

SENATE BILL NO. 272—SENATORS SPEARMAN, DONATE, DALY;
DONDERO LOOP, D. HARRIS, LANGE, NGUYEN AND PAZINA

MARCH 14, 2023

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to governmental administration. (BDR 27-876)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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; requiring a state agency or local government to post certain information on its Internet website relating to certain purchasing contracts, performance contracts and contracts for public works; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law authorizes, under certain circumstances, a state agency or local
2 government to enter into certain purchasing contracts, performance contracts and
3 contracts for public works. (Chapters 332, 333, 333A and 338 of NRS) **Sections 1-**
4 **4** of this bill require each state agency or local government to, on or before
5 September 1 of each year, post in a conspicuous place on its Internet website: (1)
6 the total number of such contracts awarded by the state agency or local government
7 during the immediately preceding fiscal year; (2) the total dollar amount of all such
8 contracts awarded by the state agency or local government during the immediately
9 preceding fiscal year; (3) the total number of contracts awarded by the state agency
10 or local government during the immediately preceding fiscal year to minority-
11 owned businesses, women-owned businesses and LGBTQ-owned businesses; and
12 (4) the total dollar amount of all such contracts awarded by the state agency or local
13 government during the immediately preceding fiscal year to minority-owned
14 businesses, women-owned businesses and LGBTQ-owned businesses.



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

1 **Section 1.** Chapter 332 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *On or before September 1 of each year, each local*
4 *government shall post in a clear and conspicuous place on the*
5 *Internet website maintained by the local government:*

6 (a) *The total number of contracts and performance contracts*
7 *awarded by the local government pursuant to this chapter during*
8 *the immediately preceding fiscal year;*

9 (b) *The total dollar amount of all contracts and performance*
10 *contracts awarded by the local government pursuant to this*
11 *chapter during the immediately preceding fiscal year;*

12 (c) *The total number of contracts and performance contracts*
13 *awarded by the local government pursuant to this chapter during*
14 *the immediately preceding fiscal year to:*

15 (1) *Minority-owned businesses;*

16 (2) *Women-owned businesses; or*

17 (3) *LGBTQ-owned businesses; and*

18 (d) *The total dollar amount of all contracts and performance*
19 *contracts awarded by the local government pursuant to this*
20 *chapter during the immediately preceding fiscal year to:*

21 (1) *Minority-owned businesses;*

22 (2) *Women-owned businesses; or*

23 (3) *LGBTQ-owned businesses.*

24 2. *As used in this section:*

25 (a) *“LGBTQ” means lesbian, gay, bisexual, transgender,*
26 *queer or intersex or of any other nonheterosexual or noncisgender*
27 *orientation or gender identity or expression.*

28 (b) *“LGBTQ-owned business” means a business that:*

29 (1) *Is owned by a natural person who identifies as LGBTQ;*

30 *or*

31 (2) *Has at least 51 percent of its ownership interest held by*
32 *one or more natural persons who identify as LGBTQ.*

33 (c) *“Minority group” means:*

34 (1) *A racial or ethnic minority group; or*

35 (2) *A group of persons with disabilities.*

36 (d) *“Minority-owned business” means a business that:*

37 (1) *Is owned by a natural person who is a member of a*
38 *minority group; or*

39 (2) *Has at least 51 percent of its ownership interest held by*
40 *one or more natural persons who is a member of a minority group.*



1 **Sec. 2.** Chapter 333 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *On or before September 1 of each year, each using agency*
4 *shall post in a clear and conspicuous place on the Internet website*
5 *maintained by the using agency:*

6 (a) *The total number of contracts awarded by the using agency*
7 *pursuant to this chapter during the immediately preceding fiscal*
8 *year;*

9 (b) *The total dollar amount of all contracts awarded by the*
10 *using agency pursuant to this chapter during the immediately*
11 *preceding fiscal year;*

12 (c) *The total number of contracts awarded by the using agency*
13 *pursuant to this chapter during the immediately preceding fiscal*
14 *year to:*

15 (1) *Minority-owned businesses;*

16 (2) *Women-owned businesses; or*

17 (3) *LGBTQ-owned businesses; and*

18 (d) *The total dollar amount of all contracts awarded by the*
19 *using agency pursuant to this chapter during the immediately*
20 *preceding fiscal year to:*

21 (1) *Minority-owned businesses;*

22 (2) *Women-owned businesses; or*

23 (3) *LGBTQ-owned businesses.*

24 2. *As used in this section:*

25 (a) *“LGBTQ” means lesbian, gay, bisexual, transgender,*
26 *queer or intersex or of any other nonheterosexual or noncisgender*
27 *orientation or gender identity or expression.*

