

Senate

GOVERNMENT AFFAIRS COMMITTEE

Minutes of Meeting - May 14, 1975

Present: Chairman Gibson  
Senator Walker  
Senator Dodge  
Senator Foote  
Senator Gojack  
Senator Hilbrecht  
Senator Schofield

Also Present:

See attached Guest Register

Chairman Gibson opened the forty fourth meeting of the Government Affairs Committee at 5:25 p.m. with a quorum present.

AB-581 was discussed in the meeting held on May 12th and Assemblyman Demers was unable to testify to the committee at that time. Mr. Demers indicated that there was a section that covered malfunctions but not an error on the part of the operator. Mr. Demers feels that this bill is consistent with the other pieces of legislation in this area.

Motion of "Do Pass" by Senator Hilbrecht, seconded by Senator Schofield. Motion carried unanimously.

AB-611 Removes requirement for certain electors to verify post cards requesting registration. (BDR 24-1614)

This bill removes the word "affadavit" and in the last section on page 2 "grand-fathers" in the existing registrations on file.

The committee didn't feel that the bill was necessary as the emergency measure corrected the situation which occurred in the election in Southern Nevada regarding post card registration.

Motion to "Indefinitely Postpone" by Senator Dodge, seconded by Senator Gojack. Motion carried unanimously.

AJR-43 Memorializes Congress to authorize the conveyance of certain federal lands to Clark County, Nevada. (BDR 1596)

Assemblyman Demers stated that this bill will give the Lee Canyon Camp to the county and only involves a few acres.

Motion of "Do Pass" by Senator Schofield, seconded by Senator Hilbrecht. Motion carried unanimously.

AB-406 Increases maximum permissible number of voters in election precincts. (BDR 24-1253)

Assemblywoman Sue Wagner feels that this bill is permissive and allows

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both Washoe and Clark County the option to increase the number of voters in their precincts.

Motion of "Do Pass" by Senator Dodge, seconded by Senator Schofield.  
Motion carried unanimously.

AB-611 Removes requirement for certain electors to verify post cards requesting reregistration.  
(BDR 24-1614)

Assemblywoman Sue Wagner stated that she voted against this bill in the Assembly and feels that section 2 is very poorly written

Motion of "Hold" by Senator Dodge, seconded by Senator Gojack.  
Motion carried unanimously.

AB-704 Authorizes county commissioners of any county to exempt certain parcels of land from subdivision law requirements. (BDR 22-1863)

Assemblyman Roy Young testified in favor of this bill and indicated the benefits and reasons for drafting to the committee.

Motion of "Do Pass" by Senator Dodge, seconded by Senator Schofield.  
Motion carried unanimously.

AB-759 Allows public service commission of Nevada to establish reduced rates for specified routes or schedules of certain common carriers.  
(BDR 58-1955)

Noel Clark, Public Service Commission, testified in favor of AB-759

Motion of "Do Pass" by Senator Dodge, seconded by Senator Hilbrecht.  
Motion carried unanimously.

AB-541 Restricts use of professional engineers seat and changes qualifications of applicants for certificate to practice land surveying. (BDR 54-1516)

Bill Adams, City of Las Vegas, feels that this bill will help clear up the provisions for qualifications.

Motion of "Do Pass" by Senator Dodge, seconded by Senator Gojack.  
Motion carried unanimously.

AB-601 Makes it unlawful for registered professional engineer or land surveyor to identify any document as his work which was not prepared by him or for which he was not principally responsible for preparing. (BDR 54-1556)

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Bill Adams, City of Las Vegas representing the Nevada Society of Professional Engineers, indicated that this bill was supported by the Society of Engineers.

Motion of "Do Pass" by Senator Dodge, seconded by Senator Schofield. Motion carried unanimously.

AB-603 Prohibits professional engineers employed by public agencies from engaging in the private practice of professional engineering during hours of duty with such agencies.(BDR 54-1554)

Bill Adams, City of Las Vegas representing the Nevada Society of Professional Engineers, noted that the Society favored this bill as well as the Registration board. Prior to this bill the only laws governing private practices was for the land surveyor. This bill will also tighten up the professional engineer statutes.

