

Senate

COMMITTEE ON FEDERAL, STATE AND LOCAL GOVERNMENTS

Minutes of Meeting -- April 3, 1969

The thirty-sixth meeting of the Committee on Federal, State and Local Governments was held on the 3rd of April, 1969, at 3:00 P.M.

Committee members present:

	James Gibson, Chairman
	Marvin L. White
	F. W. Farr
	Vernon Bunker
	Chic Hecht
	Carl F. Dodge
	Warren Monroe

Others present were:

Senator Hug	
Curt Blyth	Nevada Municipal Association
Eddie Scott	NAACP, Reno
Dick Cordain	Highway Department
Jim Thompson	Highway Department
John Bawden	State Highway Engineer

Press representatives

Chairman Gibson called the meeting to order. Several bills were under consideration:

AB-302 Proposed by Mr. Swackhamer.
Broadens authority of public agencies to participate in group insurance programs.

Senator Hug spoke in favor of this bill stating that it would allow a better over-all program and that the city and school people want it. This would also permit them to broaden their position.

Senator Dodge moved Do Pass, seconded by Senator Farr. Vote for passage was unanimous.

SB-458 Proposed by Committee on Federal, State and Local Governments.
Raises amount and adds purposes for which check may be drawn on school district revolving cash fund.

Senator Hug explained the purpose of this bill, which was followed by discussion.

Senator Dodge moved Do Pass, seconded by Senator Farr. Vote for passage was unanimous.

AB-323 Proposed by Mr. Howard.
Requires approval of voters before television franchises and certificates of public convenience and necessity can be issued in counties where television districts have been organized.

As the bill is now written with the present amendments it is restricted to Humboldt county and does not affect Elko County. The committee decided to hold this for consideration at a later time.

SB-489 Proposed by Senator Titlow.
Permits Mineral county commissioners to transfer certain funds to Mineral county courthouse construction fund.

AB-577 Proposed by Messrs. Viani and Tim Hafen.
Authorizes Mineral County commissioners to lease Mineral County power system after voter approval.

Senator Dodge explained the purpose of AB-577 first, and then explained that SB-489 relates to this -- permitting Mineral county to use any funds from lease of the power system and put them into a courthouse construction fund.

Senator Dodge moved Do Pass on AB-577, seconded by Senator Monroe. Vote for passage was unanimous.

Senator Dodge moved Do Pass on SB-489, seconded by Senator Monroe. Vote for passage was unanimous.

AB-353 Proposed by Mr. Wilson.
Enacts open housing law.

Mr. Scott of the NAACP in Reno spoke on this bill, stating that they had been working on amendments that would make this bill adequate, however, they felt it would take too much paper work to do this. He said that Mr. Guinan had suggested that they amend Sections 1 through 10 and then add language from the federal act similar to that written in AB-693, and to use the commission powers as are available now. He added that there would be confusion between the state and the federal act if the bill were passed as it is presently. It was his recommendation that they go to AB-693 and use this bill instead.

SB-363 Proposed by Committee on Federal, State and Local Governments.
Authorizes cities, counties to acquire communications, electrical projects under Consolidated Local Improvements Law, County Improvements Law.

Mr. Blyth of the Nevada Municipal Association stated that they had run into difficulty on this bill in trying to come up with some language that would be acceptable to everyone -- they have not done so as yet, and the bill is not ready at this time.

SB-494 Proposed by Senator Monroe.
Permits Elko board of supervisors to use certain funds for park and recreation projects.

Senator Monroe explained that they have a flood control project with four parts to it -- two flood control dams built north of town, and a flood control dam combined with a city water storage project and recreation project was supposed to be built on Kittridge Creek. The Soil Conservation people made a final survey on the project and found out the site for the project was not suitable and that it had to be moved. The additional survey came up with an additional cost for the project of \$70,000.00. The city had already provided a bond issue to cover their share of the Kittridge project, but with the additional cost of \$70,000.00 they won't be able to go ahead with it -- another bond election would be required. Now the project will be put up for bid, and if they come up another \$70,000.00 they will abandon the project. They want to use this bond money primarily for a city swimming pool, and want the legislature to transfer the authority for the bond money to be used for the city swimming pool.

After discussion, Senator Farr moved Do Pass, seconded by Senator Hecht. Vote for passage was unanimous.

SB-482 Proposed by Senator Dodge.
Authorizes cities incorporated under general law to sell, lease city-owned electric light and power systems after voter approval.

Senator Dodge explained the purpose and background of this bill, stating that it is "enabling" legislation and giving the proposed amendments.