28 (b) *“LGBTQ-owned business” means a business that:*

29 (1) *Is owned by a natural person who identifies as LGBTQ;*
30 *or*

31 (2) *Has at least 51 percent of its ownership interest held by*
32 *one or more natural persons who identify as LGBTQ.*

33 (c) *“Minority group” means:*

34 (1) *A racial or ethnic minority group; or*

35 (2) *A group of persons with disabilities.*

36 (d) *“Minority-owned business” means a business that:*

37 (1) *Is owned by a natural person who is a member of a*
38 *minority group; or*

39 (2) *Has at least 51 percent of its ownership interest held by*
40 *one or more natural persons who is a member of a minority group.*

41 **Sec. 3.** Chapter 333A of NRS is hereby amended by adding
42 thereto a new section to read as follows:

43 1. *On or before September 1 of each year, each using agency*
44 *shall post in a clear and conspicuous place on the Internet website*
45 *maintained by the using agency:*



1 (a) *The total number of performance contracts awarded by the*
2 *using agency pursuant to this chapter during the immediately*
3 *preceding fiscal year;*

4 (b) *The total dollar amount of all performance contracts*
5 *awarded by the using agency pursuant to this chapter during the*
6 *immediately preceding fiscal year;*

7 (c) *The total number of performance contracts awarded by the*
8 *using agency pursuant to this chapter during the immediately*
9 *preceding fiscal year to:*

10 (1) *Minority-owned businesses;*

11 (2) *Women-owned businesses; or*

12 (3) *LGBTQ-owned businesses; and*

13 (d) *The total dollar amount of all performance contracts*
14 *awarded by the using agency pursuant to this chapter during the*
15 *immediately preceding fiscal year to:*

16 (1) *Minority-owned businesses;*

17 (2) *Women-owned businesses; or*

18 (3) *LGBTQ-owned businesses.*

19 2. *As used in this section:*

20 (a) *“LGBTQ” means lesbian, gay, bisexual, transgender,*
21 *queer or intersex or of any other nonheterosexual or noncisgender*
22 *orientation or gender identity or expression.*

23 (b) *“LGBTQ-owned business” means a business that:*

24 (1) *Is owned by a natural person who identifies as LGBTQ;*

25 *or*

26 (2) *Has at least 51 percent of its ownership interest held by*
27 *one or more natural persons who identify as LGBTQ.*

28 (c) *“Minority group” means:*

29 (1) *A racial or ethnic minority group; or*

30 (2) *A group of persons with disabilities.*

31 (d) *“Minority-owned business” means a business that:*

32 (1) *Is owned by a natural person who is a member of a*
33 *minority group; or*

34 (2) *Has at least 51 percent of its ownership interest held by*
35 *one or more natural persons who is a member of a minority group.*

36 **Sec. 4.** Chapter 338 of NRS is hereby amended by adding
37 thereto a new section to read as follows:

38 1. *On or before September 1 of each year, each public body*
39 *shall post in a clear and conspicuous place on the Internet website*
40 *maintained by the public body:*

41 (a) *The total number of contracts for public works awarded by*
42 *the public body pursuant to this chapter during the immediately*
43 *preceding fiscal year;*



1 (b) *The total dollar amount of all contracts for public works*
2 *awarded by the public body pursuant to this chapter during the*
3 *immediately preceding fiscal year;*

4 (c) *The total number of contracts for public works awarded by*
5 *the public body pursuant to this chapter during the immediately*
6 *preceding fiscal year to:*

- 7 (1) *Minority-owned businesses;*
8 (2) *Women-owned businesses; or*
9 (3) *LGBTQ-owned businesses; and*

10 (d) *The total dollar amount of all contracts for public works*
11 *awarded by the public body pursuant to this chapter during the*
12 *immediately preceding fiscal year to:*

- 13 (1) *Minority-owned businesses;*
14 (2) *Women-owned businesses; or*
15 (3) *LGBTQ-owned businesses.*

16 2. *As used in this section:*

17 (a) *“LGBTQ” means lesbian, gay, bisexual, transgender,*
18 *queer or intersex or of any other nonheterosexual or noncisgender*
19 *orientation or gender identity or expression.*

20 (b) *“LGBTQ-owned business” means a business that:*

21 (1) *Is owned by a natural person who identifies as LGBTQ;*

22 *or*

23 (2) *Has at least 51 percent of its ownership interest held by*
24 *one or more natural persons who identify as LGBTQ.*

25 (c) *“Minority group” means:*

- 26 (1) *A racial or ethnic minority group; or*
27 (2) *A group of persons with disabilities.*

28 (d) *“Minority-owned business” means a business that:*

29 (1) *Is owned by a natural person who is a member of a*
30 *minority group; or*

31 (2) *Has at least 51 percent of its ownership interest held by*
32 *one or more natural persons who is a member of a minority group.*

33 **Sec. 5.** This act becomes effective on July 1, 2023.

