

# BDR 19-605 AB 258

## STATE AGENCIES FISCAL NOTE

AGENCY'S ESTIMATES

Date Prepared: March 30, 2023

Agency Submitting: State Agencies

<b>Items of Revenue or Expense, or Both</b>	<b>Fiscal Year 2022-23</b>	<b>Fiscal Year 2023-24</b>	<b>Fiscal Year 2024-25</b>	<b>Effect on Future Biennia</b>
Total	0	0	0	0

Explanation

(Use Additional Sheets of Attachments, if required)

Name \_\_\_\_\_

Title \_\_\_\_\_

State Agency Responses  
**A.B. 258 / BDR 19 - 605**

State Agency: <b>Cannabis Compliance Board</b> Approved by: Lisa Figueroa, ASO3 Comment: The Cannabis Compliance Board has reviewed AB 258 (BDR 19-605) as currently written and has determined that there is no fiscal impact.				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: <b>Colorado River Commission of Nevada</b> Approved by: Douglas Beatty, Administrative Services Officer Comment: The agency has reviewed the bill draft and determined that it has no fiscal impact.				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: <b>Commission on Judicial Discipline</b> Approved by: Paul C. Deyhle, Executive Director and General Counsel Comment: The agency has reviewed the bill and determined that there is no fiscal impact.				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: <b>Department of Administration</b> Approved by: Daniel Marlow, ASD Administrator, Department of Administration Comment: The agency has reviewed the bill and determined there is no fiscal impact for the Department of Administration.				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: <b>Department of Agriculture</b> Approved by: Marko Markovic, Administrative Services Officer III Comment: No impact to the agency from this bill as proposed.				
Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Business and Industry**

Approved by: Dale Hansen, ASO IV

Comment: The agency has determined that there is no fiscal impact to the Department of Business and Industry.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Corrections**

Approved by: Kristina Shea, Deputy Director

Comment: The Nevada Department of Corrections (NDOC) is unable to forecast the increase, if any, in the number of offenders that would be admitted to the NDOC system due to the provisions indicated in AB 258. As a result, the fiscal impact of this proposed legislation cannot be determined at this time.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0

State Agency: **Department of Education**

Approved by: Beau Bennett, State Education Funding Specialist

Comment: If enacted, the proposed legislation would require governmental agencies to keep confidential certain personal information regarding donors, members or volunteers of a nonprofit organization. The Department has reviewed the bill and determined that there is no fiscal impact as of March 9, 2023.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Employment, Training and Rehabilitation**

Approved by: Stewart Terry, Admin Services Officer II

Comment: The agency has reviewed the bill and determined that there is no fiscal impact

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Indigent Defense Services**

Approved by: Marcie Ryba, Director

Comment: The Department has reviewed the bill and does not believe there will be a fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Sentencing Policy**

Approved by: Victoria Gonzalez, Executive Director

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Taxation**

Approved by: Adriane Roberts-Larson, Deputy Executive Director - Administrative Services

Comment: This bill requires, with certain exceptions, a governmental agency to keep confidential certain personal information regarding donors, members, or volunteers of a nonprofit organization; prohibiting, with certain exceptions, a governmental agency from requesting or releasing certain personal information regarding donors, members, or volunteers of a nonprofit organization; providing a penalty; and providing other matters properly relating thereto.

It is anticipated that the workload of the Department's Information Security Officer (ISO) will increase in response to additional subpoenas and/or public records requests. An additional position is needed to ensure adequate information security resources to keep up with existing and new workload, provide continuous ISO coverage during leave, and to provide for succession to the IT Professional IV - ISO position.

This request is for one IT Professional III and associated operating costs beginning in October 2023. This request also funds an increase to the Department's Attorney General (AG) Cost Allocation due to an increase in services.

Personnel Services expenses will be incurred in the amount of \$95,998 in FY24 and \$128,351 in FY25. These costs will be recurring for future biennia. There will be Operating Expenses in the amount of \$3,551 for FY24 and \$4,124 for FY25. These expenses will recur in future biennia. A one-time Equipment Expense in the amount of \$4,608 is needed in FY24. The Information Services Expense will be \$6,926 in FY24 and \$4,635 in FY25, with recurring costs in future biennia for required EITS Assessment costs (phone, productivity suite, etc). Finally, there will be an increased expense for the Attorney General (AG) Cost Allocation Plan in FY24 and FY25. This expense will not recur after FY25.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Has Impact	\$0	\$136,459	\$149,859	\$274,220

State Agency: **Department of Tourism and Cultural Affairs**

Approved by: Brenda Scolari, Director

Comment: After review of the text, a determination of no fiscal impact was reached.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Transportation**

Approved by: Debbie Binggeli, Customer Service Manager and Legislative Coordinator

Comment: The agency has reviewed the bill and determined there will be no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Veterans Services**

Approved by: David Johnson, Deputy XO

Comment: The agency has reviewed the bill and determined that there is no fiscal impact

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Wildlife**

Approved by: Jordan Goshert, Deputy Director, Administrative Services

Comment: The Department has reviewed BDR 19-605 (Redo 1) and has determined that there will not be a fiscal impact to the Department.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Division of Minerals**

