

CHAPTER.....

AN ACT relating to public employees; establishing the maximum allowed salaries for certain employees in the classified and unclassified service of the State; requiring employees of the State to take a certain number of days of unpaid furlough leave during the 2009-2011 biennium; providing exceptions to the furlough requirement; making appropriations from the State General Fund and State Highway Fund for the salaries of certain employees of the State; making certain appropriations contingent on specified projections of unappropriated balances in the State General Fund; and providing other matters properly relating thereto.

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

Section 1. The following state officers, employees, and medical and related positions in the unclassified service of the State of Nevada are entitled to receive approximate annual salaries of not more than the maximum amounts set forth following their specified titles or positions:

Title or Position	Approximate Annual Salary
1. Governor’s Office for Consumer Health Assistance:	
Chief Ombudsman for Consumer Health Assistance	\$97,901
Ombudsman for Consumer Health Assistance (each).....	78,070
2. Governor’s Office of Homeland Security:	
Division Administrator, Homeland Security.....	\$117,030
Analyst Supervisor / NAIC Manager	74,093
3. State Office of Energy:	
Director, Office of Energy	\$99,397
Deputy Director, Office of Energy.....	67,518
4. High Level Nuclear Waste:	
Executive Director, Nuclear Projects Office.....	\$115,285
Executive Assistant	56,265
Planning Division Administrator	104,946
Technical Division Administrator.....	104,946
Planner/Researcher.....	83,197



Title or Position	Approximate Annual Salary
5. Office of the Lieutenant Governor:	
Chief of Staff.....	\$74,367
Assistant to the Lieutenant Governor (each).....	70,826
Executive Assistant.....	59,022
Administrative Secretary.....	47,807
6. Office of the Secretary of State:	
Chief Deputy.....	\$117,030
Deputy Secretary of State, Commercial Recordings.....	97,901
Deputy Secretary of State, Southern Nevada.....	97,901
Deputy Secretary of State, Elections.....	107,465
Deputy Secretary of State, Operations.....	97,901
Securities Administrator.....	102,242
Chief, Enforcement.....	97,590
Executive Assistant.....	56,265
7. Office of the State Treasurer:	
Chief Deputy State Treasurer.....	\$117,030
Senior Deputy State Treasurer (each).....	107,465
Chief of Staff.....	117,030
Deputy State Treasurer, Debt Service.....	97,901
Deputy State Treasurer, Investments.....	117,030
Deputy State Treasurer, Cash Management.....	97,901
Executive Director, Millennium Scholarship.....	97,901
Executive Assistant.....	56,265
Deputy State Treasurer, Unclaimed Property.....	97,901
8. Office of Controller:	
Chief Deputy Controller.....	\$107,465
Assistant Controller.....	87,773
Executive Assistant.....	56,265
9. Office of the Attorney General:	
(a) Attorney General's Office:	
Assistant Attorney General.....	\$140,662
Attorney General Counsel for Prosecuting Attorneys, Executive Director.....	102,260
Ombudsman for Victims of Domestic Violence.....	59,634
Chief Deputy Attorney General (each).....	118,156
Chief of Staff.....	140,662
Solicitor General.....	132,600
Senior Deputy Attorney General (each).....	106,904



Title or Position	Approximate Annual Salary
Deputy Attorney General (each).....	\$95,650
Public Information Officer.....	70,894
Chief Investigator.....	81,584
Deputy Chief Investigator.....	70,894
Senior Investigator (each).....	69,529
Investigator (each).....	65,951
Division Administrator, Personnel Services.....	81,584
Executive Assistant.....	56,265
Chief Financial Officer.....	102,242
Legal Researcher (each).....	46,102
Supervising Legal Researcher (each).....	56,265
Construction Law Counsel.....	132,600
Executive Director, Technological Crimes.....	70,894
Administrative Assistant, Technological Crimes.....	47,245
Program Specialist, Technological Crimes.....	56,265
Investigator, Technological Crimes.....	65,951
Computer Forensic Examiner, Technological Crimes (each).....	81,584
Supervising Insurance Fraud Investigator.....	69,529
Insurance Investigator (each).....	65,951
Deputy Chief Workers' Compensation Fraud Investigator.....	72,892
Senior Workers' Compensation Fraud Investigator (each).....	69,529
(b) Bureau of Consumer Protection:	
Senior Economist.....	\$102,260
Senior Investigator.....	69,529
Senior Engineer.....	91,320
Senior Legal Researcher.....	54,332
Legal Researcher.....	46,102
Senior Regulatory Analyst.....	85,337
Investigator (each).....	65,951
Chief Deputy Attorney General (each).....	118,156
Regulatory Manager.....	91,399
Technical Staff Manager.....	91,399
Deputy Attorney General (each).....	95,650
Engineer.....	82,339
Administrative Services Officer.....	74,091
Senior Deputy Attorney General (each).....	106,904