Senator Monroe moved Amend and Do Pass, seconded by Senator Farr. Vote for passage was unanimous.

SB-493 Proposed by Senator Monroe.
Authorizes the unincorporated town of Jackpot to acquire, operate and maintain a golf course and other recreational and other appurtenant facilities, and to issue general obligation bonds and other securities for such acquisition not exceeding \$150,000.

Senator Monroe gave an explanation of the purpose of this bill, followed by brief committee discussion.

Senator Farr moved Do Pass, seconded by Senator Hecht. Vote for passage was unanimous.

AB-281 Proposed by Committee on Government Affairs (By request).
Authorizes relocation payments and advisory assistance for persons displaced by highways. Executive estimate of cost: \$10,000 per annum.

Mr. John Bawden, State Highway Engineer, stated that basically this bill follows the federal law and rules and regulations on this. He further urged the committee to amend this bill making it effective upon passage and approval.

Senator Dodge moved Amend and Do Pass, seconded by Senator Monroe. Vote for passage was unanimous.

AB-283 Proposed by Committee on Government Affairs (By request).
Provides for crossing or damaging control-of-access fences on highways. Executive estimate of cost: None.

Mr. Bawden explained the need for this bill, which was followed by committee discussion.

Senator Dodge moved Do Pass, seconded by Senator Monroe. Vote for passage was unanimous.

SB-495 Proposed by Senator Slattery.
Creates historic district commission for Virginia City.

Chairman Gibson explained the purpose and intent of this bill, and pointed out some of the changes that had been made in the provisions. He added that Tom Cook had come before the committee previously and made a strong plea for this legislation. It was decided to hold action on this for the present.

AB-511 Proposed by Messrs. Ashworth, Bowler, Branch, Bryan, Hilbrecht, Mrs. Tyson, Messrs. Lowman, Smith and Wilson.
Modifies procedure for reconveying certain donated county land to donor.

SB-503 Proposed by Clark County Delegation.
Changes procedure whereby board of county commissioners may reconvey property to original owner.

The committee considered these two bills together and determined that they both do exactly the same thing.

Following discussion the committee took action on these as follows:

Senator Dodge moved Do Pass on AB-511, seconded by Senator Farr. Vote for passage was unanimous.

Senator Dodge moved to hold indefinitely on SB-503, seconded by Senator Hecht. Vote for this action was unanimous.

SB-504 Proposed by Clark County Delegation.
Provides for reconveyance of county rights-of-way.

Senator Farr moved Do Pass, seconded by Senator Dodge. Vote for passage was unanimous.

SB-505 Proposed by Clark County Delegation.
Modifies procedure for sale of real property by counties.

SB-506 Proposed by Clark County Delegation.
Provides for sale and exchange under certain circumstances
of county property.

After committee discussion it was decided to hold action on these two bills until a further study could be made.

SB-508 Proposed by Senator Swobe.
Authorizes cities or counties to adopt zoning ordinances
for specific parts of their territories.

Senator Dodge moved Do Pass, seconded by Senator Farr. Vote for passage was unanimous.

AB-435 Proposed by Miss Foote and Mrs. Frazzini.
Provides for inventory of goods in governor's mansion.

Senator Farr moved Do Pass, seconded by Senator Hecht. Vote for passage was unanimous.

AB-415 Proposed by Mrs. Brookman.
Authorizes sale of state surplus property to Indians.

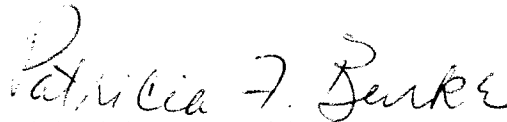
Senator Farr moved Do Pass, seconded by Senator Hecht. Vote for passage was unanimous.

AB-502 Proposed by Messrs. Prince and Swallow.
Repeals requirement that claims against counties must be
sworn to by claimants.

Senator Farr moved Do Pass, seconded by Senator White. Vote for passage was unanimous.

There being no further business, the meeting was adjourned.

Respectfully submitted,



Patricia F. Burke,
Committee secretary

A. B. 302

ASSEMBLY BILL NO. 302—MR. SWACKHAMER

FEBRUARY 13, 1969

Referred to Committee on Government Affairs

SUMMARY—Broadens authority of public agencies to participate in group insurance programs. (BDR 23-1104)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to group insurance; broadening the power of public agencies to participate in group insurance programs; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

1 SECTION 1. NRS 287.025 is hereby amended to read as follows:
 2 287.025 [1.] The governing body of any [school district having less
 3 than 25 employees] *county, school district, municipal corporation, polit-*
 4 *ical subdivision, public corporation or other public agency of the State of*
 5 *Nevada* shall have, in addition to the other powers granted in NRS
 6 287.010 and 287.020, the power to negotiate and contract with [any
 7 adjoining school district] *any other such agency* or with the committee on
 8 group insurance for the state group insurance plan to secure group insur-
 9 ance for its officers and employees and their dependents by participation
 10 in any group insurance plan established or to be established [by an
 11 adjoining school district] or in the state group insurance plan.

