

**MINUTES OF THE
SENATE COMMITTEE ON GOVERNMENT AFFAIRS**

**Eighty-second Session
May 19, 2023**

The Senate Committee on Government Affairs was called to order by Chair Edgar Flores at 4:06 p.m. on Friday, May 19, 2023, in Room 2149 of the Legislative Building, Carson City, Nevada. The meeting was videoconferenced to Room 4412 of the Grant Sawyer State Office Building, 555 East Washington Avenue, Las Vegas, Nevada. [Exhibit A](#) is the Agenda. [Exhibit B](#) is the Attendance Roster. All exhibits are available and on file in the Research Library of the Legislative Counsel Bureau.

COMMITTEE MEMBERS PRESENT:

Senator Edgar Flores, Chair
Senator James Ohrenschall, Vice Chair
Senator Skip Daly
Senator Pete Goicoechea
Senator Lisa Krasner

GUEST LEGISLATORS PRESENT:

Assemblyman Ken Gray, Assembly District No. 39

STAFF MEMBERS PRESENT:

Jered McDonald, Policy Analyst
Heidi Chlarson, Counsel
Suzanne Efford, Committee Secretary

CHAIR FLORES:

I will open the work session with Assembly Bill (A.B.) 52.

ASSEMBLY BILL 52: Makes various changes to the Open Meeting Law.
(BDR 19-416)

JERED McDONALD (Policy Analyst):

I have a work session document ([Exhibit C](#)) describing A.B. 52 and its proposed amendments.

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SENATOR OHRENSCHALL MOVED TO AMEND AND DO PASS AS AMENDED A.B. 52.

SENATOR DALY SECONDED THE MOTION.

SENATOR GOICOECHEA:

I am going to support the bill to get it out of Committee, but I reserve my right to change my vote on the Senate Floor. There were changes and I am concerned how it will impact public bodies.

SENATOR KRASNER:

I just received the amendment, so I am going to vote no out of Committee and reserve my right to change my vote on the Senate Floor.

CHAIR FLORES:

For the sake of clarity, the amendment eliminating electronic notice as an option was at my request, not the request of the bill's sponsor. I do not want anybody to think someone was doing anything disingenuous. That was me expressing my concern and working with the sponsors on the amendment for the sake of clarity and not to misguide the Committee.

THE MOTION CARRIED. (SENATOR KRASNER VOTED NO.)

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CHAIR FLORES:

The next bill in the work session is Senate Bill (S.B.) 446.

SENATE BILL 446: Revises provisions related to the Division of Enterprise Information Technology Services of the Department of Administration. (BDR 19-1076)

MR. McDONALD:

I have a work session document ([Exhibit D](#)) describing S.B. 446.

SENATOR KRASNER MOVED TO DO PASS S.B. 446.

SENATOR OHRENSCHALL SECONDED THE MOTION.

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THE MOTION CARRIED UNANIMOUSLY.

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CHAIR FLORES:

The next bill in the work session is A.B. 33.

ASSEMBLY BILL 33: Revises provisions governing public investments. (BDR 31-357)

MR. McDONALD:

I have a work session document ([Exhibit E](#)) describing A.B. 33 and its proposed amendment.

SENATOR GOICOECHEA MOVED TO AMEND AND DO PASS AS AMENDED A.B. 33.

SENATOR DALY SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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CHAIR FLORES:

The next bill in the work session is A.B. 97.

ASSEMBLY BILL 97 (1st Reprint): Revises provisions relating to government administration. (BDR 22-526)

MR. McDONALD:

I have a work session document ([Exhibit F](#)) describing A.B. 97.

SENATOR OHRENSCHALL MOVED TO DO PASS A.B. 97.

SENATOR GOICOECHEA SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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CHAIR FLORES:

The next bill in the work session is A.B. 143.

ASSEMBLY BILL 143 (1st Reprint): Revises provisions governing counties.
(BDR 20-460)

MR. McDONALD:

I have a work session document (Exhibit G) describing A.B. 143 and its Proposed Amendment 3623.

CHAIR FLORES:

During the bill presentation, I wanted to make sure we were capturing the original intent of the bill. I put that in to ensure we captured Storey County, but it also inadvertently captured Esmeralda and Eureka Counties. That is the genesis of the amendment. I want to make sure everyone understands that was strictly coming from my request.

SENATOR DALY MOVED TO AMEND AND DO PASS AS AMENDED
A.B. 143.

SENATOR OHRENSCHALL SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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CHAIR FLORES:

The next bill in the work session is A.B. 172.