Title or Position	Approximate Annual Salary
10. Commission on Ethics:	
Executive Director	\$97,901
Counsel, Ethics Commission	95,650
Executive Assistant	56,265
Investigator.....	65,951
11. Supreme Court:	
Supervisory Staff Attorney (each)	\$106,904
Supervisory Staff Attorney, Settlement	106,904
Reporter of Judicial Decisions	118,156
Legal Counsel, Criminal	129,409
Legal Counsel, Civil.....	129,409
Chief Assistant Clerk	118,156
Chief Clerk	140,662
Chief Deputy Clerk	72,581
Court Administrator	123,783
Deputy Court Administrator (each)	106,904
Staff Attorney (each).....	95,650
Law Librarian.....	101,276
Senior Law Clerk (each)	62,186
12. Commission on Judicial Discipline:	
General Counsel.....	\$140,662
13. Department of Administration:	
Director	\$127,721
Deputy Director.....	117,030
Information Systems Specialist.....	59,221
Division Administrator, Internal Audits	107,465
Manager, Internal Controls	91,399
Chief Assistant Budget Administrator	88,952
Senior Appeals Officer.....	118,156
Appeals Officer, Hearings (each).....	106,904
Hearing Officer (each)	70,894
Deferred Compensation Executive Officer.....	97,901
Chief Assistant, Planning	81,567
Division Administrator, State Motor Pool	81,584
Division Administrator, Administrative Services	97,901
Division Administrator, Risk Management	87,773
Division Administrator, Purchasing.....	97,901
Division Administrator, Information Technology	97,901
Division Administrator, Buildings and Grounds	87,773
Manager, State Public Works Board.....	123,783



Title or Position	Approximate Annual Salary
Deputy Manager, Professional Services, State Public Works Board	\$117,030
Deputy Manager, Code Compliance and Enforcement, State Public Works Board	117,030
Deputy Manager, Administrative and Fiscal Services, State Public Works Board	97,901
Public Works Board, Project Manager III (each).....	106,904
Public Works Board, Project Manager II (each).....	97,901
14. Department of Information Technology:	
Director	\$123,783
Deputy Director	107,465
Chief of Administration	107,465
15. Department of Personnel:	
Director	\$107,465
Executive Assistant	56,265
Director, Equal Employment Opportunity	81,584
Division Administrator, Personnel (each).....	87,773
16. Department of Taxation:	
Director	\$127,721
Deputy Director (each).....	107,465
Executive Assistant	56,265
Administrative Law Judge (licensed attorney)	106,904
Administrative Law Judge (other than licensed attorney)	95,650
Chief Administrative Law Judge (licensed attorney)	118,156
Chief Administrative Law Judge (other than licensed attorney)	106,904
17. Department of Education:	
Superintendent of Public Instruction.....	\$124,908
Deputy Superintendent of Instruction, Research and Evaluative Services	107,465
Deputy Superintendent for Administrative and Fiscal Services	106,904
Executive Assistant	56,265
18. Department of Cultural Affairs:	
Director	\$117,030
Executive Assistant	56,265
Division Administrator, Museums and History	97,901
Division Administrator, Historic Preservation.....	97,901



Title or Position	Approximate Annual Salary
Division Administrator, State Library and Archives	\$97,901
19. Department of Employment, Training and Rehabilitation:	
Director, Employment, Training and Rehabilitation	\$127,721
Chief, Disability Employment Policy	70,894
Division Administrator, Rehabilitation	107,465
Chief Auditor	90,023
Deputy Director	117,030
Executive Assistant	56,265
Division Administrator, Employment Security	117,030
Division Administrator, Equal Rights Commission	87,773
Division Administrator, Information Development and Processing	107,465
Hearing Officer (each)	70,894
Senior Attorney	106,904
20. Department of Health and Human Services:	
Director	\$127,721
Deputy Director, Programs	107,465
Deputy Director, Fiscal Services	107,465
Deputy Director, Administrative Services	97,901
Executive Assistant (each)	56,265
Division Administrator, Health Care Financing and Policy	117,030
Deputy Division Administrator, Health Care Financing and Policy	107,465
Division Administrator, Health	117,030
State Health Officer	161,470
Chief Biostatistician	97,901
State Epidemiologist	97,901
Medical Program Coordinator, Mental Health Program (each)	189,601
Medical Program Coordinator, Statewide Mental Health Services	203,681
Division Administrator, Mental Health and Developmental Services	123,783
Deputy Division Administrator, Mental Health and Developmental Services	107,465



Title or Position	Approximate Annual Salary
Division Administrator, Welfare and Supportive Services	\$117,030
Division Administrator, Child and Family Services	117,030
Deputy Division Administrator, Child and Family Services (each)	107,465
Deputy Division Administrator, Administrative Services, Child and Family Services	106,904
Division Administrator, Aging Services	107,465
Deputy Division Administrator, Aging Services (each).....	97,901
Statewide Suicide Prevention Coordinator	70,894
Statewide Suicide Prevention Trainer/Networking Facilitator	67,518
Chief, Elder Rights	87,773
Superintendent, Nevada Youth Training Center	97,901
Superintendent, Caliente Youth Center	97,901
Superintendent, Summit View Youth Correctional Center	97,901
Bureau Chief, Youth Parole Bureau	97,901
Executive Director, Nevada Indian Commission	70,894
21. Office of the State Public Defender:	
State Public Defender	\$118,156
Supervising Public Defender (office).....	106,904
Supervising Public Defender (trial)	106,904
Supervising Public Defender (appeals)	106,904
Deputy Public Defender (each).....	95,650
Deputy Public Defender, Appellate (each)	95,650
Investigator (each).....	65,951
22. Department of Business and Industry:	
Director	\$127,721
Deputy Director, Administration	81,584
Deputy Director, Programs	107,465
Executive Assistant	56,265
Division Administrator, Financial Institutions.....	97,901
Deputy Division Administrator, Financial Institutions.....	81,584
Ombudsman, Real Estate	70,894
Certified Public Accountant, Financial Institutions.....	67,704