12 [2. The governing body of any school district shall have the power
 13 to negotiate and contract with any adjoining school district having less
 14 than 25 employees, to provide such school district's officers and employ-
 15 ees with group insurance in any group insurance plan established or to
 16 be established by the school district.]

17 SEC. 2. NRS 287.043 is hereby amended to read as follows:

18 287.043 The committee on group insurance shall:

19 1. Act as an advisory body on matters relating to group life, accident
 20 or health insurance, or any combination thereof, for the benefit of all
 21 such state officers and employees.

22 2. Negotiate and contract with [any school district in the state having
 23 less than 25 employees] *the governing body of any public agency enu-*
 24 *merated in NRS 287.010* which is desirous of obtaining group insurance
 25 for its officers and employees by participation in the state group insurance
 26 program.

S. B. 458

SENATE BILL NO. 458—COMMITTEE ON FEDERAL, STATE
AND LOCAL GOVERNMENTS

MARCH 19, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Raises amount and adds purposes for which check may be drawn on school district revolving cash fund. (BDR 34-525)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to the school district revolving cash fund; raising the amount and adding purposes for which a check may be drawn on such fund; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 387.307 is hereby amended to read as follows:
2 387.307 1. Any person or persons authorized by the board of
3 trustees of the school district may make immediate payment by a check
4 drawn on the revolving cash fund of the school district for purchases *and*
5 *other purposes as established by the board* in an amount of **[\$50]** \$1,000
6 or less.
7 2. A copy of the purchase order and a receipted, itemized invoice or
8 its equivalent *or a signed receipt* shall be forwarded to the clerk of the
9 board of trustees, who monthly shall prepare an itemized list of such pay-
10 ments for approval by the board.
11 3. Upon the approval of such expenditures by the board of trustees,
12 the clerk shall draw an order for the replenishment of the revolving cash
13 fund from the county or joint school district fund in the county treasury
14 belonging to the school district. Such order shall be treated in the same
15 manner as prescribed in NRS 387.310 for the payment of other claims
16 against the school district.
17 4. Any person who issues a check drawn on the revolving cash fund
18 shall be personally liable for the amount of such check if the board of
19 trustees, in good faith, does not approve of the expenditure.

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S. B. 489

SENATE BILL NO. 489—SENATOR TITLOW

MARCH 28, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Permits Mineral county commissioners to transfer certain funds to Mineral county courthouse construction fund. (BDR S-1939)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT to amend an act entitled "An Act to authorize and empower the board of county commissioners, county of Mineral, State of Nevada, to create a Mineral county courthouse construction fund, levy tax therefor and effect transfer of certain county funds in connection therewith," approved March 21, 1953.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

1 SECTION 1. Section 2 of the above-entitled act, being chapter 185,
2 Statutes of Nevada 1953, at page 216, is hereby amended to read as
3 follows:

4 Section 2. The county commissioners of Mineral county are hereby
5 authorized and directed to order transferred to the Mineral county court-
6 house construction fund the following fund balances, namely: the general
7 emergency loan fund in the amount of \$648.67, the old-age emergency
8 loan fund in the amount of \$258.20, the indigent emergency loan fund in
9 the amount of \$4,161.22, and the emergency relief fund in the amount
10 of \$57.87 (it appearing that said emergency funds, as such, are serving
11 no useful purpose in the fiscal affairs of the county), together with interest
12 on all Mineral county funds on deposit in any bank or banks, or invested
13 in government bonds. The auditor and county treasurer of Mineral county
14 are directed to do all acts necessary to effectuate the purposes of this act.
15 *The county commissioners of Mineral county may transfer to the Mineral*
16 *county courthouse construction fund the proceeds of a sale or lease of any*
17 *public utility located in Mineral county, the moneys in any reserve fund*
18 *which has been established for a public utility if such moneys are no*
19 *longer needed for the purpose of the public utility because the public*
20 *utility has been sold or leased and, in the manner provided by the Local*
21 *Government Budget Act, moneys from any other fund which the county*
22 *commissioners deem appropriate for such transfer.*

