

ASSEMBLY BILL NO. 9—COMMITTEE
ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE SECRETARY OF STATE)

PREFILED NOVEMBER 15, 2016

Referred to Committee on Government Affairs

SUMMARY—Authorizes the Secretary of State to appoint a
Deputy of Securities. (BDR 18-424)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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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 the Office of the Secretary of State; revising the
position of the Administrator of the Securities Division of
the Office of the Secretary of State; and providing other
matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law authorizes the Secretary of State to appoint an Administrator of
2 the Securities Division of the Office of the Secretary of State. (NRS 225.170) This
3 bill revises that position to provide that the Administrator of the Division is a
4 deputy of the Secretary of State. **Section 1** of this bill authorizes the Secretary of
5 State to appoint a Deputy of Securities. **Section 2** of this bill provides that the
6 Deputy of Securities shall serve as the Administrator of the Division. **Sections 3**
7 **and 4** of this bill make conforming changes.

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

1 **Section 1.** NRS 225.060 is hereby amended to read as follows:
2 225.060 1. The Secretary of State may, under his or her hand
3 and seal, appoint an Executive Assistant, a Chief Deputy, a Deputy
4 of Commercial Recordings, a Deputy of Elections , *a Deputy of*
5 *Securities* and not more than two additional deputies in the
6 unclassified service of the State as he or she may deem necessary to
7 perform fully the duties of the Office of Secretary of State. The



1 Chief Deputy, Deputy of Commercial Recordings, Deputy of
2 Elections, *Deputy of Securities* and any other deputies so appointed
3 may perform all the duties required of the Secretary of State.

4 2. For his or her own security, the Secretary of State may
5 require each deputy to give him or her a bond in such sum and with
6 such sureties as the Secretary of State may deem sufficient.

7 3. Except as otherwise provided in NRS 284.143, the persons
8 appointed pursuant to subsection 1 shall devote their entire time and
9 attention to the business of their offices and shall not pursue any
10 other businesses or occupations or hold any other office of profit.

11 **Sec. 2.** NRS 225.170 is hereby amended to read as follows:

12 225.170 1. There is hereby created within the Office of the
13 Secretary of State a Securities Division. The ~~{Secretary of State~~
14 ~~shall appoint an}~~ *Deputy of Securities shall serve as the*
15 Administrator of the Division. ~~{The Administrator of the Division is~~
16 ~~in the unclassified service of the State.}~~

17 2. The Secretary of State may, alternatively:

18 (a) Use the services of an assigned deputy attorney general as
19 legal counsel for the Division.

20 (b) Appoint an attorney as legal counsel for the Division. If
21 appointed, he or she is in the unclassified service of the State.

22 (c) Contract for services to be rendered by such other legal
23 counsel as are needed for assistance in administering chapter 90 of
24 NRS.

25 3. Each of the legal counsel must be an attorney admitted to
26 practice law in Nevada.

27 **Sec. 3.** NRS 90.215 is hereby amended to read as follows:

28 90.215 "Administrator" means the ~~{Administrator of the~~
29 ~~Division.}~~ *Deputy of Securities appointed pursuant to*
30 *NRS 225.060.*

31 **Sec. 4.** NRS 91.030 is hereby amended to read as follows:

32 91.030 "Administrator" means the ~~{Administrator of the~~
33 ~~Securities Division of the Office of the Secretary of State.}~~ *Deputy*
34 *of Securities appointed pursuant to NRS 225.060.*

35 **Sec. 5.** This act becomes effective on July 1, 2017.