Title or Position	Approximate Annual Salary
Certified Public Accountant, Mortgage Lending	\$67,704
Division Administrator, Manufactured Housing	87,773
Division Administrator, Real Estate	97,901
Deputy Division Administrator, Real Estate.....	81,584
Division Administrator, Housing	97,901
Deputy Division Administrator, Housing	81,584
Chief Assistant, Housing.....	67,518
Chief Financial Officer, Housing.....	95,650
Division Administrator, Insurance	117,030
Deputy Division Administrator, Insurance (each).....	97,901
Deputy Division Administrator, Insurance, Captive Insurers.....	95,650
Lead Actuary, Insurance (each)	126,081
Insurance Counsel/Hearing Officer (each).....	97,901
Division Administrator, Taxicab Authority	97,901
Division Administrator, Transportation Authority	114,249
Chief Transportation Inspector	77,417
Commissioner, Transportation Authority (each)	107,127
Financial Analyst (each)	81,680
Manager, Transportation	95,650
Deputy Division Administrator, Transportation Authority	88,498
Attorney, Transportation Authority	95,650
Division Administrator, Mortgage Lending.....	97,901
Deputy Division Administrator, Mortgage Lending	81,584
Division Administrator, Industrial Relations	107,465
Deputy Division Administrator, Industrial Relations (each).....	87,773
Attorney, Industrial Relations (each)	95,650
Senior Attorney, Industrial Relations.....	106,904
Deputy Division Administrator, Safety Consultation	81,584
Deputy Division Administrator, Mine Safety	81,584
Division Administrator, Attorney for Injured Workers.....	118,156
Deputy Attorney for Injured Workers (each).....	95,650



Title or Position	Approximate Annual Salary
Senior Deputy Attorney for Injured Workers (each).....	\$106,904
Division Administrator, Employee-Management Relations Board.....	87,773
Executive Assistant, Employee-Management Relations Board.....	56,265
Division Administrator, Dairy Commission	87,773
Division Administrator, Office of Labor Commissioner	97,901
Deputy Division Administrator, Office of Labor Commissioner	81,584
Chief Assistant, Office of Labor Commissioner.....	52,504
Division Administrator, Athletic Commission	97,901
Ombudsman of Consumer Affairs for Minorities.....	74,367
23. State Department of Agriculture:	
Director, Agriculture	\$107,465
Division Administrator, Livestock Inspection	81,584
Division Administrator, Veterinary Medical Services	109,680
Senior Veterinary Diagnostician (each).....	93,356
Supervisor, Animal Disease Laboratory	97,013
Division Administrator, Measurement Standards	81,584
Division Administrator, Plant Industry	81,584
24. Commission on Mineral Resources:	
Administrator, Minerals	\$104,957
Deputy Administrator, Minerals	83,964
Chief for Dangerous Mines	68,112
Chief for Mine Regulation	75,518
Field Specialist, Minerals (each).....	58,221
Program Manager, Oil, Gas and Geothermal.....	96,642
25. Commission on Economic Development:	
Executive Director	\$117,030
Deputy Director.....	97,901
Senior Associate, Industrial Development (each).....	81,584
Associate, Industrial Development (each)	64,377
Grants Project Analyst	55,894
Director, Film.....	87,773
Associate, Film (each).....	64,377
Program Specialist	56,674



Title or Position	Approximate Annual Salary
26. Commission on Tourism:	
Director, Tourism.....	117,030
Chief Deputy, Administration.....	97,901
Executive Assistant.....	56,265
Public Information Officer.....	79,975
Deputy Director, Sales and Industry Partners.....	77,600
Deputy Director, Marketing and Advertising.....	77,600
Development Specialist II, Tourism (each).....	77,600
Development Specialist, Tourism (each).....	72,860
Project Analyst II (each).....	65,172
Project Analyst (each).....	55,894
Development Specialist, Nevada Magazine (each).....	64,543
Editor Publisher, Nevada Magazine.....	88,165
Managing Editor, Publications.....	67,772
Production Manager.....	54,630
Art Director (each).....	57,723
Advertising Sales Representative.....	59,212
Operations and Finance Manager.....	77,561
27. State Gaming Control Board:	
Chairman, Gaming Control Board.....	\$149,729
Member, Gaming Control Board (each).....	139,222
Executive Assistant.....	59,022
Chief, Investigation.....	106,875
Chief, Enforcement.....	106,875
Chief, Audit.....	106,875
Chief, Corporate Securities.....	106,875
Chief, Tax and License.....	106,875
Chief, Administration.....	106,875
Chief Deputy, Administration.....	97,159
Executive Secretary, Gaming Control Board.....	97,159
Manager, Electronics Lab.....	104,371
Chief, Technology.....	114,161
Senior Lab Engineer (each).....	99,400
Electronic Lab Engineer (each).....	94,667
Coordinator, Applicant Services.....	94,511
Chief Deputy, Enforcement (each).....	97,159
Information Service Manager.....	99,400