23 SEC. 2. This act shall become effective upon passage and approval.

20

A. B. 577

ASSEMBLY BILL NO. 577—MESSRS. VIANI AND TIM HAFEN

MARCH 3, 1969

Referred to Committee on Government Affairs

SUMMARY—Authorizes Mineral County commissioners to lease Mineral County power system after voter approval. (BDR S-1371)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT to amend the title of and to amend an act entitled "An act authorizing and empowering the board of county commissioners of Mineral County, Nevada, to sell that certain property commonly known as and called the Mineral County power system, providing the method of making such sale and the minimum offer authorized to be accepted, prohibiting said commissioners in the management of said power system from engaging in any business other than that of selling or distributing electric energy to consumers, providing for the bonding of employees entrusted with money, and prohibiting said commissioners from using any of the proceeds from the management of said power system for any use other than the purchase of power, the payment of interest on bonds and redemption of bonds, and the actual operating and maintenance expense of said system, authorizing the commissioners to sell certain property, authorizing the county commissioners to transfer surplus proceeds to the general fund of Mineral County, and other matters properly connected therewith or appertaining thereto," approved March 26, 1929, as amended.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Section 1 of the above-entitled act, being chapter 139,
 2 Statutes of Nevada 1929, as last amended by chapter 353, Statutes of
 3 Nevada 1963, at page 761, is hereby amended to read as follows:
 4 Section 1. The *board* of county commissioners of Mineral County,
 5 Nevada, **[are]** is hereby empowered and authorized to sell **[,]** or lease,
 6 after open negotiation with one or more qualified public utilities authorized
 7 to serve consumers within the State of Nevada under the jurisdiction of
 8 the public service commission of **[the State of]** Nevada, as **[they]** the
 9 *board* may deem best, and subject to the approval of the public service
 10 commission of **[the State of]** Nevada, all or any part of the property
 11 belonging to **[said]** Mineral County known as and commonly called the
 12 Mineral County power system, consisting of power lines, stations, machin-
 13 ery, equipment, and all other property used in and for **[said]** the system
 14 and necessary for the use and operation thereof. **[Said]** *The sale or lease*
 15 shall be made in the manner following:
 16 The board of county commissioners may, by resolution duly passed and

S. B. 494

SENATE BILL NO. 494—SENATOR MONROE

MARCH 28, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Permits Elko board of supervisors to use certain funds for park and recreation projects. (BDR S-1944)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to the City of Elko; permitting the board of supervisors to divert funds from the Kittredge Canyon Project to park and recreation projects; and providing other matters properly relating thereto.

- 1 WHEREAS, The City of Elko, by Emergency Ordinance No. 170,
 2 adopted on September 13, 1966, authorized the issuance and sale of
 3 "City of Elko, Nevada, General Obligation Improvement Bonds, Series
 4 August 1, 1966," in the principal amount of \$200,000; and
 5 WHEREAS, Pursuant to the emergency ordinance, \$175,000 of the
 6 principal amount was designated for Project No. 2 for the purpose of
 7 establishing, constructing, purchasing, otherwise acquiring, equipping,
 8 furnishing and maintaining places, structures, areas and other facilities
 9 used for community recreation, within or without the city, including with-
 10 out limitation playgrounds, playing fields or courts, beaches, camps and
 11 recreation grounds and including without limitation personal property,
 12 real property, lands, improvements and fixtures thereon, and property of
 13 any nature appurtenant thereto or used in connection therewith; and
 14 WHEREAS, At the time the emergency ordinance was passed, the City
 15 of Elko planned to expend the funds designated for Project No. 2 in the
 16 construction, acquiring and establishing of the Kittredge Canyon Dam
 17 and for acquiring, equipping, furnishing and maintaining places, struc-
 18 tures, areas and other facilities used for community recreation at the
 19 location of the proposed dam; and
 20 WHEREAS, Current cost estimates, resulting from increasing costs and
 21 necessary changes in the design of the dam, indicate that there may be
 22 insufficient funds to proceed with the Kittredge Canyon Project, and that
 23 the benefits that could be derived from the completion of that project
 24 may be disproportionate to the increased costs; and
 25 WHEREAS, The City of Elko is in need of other recreation facilities
 26 which are unrelated to the Kittredge Canyon Project; now, therefore,

1 *The People of the State of Nevada, represented in Senate and Assembly,*
2 *do enact as follows:*

3
4 SECTION 1. The City of Elko, through its board of supervisors, may
5 expend the funds derived from the sale of bonds in the principal sum of
6 \$175,000, together with accrued income thereon, pursuant to Emergency
7 Ordinance No. 170 and designated for Project No. 2, for all purposes
8 stated in Emergency Ordinance No. 170, and may divert the use of funds
9 from the proposed Kittredge Canyon Project to such other purposes.

