

PROPOSED REGULATION OF THE STATE CONTROLLER

ELECTRONIC APPROVAL CODES

NAC 353.XXX. Definitions. As used in this chapter, unless the context otherwise requires, the words and terms defined in NAC 353.XXX to 353.XXX, inclusive, have the meanings ascribed to them in those sections.

NAC 353.XXX. Electronic approval code. “Electronic approval code” means a series of electronic symbols issued by the controller pursuant to NRS 353.3195(1).

NAC 353.XXX. Holder. “Holder” means the authorized officer, as defined in NRS 353.3195(2), to whom an electronic approval code is issued by the state.

NAC 353.XXX. Integrated financial system. “Integrated financial system” means the state’s official integrated financial management system.

NAC 353.XXX. User. “User” means any individual who enters an electronic approval code into the integrated financial system.

NAC 353.XXX. Use of electronic approval codes in the integrated financial system. Pursuant to NRS 353.3195(1), the controller or his designee will issue electronic approval codes for use in the integrated financial system. An electronic approval code shall have the same force and effect as a written signature.

NAC 353.XXX. Duties and obligations of holder. The holder of an electronic approval code:

1. Assumes a duty to exercise reasonable care to retain control of that electronic approval code and prevent its unauthorized or fraudulent use or disclosure to any person.
2. Undertakes to indemnify the state for any loss or damage caused by the holder’s unauthorized or fraudulent use or disclosure of that electronic approval code.

NAC 353.XXX. User certification. By entering an electronic approval code, the user certifies that he is the holder of that electronic approval code and is using the electronic approval code in an authorized manner.

NAC 353.XXX. State reservation of rights in use and ownership of electronic approval codes.

1. An electronic approval code remains the property of the state.
2. The state may terminate the use of an electronic approval code at any time without cause.
3. The use of an electronic approval code shall be subject to audit by the state at any time without cause.

NAC 353.XXX. Disciplinary action and personal liability.

1. The holder of an electronic approval code may be subject to disciplinary action and/or personal liability for the disclosure of that electronic approval code.
2. Any state employee may be subject to disciplinary action and/or personal liability for the unauthorized or fraudulent use, dissemination or publication of an electronic approval code.

NAC 353.XXX. Holder statement of responsibility. Before issuance of an electronic approval code, the holder shall sign a written statement accepting responsibility for the protection and proper use of the electronic approval code in accordance with these regulations.