Title or Position	Approximate Annual Salary
Senior Network Specialist.....	\$85,269
Network Specialist II.....	78,576
Network Specialist I (each).....	71,163
Data Management Analyst.....	84,089
System Manager.....	93,558
Programming Manager.....	93,558
Programming Supervisor	88,126
Chief Deputy, Audit (each).....	97,159
Chief Deputy, Investigations (each).....	97,159
Chief Deputy, Corporate Securities	97,159
Chief Deputy, Tax and License.....	97,159
Hearings Officer (each).....	93,592
Administrative Coordinator	84,089
Financial Officer	84,089
Supervisor, Investigations (each)	88,326
Supervisor, Enforcement (each).....	88,326
Supervisor, Corporate Securities (each).....	88,326
Supervisor, Audit (each)	88,326
Supervisor, Tax and License (each).....	88,326
Supervisor (each)	88,326
District Office Manager	94,511
Senior Agent, Corporate Securities (each).....	76,474
Senior Agent, Investigations (each)	76,474
Training Officer	84,089
Senior Agent, Audit (each)	76,474
Senior Agent, Tax and License	76,474
Senior Research Specialist (each)	93,558
Senior Agent, Enforcement (each).....	76,474
Senior Agent, Technology (each)	76,474
Agent, Corporate Securities (each)	69,523
Agent, Audit (each).....	69,523
Agent, Investigations (each).....	69,523
Agent, Enforcement (each)	69,523
Agent, Tax and License (each).....	69,523
Agent, Technology (each).....	69,523
Electronics Technician (each).....	61,953
Senior Program Analyst (each)	79,220
Special Agent (each)	80,297



Title or Position	Approximate Annual Salary
28. Public Utilities Commission of Nevada:	
Executive Director	\$117,030
Chairman	123,783
Public Utilities Commissioner (each)	117,030
Executive Assistant (each)	56,265
Financial Analyst (each)	81,680
Chief Attorney (each).....	118,156
Senior Attorney (each)	106,904
Supervisor, Consumer Complaint Resolution.....	81,584
Manager, Safety and Quality Assurance.....	97,901
Manager, Systems Operation	87,773
Public Education and Statistical Analysis Officer (each).....	67,518
Administrative Attorney (each).....	70,894
Manager, Resource and Market Analysis	97,901
Engineer, Water.....	81,680
Engineer, Electric (each)	85,836
Senior Gas Pipeline Engineer.....	86,170
Engineer, Gas Pipeline (each)	81,680
Senior Engineering Analyst	73,194
Manager, Policy Analysis	97,901
Director, Regulatory Operations	117,030
Manager, Consumer Complaint Resolution.....	97,901
Senior Analyst.....	73,194
Rural Consumer Representative.....	66,039
Manager, Tariffs and Compliance.....	97,901
Commission Secretary	97,901
Assistant Commission Secretary.....	87,773
Senior Regulatory Economist	87,667
Regulatory Economist (each).....	87,667
Commission Policy Advisory (each)	90,127
Senior Utility Analyst (each)	73,194
Resource Planning Engineer	81,680
Legal Case Manager.....	57,124
29. Department of Motor Vehicles:	
Director	\$127,721
Deputy Director, Motor Vehicles.....	123,783
Executive Assistant	56,265
Division Administrator, DMV Motor Carrier.....	97,901



Title or Position	Approximate Annual Salary
Division Administrator, DMV Research and Development	\$97,901
Division Administrator, DMV Automation	97,901
Division Administrator, DMV Field Services	107,465
Division Administrator, DMV Compliance Enforcement	107,465
Division Administrator, DMV Central Services	97,901
Division Administrator, DMV Administrative Services	97,901
Chief Administrative Law Judge, DMV (licensed attorney)	118,156
Chief Administrative Law Judge, DMV (other than licensed attorney)	106,904
DMV Administrative Law Judge (licensed attorney) (each)	106,904
DMV Administrative Law Judge (other than licensed attorney) (each)	95,650
30. Department of Public Safety:	
Director	\$127,721
Deputy Director, Public Safety	123,783
Executive Officer to the Director	106,904
Executive Assistant	56,265
Division Administrator, Parole and Probation	123,783
Chairman, State Board of Parole Commissioners	107,465
Parole Board Member (each)	87,773
Executive Assistant, Parole Board	56,265
Division Administrator, Emergency Management	95,650
Division Administrator, Records and Technology	112,276
Division Administrator, State Fire Marshal	107,465
Division Administrator, Administrative Services	97,901
Division Administrator, Capitol Police	97,901
Division Administrator, Investigations	117,030
Division Administrator, Highway Safety Planning and Administration	81,584
Division Administrator, Training	107,465
Chief, Nevada Highway Patrol	123,783



Title or Position	Approximate Annual Salary
31. Department of Corrections:	
Director	\$127,721
Executive Assistant	56,265
Medical Director	191,379
Deputy Director, Operations, Northern Region	117,030
Deputy Director, Industrial Programs	117,030
Deputy Director, Operations, Southern Region	117,030
Deputy Director, Support Services	117,030
Division Administrator, EEO and Training	87,773
32. Peace Officers' Standards and Training Commission:	
Director	\$97,901
Deputy Director.....	87,773
Executive Assistant	56,265
33. State Department of Conservation and Natural Resources:	
Director	\$127,721
Deputy Director.....	106,904
Division Administrator, Environmental Protection	123,783
Division Administrator, Water Resources	123,783
Division Administrator, Forestry	107,465
Division Administrator, State Parks.....	107,465
Division Administrator, State Lands.....	97,901
District Supervisor, Water Commissioner, Water Resources	70,894
Division Administrator, Wild Horse Commission	70,894
Division Administrator, Natural Heritage.....	81,584
34. Department of Wildlife	
Director	\$117,030
Deputy Director (each).....	107,465
Executive Assistant	56,265
Chief Game Warden.....	97,901
Division Administrator, Conservation Education	87,773
Division Administrator, Fisheries	87,773
Division Administrator, Game Management	87,773
Division Administrator, Habitat.....	87,773
Division Administrator, Wildlife Administration	87,773
Division Administrator, Wildlife Diversity	87,773