10 SEC. 2. This act shall become effective upon passage and approval.

S. B. 482

SENATE BILL NO. 482—SENATOR DODGE

MARCH 26, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Authorizes cities incorporated under general law to sell, lease city-owned electric light and power systems after voter approval. (BDR 21-1502)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to cities incorporated under general law; authorizing city councils of such cities, after approval of the registered voters, to sell or lease city-owned electric light and power systems; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 266 of NRS is hereby amended by adding
 2 thereto the provisions set forth as sections 2 to 7, inclusive, of this act.
 3 SEC. 2. 1. *Proceedings to sell or lease a city-owned electric light and*
 4 *power system may be instituted by the adoption of a resolution by the city*
 5 *council proposing to sell or lease the electric light and power system.*
 6 2. *The resolution adopted pursuant to the provisions of subsection 1*
 7 *shall:*
 8 (a) *Call an election for submission of the question of the sale or lease of*
 9 *the electric light and power system;*
 10 (b) *Designate whether the election shall be consolidated with the next*
 11 *primary or general city or state election, or shall be a special election*
 12 *which the city council is authorized to call; and*
 13 (c) *Fix the date of the election.*
 14 SEC. 3. *When proceedings are instituted to sell or lease a city-owned*
 15 *electric light and power system, the city attorney shall draft the measure*
 16 *and an explanation thereof for submission to the registered voters.*
 17 SEC. 4. 1. *If the question of the sale or lease of the city-owned elec-*
 18 *tric light and power system is submitted at a city or state primary or*
 19 *general election, no notice of registration of electors is required other than*
 20 *that required by the general election laws for such election. If the ques-*
 21 *tion is submitted at a special election, the county clerk shall, at the*
 22 *expense of the city, cause to be published at least once a week for 5*
 23 *consecutive weeks by five weekly insertions a week apart, the first pub-*
 24 *lication to be not more than 60 days nor less than 45 days next preceding*
 25 *the election, in a newspaper published within the county and having a*

Original bill is 3 pages long.
 Contact the Research Library for
 a copy of the complete bill.

S. B. 493

SENATE BILL NO. 493—SENATOR MONROE

MARCH 28, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Authorizes the unincorporated town of Jackpot to acquire, operate and maintain a golf course and other recreational and other appurtenant facilities, and to issue general obligation bonds and other securities for such acquisition not exceeding \$150,000. (BDR S-1966)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to the unincorporated town of Jackpot; providing for the acquisition, improvement, equipment, repair, operation and maintenance by the town of a golf course, other recreational facilities and appurtenances; providing for the issuance of bonds and other securities, constituting general obligations, to defray wholly or in part the cost of the construction and other acquisition of such facilities and appurtenances; providing for the payment of such securities, the security therefor, and other details in connection therewith; otherwise providing powers, rights, privileges, immunities, liabilities, duties, disabilities and other details in connection with the town, such facilities, such securities, the taxes and other revenues for their payment, their proceeds, other moneys, and pledges and liens pertaining thereto, including without limitation by reference to the Local Government Securities Law; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Except as otherwise provided in this act, terms used or
2 referred to in this act are as defined in the Local Government Securities
3 Law; but the following terms whenever used or referred to in this act and
4 in the Local Government Securities Law in its connection with this act,
5 unless the context otherwise requires, have the meanings ascribed to them
6 in sections 2 to 7, inclusive, of this act.
- 7 SEC. 2. "Equip" or "equipment" means the furnishing of all neces-
8 sary, desirable, useful, related or appurtenant furniture, fixtures and other
9 facilities (or any combination thereof) pertaining to the project or any
10 interest therein, as authorized in this act.
- 11 SEC. 3. "Facilities" means golf course facilities, locker and shower
12 facilities, tennis facilities, swimming pool facilities, other playground
13 equipment, restaurant and tavern facilities, sports equipment and apparel
14 shop, lounge, and other club house facilities, or any combination thereof,
15 equipment, furnishings, fixtures and structures therefor, and all appurte-
16 nances and incidentals necessary, useful or desirable for any such facili-
17 ties, consisting of all properties, real, personal, mixed, or otherwise, now

Original bill is 3 pages long.
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a copy of the complete bill.