ASSEMBLY BILL 172 (1st Reprint): Revises provisions governing collective bargaining for local government employees. (BDR 23-700)

MR. McDONALD:

I have a work session document (Exhibit H) describing A.B. 172 and its proposed amendments.

SENATOR OHRENSCHALL MOVED TO AMEND AND DO PASS AS
AMENDED A.B. 172.

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SENATOR DALY SECONDED THE MOTION.

SENATOR GOICOECHEA:

I am not a fan of collective bargaining. A few of the provisions in the bill are overreaching, so I will vote no.

SENATOR KRASNER:

I ditto Senator Goicoechea.

THE MOTION CARRIED. (SENATORS GOICOECHEA AND KRASNER VOTED NO.)

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CHAIR FLORES:

The next bill in the work session is A.B. 173.

ASSEMBLY BILL 173 (1st Reprint): Revises provisions governing public works.
(BDR 28-735)

MR. McDONALD:

I have a work session document ([Exhibit I](#)) describing A.B. 173 and its proposed amendment.

CHAIR FLORES:

I want to put on the record that in an effort to try to get the only opposition to work with this bill, I proposed the amendment to reduce the \$100,000 threshold that triggers the requirement to submit the name of each first-tier subcontractor to \$75,000. However, that is not considered a friendly amendment by the bill's sponsor. My understanding is the Committee would only move the bill with the amendment.

Assemblyman Ken Gray has been transparent and worked in good faith on this measure. I am not going to put him in a position that he must accept the bill with my amendment. I understand he may want to withdraw the bill altogether, but I did not think it would be fair for us to have a hearing and discuss this without giving him the credit he deserves. The bill was not properly worked by the opposition. A better job could have been done both in the Assembly and the

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Senate. But I also need to be firm on my commitment. I promised I would try to work with the opposition and move the bill. Unfortunately, we are not there.

Assemblyman Gray, in fairness to you and to all the people who did all the right things, you worked the heck out of this bill. You had the people who you needed there. I did not want to do that without giving you an opportunity to express why this amendment cannot be accepted and why it does not work for you and those you have been trying to work with and collectively have brought up many issues behind closed doors.

ASSEMBLYMAN KEN GRAY (Assembly District No. 39):
I literally got a text as I was sitting here with you. Can I ask for a one-minute recess to discuss something with you?

CHAIR FLORES:
Additional conversations need to occur with all parties involved with A.B. 173. Rather than take any action now, we are going to roll the bill to the end of the agenda to allow for those conversations to finalize.

The next bill in the work session is A.B. 177.

ASSEMBLY BILL 177: Revises provisions governing parcel datasets. (BDR 20-715)

MR. McDONALD:
I have a work session document ([Exhibit J](#)) describing A.B. 177.

SENATOR OHRENSCHALL MOVED TO DO PASS A.B. 177.

SENATOR GOICOECHEA SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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CHAIR FLORES:
The next bill in the work session is A.B. 213.

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ASSEMBLY BILL 213 (1st Reprint): Revises provisions governing residential zoning. (BDR 22-250)

MR. McDONALD:

I have a work session document ([Exhibit K](#)) describing A.B. 213 and its proposed amendment.

SENATOR OHRENSCHALL MOVED TO AMEND AND DO PASS AS AMENDED A.B. 213.

SENATOR GOICOECHEA SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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CHAIR FLORES:

The next bill in the work session is A.B. 214.

ASSEMBLY BILL 214 (1st Reprint): Revises provisions governing certain regional transportation commissions. (BDR 22-90)

MR. McDONALD:

I have a work session document ([Exhibit L](#)) on A.B. 214 and its Proposed Amendment 3693.

SENATOR OHRENSCHALL MOVED TO AMEND AND DO PASS AS AMENDED A.B. 214.

SENATOR GOICOECHEA SECONDED THE MOTION.

THE MOTION PASSED UNANIMOUSLY.

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CHAIR FLORES:

The next bill in the work session is A.B. 225.

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ASSEMBLY BILL 225 (1st Reprint): Revises provisions concerning the confidentiality of personal information of certain persons. (BDR 20-944)

MR. McDONALD:

I have a work session document ([Exhibit M](#)) describing A.B. 225.

SENATOR OHRENSCHALL MOVED TO DO PASS A.B. 225.

SENATOR DALY SECONDED THE MOTION.

THE MOTION PASSED UNANIMOUSLY.

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CHAIR FLORES:

The next bill in the work session is A.B. 235.