Title or Position	Approximate Annual Salary
35. Department of Transportation:	
Director	\$127,721
Deputy Director (each).....	124,908
Executive Assistant	56,265
Division Administrator, Administrative Services	107,465
Division Administrator, Planning and Program Development	107,465
Division Administrator, Engineering	123,783
Division Administrator, Operations	123,783
Hearings Officer	70,894
Administrative Coordinator	84,089
36. Colorado River Commission of Nevada:	
Director	\$131,826
Deputy Director	125,340
Special Assistant	88,000
Division Head, Power	119,445
Division Head, Water	119,445
Administrative Services Officer	119,445
Office Manager	65,654
Senior Energy Accountant (each)	89,528
Natural Resource Specialist (each)	103,853
Environmental Program Manager	107,434
Network Administrator (each)	77,591
Power Supply Manager	110,188
Assistant Director Engineering and Operations	119,372
Assistant Director Energy Information Systems	107,434
Power Facilities Manager.....	107,434
Power Facilities Communication Technician (each).....	83,560
Senior Power Facilities Electrician (each)	83,560
Senior Power Facilities Engineer	103,302
Power Facilities Electrician.....	77,591
Hydropower Program Manager.....	113,404
Assistant Hydropower Program Manager	101,466
Natural Resource Technician	74,608
Manager, Power Planner	106,904
Power Supply Planner	107,465
Assistant Power Supply Planner	93,186



Title or Position	Approximate Annual Salary
Manager, Power Accounting.....	\$106,904
Energy Accountant (each).....	78,771
37. Office of the Military:	
Adjutant General.....	\$117,030
Executive Assistant.....	56,265
38. Public Employees' Benefits Program:	
Executive Officer.....	\$123,783
Executive Assistant.....	56,265
Quality Control Officer.....	95,650
Operations Officer.....	105,216
Chief Financial Officer.....	95,650
Chief Information Officer.....	95,650
Financial Analyst.....	80,459
39. Veterans' Services:	
Executive Director, Veterans' Services.....	\$95,650
Deputy Director, Veterans' Services.....	81,584
Administrator, Veterans' Home.....	107,465
40. Medical and Related Positions:	
Senior Physician (Range C) (each).....	\$155,624
Senior Psychiatrist (Range C) (each).....	176,902
Senior Institutional Dentist (Range A) (each).....	122,714
Senior Institutional Dentist (Range B) (each).....	138,455
Pharmacist 3.....	120,470
Pharmacist 2 (each).....	109,518
Pharmacist 1 (each).....	99,563

A Senior Psychiatrist (Range C) is a psychiatrist certified by the American Board of Psychiatry and Neurology.

Sec. 2. 1. If any unclassified position is omitted from this act for the Fiscal Years 2009-2010 and 2010-2011, the Department of Personnel shall examine the duties and responsibilities of the position and submit to the Interim Finance Committee a list of those duties and responsibilities and a recommended salary for the position. The Interim Finance Committee shall review the duties and responsibilities of the position and establish the salary for the position.

2. If the Fiscal Analysis Division of the Legislative Counsel Bureau determines that the title or maximum salary for a position set forth in section 1 of this act contains a typographical or other error that misrepresents the maximum salary intended to be set forth in section 1 of this act, the Interim Finance Committee may review the



duties and responsibilities of the position and establish the appropriate title and maximum salary for the position pursuant to the intent of the 75th Session of the Nevada Legislature.

3. An employee occupying a position that is currently in the classified service that is moved into the unclassified service pursuant to this act has the option to remain in the classified service at his current grade, with all rights afforded classified employees, or move into the unclassified service. If the employee chooses to move into the unclassified service, the employee cannot at a later date choose to return to the classified service while occupying this position.

4. Once an employee vacates the position moved into the unclassified service pursuant to this act, the employee who is the replacement in the position will be in the unclassified service.

5. If the salary for a position that is currently in the classified service or non-classified service and that is moved into the unclassified service is reduced pursuant to this act, the salary for the employee currently serving in the position will be retained at its current level and the employee will be subject to unpaid furlough leave pursuant to section 3 of this act. Once the employee serving in the position vacates the position, the unclassified salary is established at the level in section 1 of this act, as adjusted pursuant to section 3 of this act.

6. If the salary for an employee occupying a position in the unclassified service on June 30, 2009, is more than the maximum salary for that position as set forth in section 1 of this act, the salary for that employee must be retained at the level in effect on June 30, 2009. Such an employee is subject to unpaid furlough leave pursuant to section 3 of this act. Once an employee vacates a position for which the previous salary is retained pursuant to this section, the maximum salary for that position must be reduced to the amount set forth in section 1 of this act, as adjusted pursuant to section 3 of this act.