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 281

ASSEMBLY BILL NO. 281—COMMITTEE ON GOVERNMENT
AFFAIRS (By request)

FEBRUARY 13, 1969

Referred to Committee on Government Affairs

SUMMARY—Authorizes relocation payments and advisory assistance for persons displaced by highways. Executive estimate of cost: \$10,000 per annum. (BDR 35-365)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to federal-aid highways; authorizing relocation payments and advisory assistance to displaced persons; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:*1 SECTION 1. Chapter 408 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2 to 15, inclusive, of this act.3 SEC. 2. *It is the intent of the legislature in enacting sections 2 to 15,*
4 *inclusive, of this act to provide a statutory basis for the prompt, orderly*
5 *and equitable relocation and reestablishment of persons, businesses, farm*
6 *operations and nonprofit organizations displaced by construction of*
7 *federal-aid highways in this state, consistent with the public policy*
8 *declared by the Congress in section 30 of the Federal-Aid Highway Act of*
9 *1968 (21 U.S.C. § 501) that a comprehensive program of relocation pay-*
10 *ments and advisory assistance shall be provided to all persons so displaced.*

11 SEC. 3. "Business" means any lawful activity conducted primarily:

12 1. *For the purchase and resale, manufacture, processing or market-*
13 *ing of products, commodities or any other personal property;*14 2. *For the sale of services to the public; or*15 3. *By a nonprofit organization.*

16 SEC. 4. "Displaced person" means any:

17 1. *Person who is head of a family or any individual not a member of*
18 *a family who moves from a dwelling as the result of the acquisition, or*
19 *reasonable expectation of acquisition and the subsequent acquisition, of*
20 *real property on which such dwelling was situated and which was acquired*
21 *for a federal-aid highway; or*22 2. *Owner of a business or farmer who moves as the result of the*
23 *acquisition of real property on which such owner or farmer conducted*Original bill is 4 pages long.
Contact the Research Library for
a copy of the complete bill.

A. B. 283

ASSEMBLY BILL NO. 283—COMMITTEE ON GOVERNMENT
AFFAIRS (By request)

FEBRUARY 13, 1969

Referred to Committee on Government Affairs

SUMMARY—Provides for crossing or damaging control-of-access fences on highways. Executive estimate of cost: None. (BDR 35-367)



EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to highways; providing for relief against unauthorized crossing or cutting of control-of-access fences on highways; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. Chapter 408 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:
3 *Whenever any person cuts, removes, destroys, crosses or otherwise*
4 *penetrates a control-of-access fence or barrier maintained by the depart-*
5 *ment on an interstate or other highway, to which the state has acquired*
6 *the abutters' easements of access to and from the abutting land, the*
7 *department may petition the district court of the county where such high-*
8 *way is located for an order permanently enjoining such person from*
9 *further penetration of the control of access, and if the court finds, upon*
10 *taking proof by affidavit or otherwise, that the state has acquired the*
11 *abutters' rights of access, it shall enjoin such person from further viola-*
12 *tion of such control-of-access fence or barrier and shall provide in its*
13 *order that the department may recover from such person a sum treble*
14 *the actual expense incurred by the department in restoring the control-*
15 *of-access fence or barrier.*
16 SEC. 2. This act shall become effective upon passage and approval.

Ⓢ

Original bill is on file at
the Research Library.

A. B. 511**ASSEMBLY BILL NO. 511—MESSRS. ASHWORTH, BOWLER,
BRANCH, BRYAN, HILBRECHT, MRS. TYSON, MESSRS.
LOWMAN, SMITH AND WILSON**

FEBRUARY 26, 1969

Referred to Committee on Government Affairs

SUMMARY—Modifies procedure for reconveying certain donated county
land to donor. (BDR 20-1500)EXPLANATION—Matter in *italics* is new; matter in brackets [] is
material to be omitted.

AN ACT relating to county lands; modifying the procedure for reconveying certain donated land to the donor; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1 SECTION 1. NRS 244.290 is hereby amended to read as follows:
 2 244.290 1. The board of county commissioners of any county may
 3 reconvey, upon such terms as may be prescribed by the order of the
 4 board, all the right, title and interest of the county in and to any land
 5 donated and dedicated for a public park, public square, public landing,
 6 agricultural fairground, aviation field, automobile parking ground for
 7 the accommodation of the traveling public, or land held in trust for the
 8 public for any other public use or uses, or any part thereof, to the person
 9 or persons, association or corporation from whom such land was acquired
 10 or to his, their or its heirs, assigns or successors, whether such land is
 11 held solely by the county or as tenant in common with any municipality,
 12 or other political subdivision of this state under dedication to the same
 13 public use or uses, in any case where such land has been theretofore
 14 donated and dedicated to the county, or to the county and such coowner,
 15 for any of the use or uses hereinbefore mentioned. []; provided:
 16 (a) That there is filed with the board a petition signed by electors of
 17 the county equal in number to at least 51 percent of the number of votes
 18 cast in the county for Representative in Congress at the last preceding
 19 general election; and
 20 (b) That it shall []
 21 2. *Prior to any such reconveyance, it must be determined by a reso-*
 22 *lution of the board of county commissioners that the maintenance by*
 23 *the county either solely or in connection with such coowner of such*