Approved by: Robert Ghiglieri, Deputy Administrator

Comment: There is no fiscal impact to the agency.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Governor's Office of Economic Development**

Approved by: Michele Lynn, GOED Director of Administration

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Commission on Ethics**

Approved by: Ross Armstrong, Executive Director

Comment: We have reviewed the language of the BDR and determined it has no fiscal impact on the Nevada Commission on Ethics.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada Gaming Control Board**

Approved by: Michael K. Morton, Senior Policy Counsel

Comment: The Nevada Gaming Control Board has reviewed the bill and determined that there would be no fiscal impact to the Board.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Nevada System of Higher Education**

Approved by: Tillery Williams, Director of Community Engagement, Equity, and Inclusion

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Attorney General**

Approved by: Jessica Hoban, Chief Financial Officer

Comment: The agency has reviewed the BDR and determined in order to provide compliance with this Bill, if approved, there would be a need for one Deputy Attorney General and one Compliance Investigator.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Has Impact	\$0	\$202,583	\$249,577	\$499,154

State Agency: **Office of the Governor**

Approved by: Daniel Marlow, ASD Administrator, Department of Administration

Comment: The agency has reviewed the BDR as written and determined there is no fiscal impact to the Office of the Governor.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Lieutenant Governor**

Approved by: Michael Dayton, Senior Advisor

Comment: The agency has reviewed the BDR as written and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Military**

Approved by: Chris Snidow, Management Analyst II

Comment: After researching this BDR Fiscal Note request our Agency has determined there is no Fiscal Impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the Secretary of State**

Approved by: Debbie Bowman, Deputy Secretary of State for Operations

Comment: The agency has reviewed the bill and anticipates no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the State Controller**

Approved by: James Smack, Chief Deputy Controller

Comment:

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Office of the State Treasurer**

Approved by: Kirsten Van Ry, Chief of Staff

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Peace Officers' Standards and Training Commission**

Approved by: Christopher L. Carter, Deputy Director

Comment: The agency has reviewed the Bill and if passed as written we anticipate no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Public Employees' Benefits Program**

Approved by: Laura Rich, Executive Officer

Comment: The agency has reviewed the bill and determined there is no fiscal impact to the Public Employees' Benefits Program.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Public Utilities Commission of Nevada**

Approved by: Breanne Potter, Commission Secretary

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Silver State Health Insurance Exchange**

Approved by: Jonathan Lopez, Chief Financial Officer

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **State Department of Conservation and Natural Resources**

Approved by: Kelly Williams, Administrative Services Officer IV

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **State Public Charter School Authority**

Approved by: Jennifer Bauer, Director of Finance & Operations

Comment: The agency has reviewed this bill and determined the following: A) Fiscal impact to the agency - none; B) Fiscal impact to the sponsored charter schools – none.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0



State Agency: **Department of Health and Human Services, Aging and Disability Services**

Approved by: Tiffany M. Lewis, ASO IV

Comment: The Aging and Disability Services Division reviewed this bill draft request and determined that there is no fiscal impact to the division.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Health and Human Services, Public and Behavioral Health**

Approved by: Debi Reynolds, Deputy Administrator

Comment: The agency has reviewed the bill and determined that there is no fiscal impact.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Motor Vehicles, Research and Project Management**

Approved by: Angela Smith-Lamb, DMV Administrator

Comment: BDR 19-605 relates to personal information and would require a governmental agency to keep confidential certain personal information regarding donor, members or volunteers of non-profit organizations and would prohibit such agencies in most circumstances from requesting or releasing personal information of these persons. The language also provides for a penalty for violation of these provisions, and also makes certain changes to prohibit the Secretary of State from collecting or disclosing information that directly identifies someone as a donor of financial support to a nonprofit. This bill becomes effective on October 1, 2023.

The Department has reviewed this bill and determined there is no fiscal impact as written. DMV does not collect information or have identifiers that specifically denote a person as a donor, member or volunteer of any non-profit organization.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
No Impact	\$0	\$0	\$0	\$0

State Agency: **Department of Public Safety, Records, Communications, and Compliance**

Approved by: Jason Kolenut, ASO 3

Comment: AB 258 / BDR 19-605 is an act relating to governmental administration; requiring, with certain exceptions, a governmental agency to keep confidential certain personal information regarding donors, members or volunteers of a nonprofit organization; prohibiting, with certain exceptions, a governmental agency from requesting or releasing certain personal information regarding donors, members or volunteers of a nonprofit organization; providing a penalty; and providing other matters properly relating thereto.

Section 2 makes the crime of releasing confidential personal information of a donor, member, or volunteer of a nonprofit organization guilty of a misdemeanor.

If this bill as introduced is enacted, it would require the Department of Public Safety, Records Communications and Compliance Division (RCCD), Nevada Offense Code Unit (NOC) staff to create 1 new NOC, and 1 new subtype. However, the cumulative impact of the legislation from the 2023 session will increase the volume of NOC revisions. The RCCD may request to return to the Interim Finance Committee in the 2023-2025 biennium should workload increases necessitate additional staffing.

<b>Impact</b>	<b>FY 2022-23</b>	<b>FY 2023-24</b>	<b>FY 2024-25</b>	<b>Future Biennia</b>
Cannot Be Determined	\$0	\$0	\$0	\$0