governor, may allocate and disburse to~~
53 ~~the Office of Finance in the Office of the Governor, Department of Motor Vehicles,~~

1 ~~the Department of Public Safety and the Nevada Transportation Authority out of~~
2 ~~the money appropriated by this section such sums of money as may from time to~~
3 ~~time be required, which, when added to the money otherwise appropriated or~~
4 ~~available, equal the amount of money required to meet and pay the salaries of the~~
5 ~~classified and unclassified employees of the Office of Finance in the Office of the~~
6 ~~Governor, Department of Motor Vehicles, Department of Public Safety and Nevada~~
7 ~~Transportation Authority under the adjusted pay plan. The sums appropriated by~~
8 ~~this section may not be allocated and disbursed to address a deficiency between the~~
9 ~~appropriated money, as fixed by the 81st Session of the Nevada Legislature and the~~
10 ~~requirements for salaries resulting from any circumstance other than the increases~~
11 ~~in salaries described in this section.] (Deleted by amendment.)~~

12 **Sec. 8.** ~~[1. When determining the allocations of the money appropriated by~~
13 ~~section 6 or 7 of this act, the State Board of Examiners shall not distribute money to~~
14 ~~an account beyond the maximum salary need amount determined for the account.~~
15 ~~Appropriations established for an account within a department, agency or~~
16 ~~commission must not be distributed to another account within the department,~~
17 ~~agency or commission if that action results in the distribution of money beyond the~~
18 ~~maximum salary need amount determined for the account.~~

19 ~~— 2. The sums appropriated by sections 6 and 7 of this act must be applied to~~
20 ~~salaries notwithstanding the provisions of NRS 281.123.] (Deleted by~~
21 ~~amendment.)~~

22 **Sec. 9.** ~~[To effect increases in salaries of 2 percent commencing on April 1,~~
23 ~~2023, and ending on June 30, 2023, there is hereby appropriated from the State~~
24 ~~General Fund to the Legislative Fund, the sum of \$248,387, for the purpose of~~
25 ~~meeting any deficiencies which may be created between the money appropriated to~~
26 ~~the Legislative Fund, as fixed by the 81st Session of the Nevada Legislature, and~~
27 ~~the requirements for salaries of the personnel of the Legislative Counsel Bureau and~~
28 ~~of interim legislative operations necessary under an adjusted pay plan to become~~
29 ~~effective on April 1, 2023.] (Deleted by amendment.)~~

30 **Sec. 10.** ~~[1. To effect the State of Nevada's share of increases in salaries of~~
31 ~~2 percent commencing on April 1, 2023, and ending on June 30, 2023, for~~
32 ~~employees of the Tahoe Regional Planning Agency, there is hereby appropriated~~
33 ~~from the State General Fund to the State Board of Examiners the sum of not more~~
34 ~~than \$13,013. The amounts transferred must not be used to increase an employee's~~
35 ~~base salary unless the State of California provides the required 2 for 1 matching~~
36 ~~funds. If such matching funds are not provided by the State of California, any~~
37 ~~amounts provided to the Tahoe Regional Planning Agency by the State of Nevada~~
38 ~~must be used as a one time salary bonus.~~

39 ~~— 2. The State Board of Examiners, upon the recommendation of the Director of~~
40 ~~the Office of Finance in the Office of the Governor, may allocate and disburse to~~
41 ~~the Tahoe Regional Planning Agency out of the money appropriated by this section~~
42 ~~such sums of money as may from time to time be required, which, when added to~~
43 ~~the money otherwise appropriated or available, equal the amount of money required~~
44 ~~to meet and pay the State of Nevada's share of the salaries of the employees of the~~
45 ~~Tahoe Regional Planning Agency under the adjusted pay plan to become effective~~
46 ~~on April 1, 2023. The sums appropriated by this section may not be allocated and~~
47 ~~disbursed to address a deficiency between the appropriated money as fixed by the~~
48 ~~81st Session of the Nevada Legislature and the requirements for salaries resulting~~
49 ~~from any circumstance other than an increase in salaries described in this section.]~~
50 ~~(Deleted by amendment.)~~

51 **Sec. 11.** ~~[Any remaining balance of an appropriation made by section 6, 7, 9~~
52 ~~or 10 of this act must not be committed for expenditure after June 30, 2023, by the~~
53 ~~entity to which the appropriation is made or any entity to which money from the~~

1 ~~appropriation is granted or otherwise transferred in any manner, and any portion of~~
2 ~~the appropriated money remaining must not be spent for any purpose after~~
3 ~~September 15, 2023, by either the entity to which the money was appropriated or~~
4 ~~the entity to which the money was subsequently granted or transferred, and must be~~
5 ~~reverted to the fund from which it was appropriated on or before September 15,~~
6 ~~2023.] (Deleted by amendment.)~~

7 **Sec. 12.** This act becomes effective ~~[upon passage and approval.]~~ on July 1,
8 2023.