Sec. 3. 1. Except as otherwise provided in section 5 of this act:

(a) For the period beginning on July 1, 2009, and ending on June 30, 2011, each employee of the State, other than a classified employee, shall take 1 day of unpaid furlough leave each month.

(b) Except as otherwise provided in subsection 5, the furlough requirement applies to all branches of state government and includes the Nevada System of Higher Education, the Public Employees' Retirement System and all other entities of state government.



↳ The requirements of this section do not apply to employees of the Department of Cultural Affairs whose standard workweek was reduced from 40 hours to 32 hours effective July 1, 2009.

2. Except as otherwise provided in this subsection, for the purposes of this section "1 day" consists of the number of hours an employee works in a standard workday, but not more than 8 hours. An employee must take 1 day of furlough leave each month and cannot take portions of a day that combine to total the amount of the required monthly furlough leave. A full-time employee whose standard workday is longer than 8 hours shall take 8 hours of furlough leave on a single workday and may take annual leave for the remainder of the day, work a reduced schedule that day or work a modified schedule approved by his employer. An employee who works less than full time with a fixed schedule shall take as furlough leave the portion of an 8-hour day that his scheduled workweek or biweekly schedule bears to a full-time workweek or biweekly schedule.

3. For the period beginning on July 1, 2009, and ending on June 30, 2011, each employee in the classified service of the State shall:

(a) If he is a full-time employee, take 96 hours of unpaid furlough leave each year.

(b) If he is employed less than full time, take a number of hours of unpaid furlough leave each year which is equal to the average number of hours worked per working day multiplied by 12.

↳ An employee in the classified service of the State may take unpaid furlough leave in portions of a day that combine to total the amount of required yearly leave. To the extent practicable, full-time classified employees should take 8 hours of unpaid furlough leave per month. To the extent practicable, a classified employee who works less than full time with a fixed schedule should take as unpaid furlough leave the portion of an 8-hour day his scheduled workweek or biweekly schedule bears to a full-time workweek or biweekly schedule.

4. Furlough leave pursuant to this section must be scheduled and approved in the same manner as other leave. Notwithstanding any statute or regulation to the contrary and except as otherwise provided by regulation adopted pursuant to this section by the Personnel Commission, an employee who is on furlough leave is considered to have worked that day or portion of a day, as applicable, for all purposes except payment of salary and determination of overtime, including without limitation:

(a) Accrual of sick and annual leave;



- (b) Determining the employee's pay progression date;
- (c) Continuity of service and years of service for the purposes of payments pursuant to the plan to encourage continuity of service;
- (d) The duration of a probationary period;
- (e) Determining eligibility for holiday pay if the shift immediately precedes a holiday;
- (f) Seniority for all purposes, including layoffs;
- (g) The Public Employees' Benefits Program; and
- (h) The Public Employees' Retirement System, including for the purposes of contributions to the System, subject to the requirements of sections 4 and 5 of this act.

5. The Board of Regents of the University of Nevada shall determine and implement the method by which:

(a) The professional employees of the Nevada System of Higher Education will participate in the furlough requirement pursuant to this section; or

(b) The overall costs for the professional employees of the Nevada System of Higher Education will be reduced in an amount at least equal to the savings which would have otherwise been produced by furlough leave pursuant to this section.

6. Except as otherwise provided in subsection 5, the Personnel Commission shall adopt regulations to carry out the provisions of this section.

Sec. 4. 1. It is the intent of the Legislature to establish a program whereby employees of the State and other participating employers who take furlough leave due to extreme fiscal need, including employees required to take furlough leave pursuant to section 3 of this act, be held harmless in the accumulation of retirement service credit and reported salary pursuant to chapter 286 of NRS.

2. Except as otherwise required as a result of NRS 286.537 and notwithstanding the provisions of NRS 286.481, an employee is entitled to receive full service credit for time taken as furlough leave pursuant to the program established pursuant to section 3 of this act if:

(a) The employee does not take more than 96 hours of furlough leave in a year; and

(b) The public employer certifies to the System that the employer is participating in the furlough program established pursuant to section 3 of this act and that the furlough leave which is reported for the employee is taken in accordance with the requirements of section 3 of this act.



3. In any month in which a day of furlough leave is taken, an employee is entitled to receive full-time service credit for the furlough leave in accordance with the normal workday for the employee. An employee who is less than full time is entitled to service credit in the same manner and to the same extent as though the employee had worked the hours taken as furlough leave.

4. When a member is on furlough leave pursuant to the program certified by the public employer in accordance with this section, the public employer must:

(a) Include all information required by the System on the public employer's regular monthly retirement report as provided in NRS 286.460; and

(b) Pay all required employer and employee contributions to the System based on the compensation that would have been paid to the member but for the member's participation in the program. The public employer may recover from the employee the amount of the employee contributions set forth in NRS 286.410.

5. Service credit under the program established pursuant to this section must be computed according to the fiscal year.

6. As used in this section:

(a) "Member" has the meaning ascribed to it in NRS 286.050.

(b) "Public employer" has the meaning ascribed to it in NRS 286.070.

(c) "System" means the Public Employees' Retirement System.