ASSEMBLY BILL 235 (1st Reprint): Revises provisions governing public works projects. (BDR 28-176)

MR. McDONALD:

I have a work session document ([Exhibit N](#)) describing A.B. 235.

SENATOR OHRENSCHALL MOVED TO DO PASS A.B. 235.

SENATOR DALY SECONDED THE MOTION.

SENATOR GOICOCHEA:

I will be opposing this as discussed in the bill's hearing. This is going to be almost impossible to enforce and track.

THE MOTION CARRIED. (SENATORS GOICOCHEA AND KRASNER VOTED NO.)

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CHAIR FLORES:

The next bill in the work session is A.B. 262.

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ASSEMBLY BILL 262 (1st Reprint): Revises provisions relating to state-owned vehicles. (BDR 27-124)

MR. McDONALD:

I have a work session document ([Exhibit O](#)) describing A.B. 262 and its Proposed Amendment 3669.

SENATOR KRASNER MOVED TO AMEND AND DO PASS AS AMENDED A.B. 262.

SENATOR OHRENSCHALL SECONDED THE MOTION.

SENATOR KRASNER:

I thank the sponsor of the bill for being so great to work with. I asked for an amendment and he accepted it, so I will be voting yes.

THE MOTION CARRIED UNANIMOUSLY.

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CHAIR FLORES:

The next bill is A.B. 305.

ASSEMBLY BILL 305 (1st Reprint): Revises provisions governing public works. (BDR 28-112)

MR. McDONALD:

I have a work session document ([Exhibit P](#)) describing A.B. 305 and its proposed amendment.

SENATOR DALY MOVED TO AMEND AND DO PASS AS AMENDED A.B. 305.

SENATOR OHRENSCHALL SECONDED THE MOTION.

SENATOR GOICOECHEA:

I am going to vote no on this measure. There is no way we can comply with it. There is no way the industry can comply with it or the apprenticeship program. I looked at Senator Daly's amendments and I appreciate them, but we are

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putting something in statute that nobody can comply with. It is no use putting it on the books.

SENATOR KRASNER:

I will vote yes to get it out of Committee. I appreciate the work and the amendment, but I reserve my right to change my vote on the Senate Floor.

CHAIR FLORES:

The bill's sponsor and the stakeholders worked on this at length and unfortunately could not get there. However, they are trying to establish a goal to see more women in our apprenticeship programs which we all want.

THE MOTION CARRIED. (SENATOR GOICOECHEA VOTED NO.)

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CHAIR FLORES:

The next bill in the work session is A.B. 333.

[ASSEMBLY BILL 333 \(1st Reprint\)](#): Revises provisions governing housing authorities. (BDR 25-184)

MR. McDONALD:

I have a work session document ([Exhibit Q](#)) on A.B. 333.

SENATOR OHRENSCHALL MOVED TO DO PASS A.B. 333.

SENATOR DALY SECONDED THE MOTION.

SENATOR GOICOECHEA:

My understanding of the bill makes me concerned that the housing authority, in coordination with the owner, has to get the tenant's approval after the repairs are done and have him or her sign off. I am concerned in many cases, they probably will never get a signature because some people are hard to please. That is what concerns me about the bill, so I am going to oppose it.

CHAIR FLORES:

My understanding from conversations is no one was in opposition to the bill.

SENATOR GOICOECHEA:

It is my own way of looking at it, but it is the way I read the bill. I realize it complies with federal law. But in the end the housing authority, in coordination with the private owner as applicable, shall ensure that all necessary repairs are made as soon as practicable, and the tenant has to sign off. That is problematic.

CHAIR FLORES:

Senator Goicoechea, you are reading that correctly.

HEIDI CHLARSON (Counsel):

The requirement to obtain the signature of the tenant relates to the performance of the inspection. After the inspection is performed, the housing authority is required in section 1 of the bill to obtain the signature to confirm the inspection was conducted. There is a requirement that if the inspection identifies necessary repairs, the housing authority, in coordination with the private owner, is required to ensure the necessary repairs are made as soon as practicable. There is not a specific requirement that the tenant sign off on the repairs. The affirmative requirement for the tenant's signature is acknowledging the inspection was performed.

SENATOR GOICOECHEA:

Could that trigger another inspection after the repairs are done? There are some gray areas. I am sorry we are debating the bill in work session.

Ms. CHLARSON:

The bill does not specifically address that and whether there are any specific provisions of federal law addressing that concern. I do not have access to that, but I could get an answer for you.

SENATOR GOICOECHEA:

I will vote no, but reach out to Assemblywoman Bea Duran to get clarification.

THE MOTION CARRIED. (SENATORS GOICOECHEA AND KRASNER VOTED NO.)