1 public park, public square, public landing, agricultural fairground, avia-
2 tion field, automobile parking ground for the accommodation of the
3 traveling public, or public land for the purposes specified in the instru-
4 ment or instruments of donation or dedication, is unnecessarily burden-
5 some upon the county, or that such reconveyance will be advantageous
6 to the county and its citizens.

7 **[2.]** 3. Upon the adoption of such resolution, without other for-
8 malities or requirements, a deed of reconveyance on behalf of the county
9 shall be executed under the hand of the chairman of the board of
10 county commissioners, attested by the county clerk under the seal of
11 the county.

12 **[3.]** The signatures to the petition mentioned in paragraph (a) of
13 subsection 1 need not all be appended to one paper, but each signer shall
14 add to his signature his place of residence. One of the signers of each
15 such petition shall swear that the statements therein made and the signa-
16 tures therein set forth are true to the best of his knowledge and belief.
17 The petition, so verified, shall be prima facie evidence that each of the
18 signers thereof is an elector of the county.]

19 **SEC. 2.** This act shall become effective upon passage and approval.

S. B. 504

SENATE BILL NO. 504—CLARK COUNTY DELEGATION

APRIL 1, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Provides for reconveyance of county rights-of-way.
(BDR 10-1898)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is
material to be omitted.

AN ACT relating to rights-of-way; providing for reconveyance of county rights-of-way in certain circumstances; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

- 1 SECTION 1. Chapter 116 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:
3 *The board of county commissioners of any county may by quitclaim*
4 *deed reconvey any right-of-way to the person, association or corporation*
5 *which originally dedicated such right-of-way to the county if the board of*
6 *county commissioners determines that such right-of-way is in excess of*
7 *the requirements of the county.*
8 SEC. 2. This act shall become effective upon passage and approval.

Ⓢ

S. B. 508

SENATE BILL NO. 508—SENATOR SWOBE

APRIL 1, 1969

Referred to Committee on Federal, State and Local Governments

SUMMARY—Authorizes cities or counties to adopt zoning ordinances for specific parts of their territories. (BDR 22-1975)

EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT relating to planning and zoning; authorizing counties or cities under certain circumstances to enact separate zoning and planning ordinances for specific parts of their territories.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

1 SECTION 1. Chapter 278 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:

3 *Where parts of the territory of any county or city lie within the jurisdic-*
4 *tion of different regional planning commissions or other planning author-*
5 *ities, the governing body of such county or city may enact a separate*
6 *building, subdivision, zoning or similar ordinance for each such part of its*
7 *territory.*

8 SEC. 2. This act shall become effective upon passage and approval.

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(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 435

ASSEMBLY BILL NO. 435—MISS FOOTE AND
MRS. FRAZZINI

FEBRUARY 24, 1969

Referred to Committee on Legislative Functions

SUMMARY—Provides for inventory of goods in governor's mansion.
(BDR 27-971)EXPLANATION—Matter in *italics* is new; matter in brackets [] is
material to be omitted.

AN ACT relating to administration and control of state buildings, grounds and
properties; providing for an inventory of goods in the governor's mansion; and
providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly,
do enact as follows:*

- 1 SECTION 1. Chapter 331 of NRS is hereby amended by adding
2 thereto a new section which shall read as follows:
3 1. *It is the intent of the legislature in enacting this section that perma-*
4 *nence of the gifts and property purchased from donations given by the*
5 *people of the State of Nevada for the governor's mansion be assured.*
6 2. *After the effective date of this act a detailed inventory shall be*
7 *taken of state property of the governor's mansion by the chief of the pur-*
8 *chasing division of the department of administration. Any new acquisitions*
9 *thereafter shall be added to the inventory. During December of 1970 and*
10 *during December of every fourth year thereafter, and immediately upon*
11 *the succession of a lieutenant governor to occupancy of the mansion when-*
12 *ever this occurs, the chief of the purchasing division of the department of*
13 *administration shall conduct an inventory of all property belonging to the*
14 *governor's mansion.*
15 3. *The replacement of missing or damaged property belonging to the*
16 *governor's mansion is the responsibility of the governor or acting governor*
17 *occupying the mansion since the preceding inventory, except:*
18 (a) *Where damage is caused by normal wear and tear.*
19 (b) *Where there is a loss due to theft, flood, fire or some other cause*
20 *beyond the control of the governor or his immediate family if such loss*
21 *is reported to the chief of the purchasing division of the department of*
22 *administration immediately after such loss is discovered.*
23 SEC. 2. This act shall become effective upon passage and approval.