Sec. 5. 1. It is the intent of the Legislature to limit exceptions to the requirement of furlough leave for employees of the State pursuant to section 3 of this act to identified areas of critical need. If an employer, including the State, participating in the program established pursuant to section 3 of this act determines that a position cannot be subject to furlough leave because of the need to provide appropriate services that are necessary to the protection of public health, safety and welfare, the governing body of the agency must make findings on the record in a public meeting that:

(a) The position is necessary to the protection of public health, safety, or welfare;

(b) The public health, safety or welfare will be significantly diminished if mandatory furlough leave is implemented for employees in these positions;

(c) No alternatives exist to provide for the protection of public health, safety or welfare; and

(d) The agency has identified and will implement other methods to reduce overall costs equal to the savings produced by furlough



leave under the program or received an allocation of funds as set forth in section 8 of this act.

2. For the purposes of subsection 1:

(a) Except as otherwise provided in this subsection, the State Board of Examiners shall determine positions within the Executive Branch of State Government that cannot be subject to furlough leave.

(b) The Board of Regents shall determine positions within the Nevada System of Higher Education that cannot be subject to furlough leave.

(c) The Public Employees' Retirement Board shall determine positions within the Public Employees' Retirement System that cannot be subject to furlough leave.

(d) The Supreme Court shall determine positions within the Judicial Branch of State Government that cannot be subject to furlough leave.

(e) The Legislative Commission shall determine positions within the Legislative Branch of State Government that cannot be subject to furlough leave.

3. The entities described in subsection 2 shall report to the Interim Finance Committee on a quarterly basis all positions that have been determined not to be subject to furlough leave pursuant to this section and the reasons for such determinations.

Sec. 6. 1. There is hereby appropriated from the State General Fund to the State Board of Examiners the sum of \$23,882,673 for the purpose of meeting any deficiencies for the fiscal year beginning on July 1, 2009, and ending on June 30, 2010, and the fiscal year beginning on July 1, 2010, and ending June 30, 2011, which may be created between the appropriated money of the respective departments, commissions and agencies of the State of Nevada, as fixed by the 75th Session of the Legislature, and the actual salary net of requirements for unpaid furlough leave of the personnel of those departments, commissions and agencies, necessary under section 3 of this act due to extreme fiscal need and to hold those personnel harmless in the accumulation of retirement service credit under section 4 of this act, to become effective on July 1, 2009.

2. The State Board of Examiners, upon the recommendation of the Director of the Department of Administration, may allocate and disburse to various departments, commissions and agencies of the State of Nevada, out of the money appropriated by this section such sums of money as may from time to time be required, which when



added to the money otherwise appropriated or available equal the amount of money required to pay the salaries of the employees of the respective departments, commissions and agencies under the adjusted pay plan.

Sec. 7. 1. There is hereby appropriated from the State Highway Fund to the State Board of Examiners the sum of \$4,657,094 for the purpose of meeting any deficiencies for the fiscal year beginning on July 1, 2009, and ending on June 30, 2010, and the fiscal year beginning on July 1, 2010, and ending June 30, 2011, which may exist between the appropriated money of the Department of Motor Vehicles, Department of Public Safety and Transportation Authority, as fixed by the 75th Session of the Legislature, and actual salaries net of the requirements for unpaid furlough leave of personnel of the Department of Motor Vehicles, Department of Public Safety and Transportation Authority necessary under section 3 of this act due to extreme fiscal need and to hold those personnel harmless in the accumulation of retirement service credit under section 4 of this act, to become effective on July 1, 2009.

2. The State Board of Examiners, upon the recommendation of the Director of the Department of Administration, may allocate and disburse to the Department of Motor Vehicles, the Department of Public Safety and the Transportation Authority out of the money appropriated by this section such sums of money as may from time to time be required, which when added to the money otherwise appropriated or available equal the amount of money required to meet and pay the salaries of the employees of the Department of Motor Vehicles, Department of Public Safety and Transportation Authority under the adjusted pay plan.

Sec. 8. 1. There is hereby appropriated from the State General Fund to the State Board of Examiners the sum of \$4,000,000 for the purpose of meeting any deficiencies for the fiscal year beginning on July 1, 2009, and ending on June 30, 2010, and the fiscal year beginning on July 1, 2010, and ending on June 30, 2011, which may be created between the appropriated money of the respective departments, commissions and agencies of the State of Nevada, as fixed by the 75th Session of the Legislature and the requirements of section 5 of this act for identified areas of critical need.

2. The State Board of Examiners, upon the recommendation of the Director of the Department of Administration, may allocate and disburse to various departments, commissions and agencies of the State of Nevada, out of the money appropriated by this section such sums of money as may from time to time be required, which when



added to the money otherwise appropriated or available equal the amount of money required to pay the salaries of the employees of the respective departments, commissions and agencies who are employed in positions of critical need pursuant to section 5 of this act.

Sec. 9. On or before May 31, 2010, the Interim Finance Committee shall project the unappropriated balance of the State General Fund and the State Distributive School Account in the State General Fund as of June 30, 2010, using all relevant information known to it. The results of the projections of the State General Fund and the State Distributive School Account must be combined into a single projection.

