

(Reprinted with amendments adopted on April 17, 2023)

FIRST REPRINT

S.B. 5

SENATE BILL NO. 5—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE DIVISION OF EMERGENCY MANAGEMENT
OF THE OFFICE OF THE MILITARY)

PREFILED NOVEMBER 16, 2022

Referred to Committee on Government Affairs

SUMMARY—Authorizes the Division of Emergency Management in the Office of the Military to use money in the Emergency Assistance Account for certain additional purposes. (BDR 36-239)

FISCAL NOTE: Effect on Local Government: No.
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 emergency management; authorizing the Division of Emergency Management in the Office of the Military to use money in the Emergency Assistance Account for the purpose of emergency management; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law creates the Division of Emergency Management in the Office of
2 the Military and grants the Division certain powers and duties concerning
3 emergencies and disasters. (NRS 414.040) Existing law further establishes the
4 Emergency Assistance Account in the State General Fund and requires the Division
5 to administer the Account. Existing law authorizes the use of the money in the
6 Account: (1) to provide supplemental emergency assistance to the State or local
7 governments; (2) to pay the actual expenses incurred by the Division for
8 administration during an emergency or disaster; and (3) for any other purpose
9 authorized by the Legislature. (NRS 414.135) This bill expands the purposes for
10 which money in the Account may be used by authorizing the Division to use money
11 in the Account to pay the actual expenses incurred by the Division for the purpose
12 of emergency management, regardless of whether the Governor or the Legislature
13 proclaims that an emergency or disaster exists.



* S B 5 R 1 *

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

1 **Section 1.** NRS 414.135 is hereby amended to read as follows:

2 414.135 1. There is hereby created in the State General Fund
3 the Emergency Assistance Account. Beginning with the fiscal year
4 that begins on July 1, 1999, the State Controller shall, at the end of
5 each fiscal year, transfer the interest earned during the previous
6 fiscal year on the money in the Disaster Relief Account created
7 pursuant to NRS 353.2735 to the Emergency Assistance Account in
8 an amount not to exceed \$500,000.

9 2. The Division of Emergency Management of the Office of
10 the Military shall administer the Emergency Assistance Account.
11 The Division may adopt regulations authorized by this section
12 before, on or after July 1, 1999.

13 3. Except as otherwise provided in paragraph ~~[(e)]~~ (d), all
14 expenditures from the Emergency Assistance Account must be
15 approved in advance by the Division. Except as otherwise provided
16 in subsection 4, all money in the Emergency Assistance Account
17 must be expended:

18 (a) To provide supplemental emergency assistance to this State
19 or to local governments in this State that are severely and adversely
20 affected by a natural, technological or man-made emergency or
21 disaster for which available resources of this State or the local
22 government are inadequate to provide a satisfactory remedy;

23 (b) To pay any actual expenses incurred by the Division for
24 administration during a natural, technological or man-made
25 emergency or disaster; ~~[and]~~

26 (c) *To pay any actual expenses incurred by the Division for the*
27 *purpose of emergency management, regardless of whether the*
28 *Governor or the Legislature proclaims that an emergency or*
29 *disaster exists; and*

30 (d) For any other purpose authorized by the Legislature.

31 4. Beginning with the fiscal year that begins on July 1, 1999, if
32 any balance remains in the Emergency Assistance Account at the
33 end of a fiscal year and the balance has not otherwise been
34 committed for expenditure, the Division may, with the approval of
35 the Interim Finance Committee, allocate all or any portion of the
36 remaining balance, not to exceed \$250,000, to this State or to a local
37 government to:

38 (a) Purchase equipment or supplies required for emergency
39 management;

40 (b) Provide training to personnel related to emergency
41 management; and



1 (c) Carry out the provisions of NRS 388.229 to 388.266,
2 inclusive.

3 5. Beginning with the fiscal year that begins on July 1, 1999,
4 the Division shall, at the end of each quarter of a fiscal year, submit
5 to the Interim Finance Committee a report of the expenditures made
6 from the Emergency Assistance Account for the previous quarter.

7 6. The Division shall adopt such regulations as are necessary to
8 administer the Emergency Assistance Account.

9 7. The Division may adopt regulations to provide for
10 reimbursement of expenditures made from the Emergency
11 Assistance Account. If the Division requires such reimbursement,
12 the Attorney General shall take such action as is necessary to
13 recover the amount of any unpaid reimbursement plus interest at a
14 rate determined pursuant to NRS 17.130, computed from the date on
15 which the money was removed from the Disaster Relief Account,
16 upon request by the Division.

17 **Sec. 2.** This act becomes effective on July 1, 2023.