20

A. B. 415**ASSEMBLY BILL NO. 415—MRS. BROOKMAN**

FEBRUARY 20, 1969

Referred to Committee on Public Resources

SUMMARY—Authorizes sale of state surplus property to Indians.
(BDR 27-1294)EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.

AN ACT authorizing the sale of state surplus property to Nevada Indian tribes; and providing other matters properly relating thereto.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

1 SECTION 1. NRS 333.462 is hereby amended to read as follows:

2 333.462 Whenever the department of highways declares any tools,
3 implements, machinery or other equipment in its possession to be surplus
4 or not necessary for the use of such department, or requests that any such
5 tools, implements, machinery or other equipment be replaced, and if such
6 tools, implements, machinery or other equipment are not transferred to
7 another agency in accordance with subsection 2 of NRS 333.220, the
8 chief shall, notwithstanding the provisions of subsection 4 of NRS 333.-
9 220, offer the same for sale to the various counties, incorporated cities,
10 [and] volunteer fire departments and Indian tribes organized under the
11 Indian Reorganization Act (25 U.S.C. § 461 et seq.), in this state in
12 accordance with the provisions of NRS 333.463 to 333.468, inclusive.

13 SEC. 2. NRS 333.463 is hereby amended to read as follows:

14 333.463 1. Whenever any tools, implements, machinery or other
15 equipment become available for purchase by counties, cities or volunteer
16 fire departments as provided in NRS 333.462, the chief shall give written
17 notice thereof to the board of county commissioners of each county, the
18 chief executive officer of each incorporated city in the state and, [each]
19 volunteer fire department in the state [.] and each Indian tribe in this
20 state organized under the Indian Reorganization Act (25 U.S.C. § 461
21 et seq.).

22 2. The notice shall contain:

23 (a) A description of the specific items or lots of items available for
24 purchase, including the make, model, type, age and serial number or
25 other identification of machinery or equipment;

26 (b) A statement of the time and place where such items will be avail-
27 able for inspection;

- 1 (c) A statement of the place where such items will be delivered to the
2 purchaser;
- 3 (d) A statement of the time and place at which sealed bids for the
4 purchase of such items or lots of items will be accepted and the time and
5 place such bids will be opened; and
- 6 (e) Such other information as the chief may deem appropriate.
- 7 SEC. 3. NRS 333.466 is hereby amended to read as follows:
- 8 333.466 1. Upon the opening of bids, the chief shall accept the
9 highest bid for each item or lot of items submitted by any county which
10 conforms to the requirements of NRS 333.464.
- 11 2. If no bid conforming to the requirements of NRS 333.464 is
12 received from any county, the chief shall accept the highest conforming
13 bid for each item or lot of items submitted by any incorporated city.
- 14 3. If no bid conforming to the requirements of NRS 333.464 is
15 received from any incorporated city, the chief shall accept the highest
16 conforming bid for each item or lot of items submitted by any volunteer
17 fire department.
- 18 4. *If no bid conforming to the requirements of NRS 333.464 is*
19 *received from any volunteer fire department, the chief shall accept the*
20 *highest conforming bid for each item or lot of items submitted by any*
21 *Indian tribe in this state organized under the Indian Reorganization Act*
22 *(25 U.S.C. § 461 et seq.).*
- 23 5. If no bid conforming to the requirements of NRS 333.464 is
24 received, the chief may dispose of any such item or lot of items in such
25 other manner as is authorized by law.
- 26 SEC. 4. This act shall become effective upon passage and approval.

A. B. 502

ASSEMBLY BILL NO. 502—MESSRS. PRINCE AND SWALLOW**FEBRUARY 26, 1969**

Referred to Committee on Government Affairs**SUMMARY—Repeals requirement that claims against counties must be sworn to by claimants. (BDR 31-1659)****EXPLANATION—Matter in *italics* is new; matter in brackets [] is material to be omitted.**

AN ACT relating to county finances; repealing the provision requiring that claims against the county be sworn to by claimants or their representatives, that certain fees be paid, and providing for their disposition.

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

- 1** SECTION 1. NRS 354.160 is hereby repealed.
2 SEC. 2. This act shall become effective upon passage and approval.

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