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CHAIR FLORES:

The next bill in the work session is A.B. 361.

ASSEMBLY BILL 361: Revises provisions relating to state financial administration. (BDR 31-995)

MR. McDONALD:

I have a work session document ([Exhibit R](#)) on A.B. 361.

SENATOR GOICOECHEA MOVED TO DO PASS A.B. 361.

SENATOR DALY SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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CHAIR FLORES:

The next bill in the work session is A.B. 378.

ASSEMBLY BILL 378 (1st Reprint): Revises provisions governing collective bargaining. (BDR 23-1050)

MR. McDONALD:

I have a work session document ([Exhibit S](#)) describing A.B. 378.

SENATOR OHRENSCHALL MOVED TO DO PASS A.B. 378.

SENATOR DALY SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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ASSEMBLYMAN GRAY:

Unfortunately, no agreement was made with the building trades on A.B. 173. We have worked on this bill aboveboard. We tried to make it work with the amendment, but there was no way. We went over it again and again. However,

it would make the law worse than it is. That is the last thing I would want to do.

You heard people the other day testifying that this was good policy. It was good for local government and, ultimately, for taxpayers. I still believe that. There are parties who did not deal aboveboard. There has been no opposition to this bill in either the Assembly or when we had our hearing the other day.

You could still have the work session without the amendment and push it to the full Floor and let Legislators decide there; or maybe an agreement for an amendment can be reached between now and then. But other than that, I would rather see the bill die. It does not work for anybody. I cannot support that even though it is my own bill. I will not do it.

CHAIR FLORES:

Understood. Thank you for that, Assemblyman Gray. I appreciate you tried to work up to the last hour. I understand we could not get there. I am not going to force you to do anything you do not want. That is not my agenda. However, I was hoping we could get everybody onboard. We will step back and move away from the bill at this time and not force you to take something you do not want.

The last bill in the work session is A.B. 391.

ASSEMBLY BILL 391 (1st Reprint): Revises provisions governing public works.
(BDR 28-1031)

MR. McDONALD:

I will read the summary from the work session document (Exhibit T) on A.B. 391 and its Proposed Amendment 3684.

SENATOR DALY MOVED TO AMEND AND DO PASS AS AMENDED
A.B. 391.

SENATOR OHRENSCHALL SECONDED THE MOTION.

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SENATOR GOICOECHEA:

Although it is only enabling and a project labor agreement, I will be voting no.

THE MOTION CARRIED. (SENATORS GOICOECHEA AND KRASNER
VOTED NO.)

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CHAIR FLORES:

This meeting of the Senate Committee on Government Affairs is adjourned at
5:05 p.m.

RESPECTFULLY SUBMITTED:

Suzanne Efford,
Committee Secretary

APPROVED BY:

Senator Edgar Flores, Chair

DATE: _____

| EXHIBIT SUMMARY | | | | |
|------------------------|-----------------------|---|-------------------------|-----------------------|
| Bill | Exhibit Letter | Introduced on Minute Report Page No. | Witness / Entity | Description |
| | A | 1 | | Agenda |
| | B | 1 | | Attendance Roster |
| A.B. 52 | C | 1 | Jered McDonald | Work Session Document |
| S.B. 446 | D | 2 | Jered McDonald | Work Session Document |
| A.B. 33 | E | 3 | Jered McDonald | Work Session Document |
| A.B. 97 | F | 3 | Jered McDonald | Work Session Document |
| A.B. 143 | G | 4 | Jered McDonald | Work Session Document |
| A.B. 172 | H | 4 | Jered McDonald | Work Session Document |
| A.B. 173 | I | 5 | Jered McDonald | Work Session Document |
| A.B. 177 | J | 6 | Jered McDonald | Work Session Document |
| A.B. 213 | K | 7 | Jered McDonald | Work Session Document |
| A.B. 214 | L | 7 | Jered McDonald | Work Session Document |
| A.B. 225 | M | 8 | Jered McDonald | Work Session Document |
| A.B. 235 | N | 8 | Jered McDonald | Work Session Document |
| A.B. 262 | O | 9 | Jered McDonald | Work Session Document |
| A.B. 305 | P | 9 | Jered McDonald | Work Session Document |
| A.B.333 | Q | 10 | Jered McDonald | Work Session Document |
| A.B. 361 | R | 12 | Jered McDonald | Work Session Document |
| A.B. 378 | S | 12 | Jered McDonald | Work Session Document |
| A.B. 391 | T | 13 | Jered McDonald | Work Session Document |