Sec. 10. 1. Except as otherwise provided in subsection 2, based on the projection required by section 9 of this act, the following amounts are hereby contingently appropriated, to provide for reductions in unpaid furlough leave for the respective groups of employees for the Fiscal Year 2010-2011:

(a) If the projected balance is at least \$390,000,000 to effect an estimated reduction from 12 unpaid days of furlough leave to 9 unpaid days of furlough leave:

(1) From the State General Fund to the Interim Finance Committee for:

Nonclassified, classified and unclassified employees of the State	\$7,333,900
Classified and professional employees of the Nevada System of Higher Education	\$6,619,506

(2) From the State Highway Fund to the Interim Finance Committee for positions in the Department of Motor Vehicles, Department of Public Safety and Transportation Authority of Nevada:

Classified and unclassified employees.....	\$1,329,364
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(3) From the State General Fund to the Legislative Fund for employees of the Legislative Counsel Bureau and Interim Legislative Operations.....\$297,539

(b) If the projected balance is at least \$425,000,000, to effect an estimated reduction from 12 unpaid days of furlough leave to 7 unpaid days of furlough leave:

(1) From the State General Fund to the Interim Finance Committee for:

Nonclassified, classified and unclassified employees of the State	\$12,223,167
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Classified and professional employees of the Nevada System of Higher Education\$11,032,510

(2) From the State Highway Fund to the Interim Finance Committee for positions in the Department of Motor Vehicles, Department of Public Safety and Transportation Authority of Nevada:\$2,215,607

(3) From the State General Fund to the Legislative Fund for employees of the Legislative Counsel Bureau and Interim Legislative Operations.....\$495,899

↳ The Interim Finance Committee shall allocate the appropriations pursuant to this section among the respective departments, commissions and agencies of the State.

2. The provisions of this section do not apply if the State Treasurer borrows money on or after July 1, 2009, from the Local Government Pooled Investment Fund pursuant to the provisions of Section 1 of chapter 1, Statutes of Nevada 2008, 25th Special Session, at page 2, as amended by the 2009 Legislature.

Sec. 11. 1. Except as otherwise provided in subsection 2, based on the projection required by section 9 of this act, the following amounts are hereby contingently appropriated for the Fiscal Year 2010-2011:

(a) If the projected balance is at least \$390,000,000, to provide funding sufficient for a 1 percent increase in salaries for personnel employed by school districts, charter schools and university schools for profoundly gifted pupils:

(1) From the State General Fund to the State Distributive School Account in the State General Fund\$24,099,622

↳ This additional appropriation, if any, must be apportioned in the same proportion per pupil as established by the Department of Education for the 17 county school districts for Fiscal Year 2010-2011.

(2) From the State General Fund to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 385.379\$267,521

↳ This additional appropriation, if any, must be added to any other appropriations made to the Account for the 2009-2011 biennium and expended in the same manner as those other appropriations.

(b) If the projected balance is at least \$425,000,000, to provide funding sufficient for a 2 percent increase in salaries for personnel



employed by school districts, charter schools and university schools for profoundly gifted pupils:

(1) From the State General Fund to the State distributive School Account in the State General Fund.....\$48,199,244

↳ This additional appropriation, if any, must be apportioned in the same proportion per pupil as established by the Department of Education for the 17 county school districts for Fiscal Year 2010-2011.

(2) From the State General Fund to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 385.379.....\$535,042

↳ This additional appropriation, if any, must be added to any other appropriations made to the Account for the 2009-2011 biennium and expended in the same manner as those other appropriations.

2. The provisions of this section do not apply if the State Treasurer borrows money on or after July 1, 2009, from the Local Government Pooled Investment Fund pursuant to the provisions of Section 1 of chapter 1, Statutes of Nevada 2008, 25th Special Session, at page 2, as amended by the 2009 Legislature.

Sec. 12. The Department of Health and Human Services may adopt a plan to authorize additional payments of up to \$60 for a specified period on a weeknight and of up to \$100 for a specified period on a weekend day for unclassified employees, who are Senior Psychiatrists, Senior Physicians or Pharmacists to perform on-call responsibilities to ensure 24-hour coverage in psychiatric treatment facilities. On-call responsibilities for Senior Psychiatrists and Senior Physicians include, without limitation, attending to clinical emergencies, evaluation of patients subject to seclusion and restraint, and completing rounds during weekends. On-call responsibilities for pharmacists, including, without limitation, consultation with medical personnel and first dosage reviews.

Sec. 13. The State Gaming Control Board may adopt a plan to authorize additional payments of up to \$5,000 annually for unclassified employees who possess a current Nevada certified public accountant certificate, a license to practice law in the State of Nevada or any other state, or are in a qualifying position as an electronic laboratory engineer and possess a bachelor of science or higher degree in engineering, electronic engineering or computer science and utilize, in the opinion of the Board, the skills evidenced by these qualifications to further enhance the performance of their job duties and responsibilities.



Sec. 14. Any remaining balance of the appropriation made by sections 6 to 8, inclusive, of this act must not be committed for expenditure after June 30, 2011, by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 16, 2011, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the fund from which it was appropriated on or before September 16, 2011.

Sec. 15. 1. Money in subsection 1 of sections 6 and 8 of this act can be transferred among each section to finance the requirements of section 3 to 5, inclusive, of this act.

2. When determining the allocations of the money appropriated in sections 6 to 8, inclusive, the Board of Examiners must not distribute money to an account beyond the maximum salary need amount determined for the account. Appropriations established for an account within a department, agency or commission must not be distributed to another account within the department, agency or commission if that action results in the distribution of money beyond the maximum salary need amount determined for the account.

Sec. 16. This act becomes effective on July 1, 2009.