Motion of "Do Pass" by Senator Schofield, seconded by Senator Gojack. Motion carried unanimously.

AB-608 Designates boards of county commissioners as metropolitan police commission.(BDR 22-1202)

Assemblyman Dreyer stated that the three city commissioners and three county commissioners will be under the jurisdiction of the county in this bill. They feel it will make the system a better and more organized department.

Marvin Levitt, representing Commissioners for Las Vegas, felt that his people were better off with the present system instead of grouping the city and county together.

Bob Broadbent, County Commissioners, stated that writing in a tax equivalent would make the bill more workable to those who oppose the measure stated in AB-608.

Bart Jacka, Metro Police, supported Assemblyman Dreyer's statement and indicated that he was in favor of the bill.

Motion to "Amend and Do Pass" by Senator Walker, seconded by Senator Dodge, motion carried unanimously. (Amendment to add a tax equivalent)

AB-713 Provides procedure for suspension and amends provision for removal of city manager by city council of North Las Vegas.(BDR S-1893)

The committee discussed the bill and Senator Schofield motioned a "Do Pass" seconded by Senator Hilbrecht. Motion carried unanimously.

AB-673 Creates additional single-member senatorial districts.(BDR 17-1494)

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Assemblyman Pat Murphy informed the committee on the various changes and benefits in AB-673. Mr. Murphy indicated that it would create 11 member senate seats in Clark County and 5 member senate seats in Washoe County. Mr. Murphy felt that this change would be essentially cheaper for the candidate and cause less confusion during the election.

Chairman Gibson stated that the Clark County Urban Matters committee discussed multiple and single seat districts and felt that the multiple seat districts was the best to work with. It was also noted that Mr. James Ullmon sent the committee a night letter on AB-673 for their consideration. (See the attached)

Senator Raggio stated that many of the Senators were not consulted about this bill and asked if they had any suggestions regarding the make-up of the senate districts. Senator Raggio stated that he was against AB-673.

Senator Hilbrecht wanted the minutes to reflect that he was consulted on AB-673 and did help in the districting of Clark County.

Father Dunphy felt that the single member districts would best serve the needs of the community, therefore, he was in favor of AB-673.

Assemblyman Benkovich stated that the Washoe County School District was forced into single member districts as well as the County Commissioners. This bill will make the Senate have single member districts and is in keeping with other legislation passed this session. Mr. Benkovich felt that this was important and even if the committee desired to change the bill it should be given serious consideration.

AB-726 Reduces age of eligibility for candidates for state legislature. (BDR 17-1495)

Assemblyman Murphy felt that the age should be lowered and if a person can get himself elected that alone is merit enough to indicate that he would be a good representative of the public.

Motion to "Indefinitely Postpone" by Senator Foote. seconded by Senator Schofield. Motion carried. Voting reflected that Senator Gojack voted "no" on the motion.

SCR-53 Urges postponement of compulsory annual vehicle emission inspection program. (BDR 2057)

Bob Guinn, Highway Department, had a proposal for the committee that would comply with the wishes of the committee for a deferral on the program for 2 years and indicate to the federal people that the program was not being dropped but studied.

Chairman Gibson to have the resolution prepared and written into SCR-53 so that it could be acted on as soon as possible. Chairman Gibson requested that Mr. Richard Serdoz's testimony be included in the minutes. (See the attached)

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Motion to "Amend and Do Pass" by Senator Foote, seconded by Senator Dodge, motion carried unanimously. Motion was also including the Assembly bill on emission inspection control program.

AB-737 Provides for financing of certain warehousing enterprises by county economic development revenue bonds. (BDR 20-1992)

Assemblyman Dini stated that this bill came about by the hearing of two economic revenue bond bills in their committee. It was the opinion of the people on the committee as well as Nick Smith (with Burrows and Smith, bond consultants) that warehousing should also be included in the economic bond laws.

Motion of "Do Pass" by Senator Schofield, seconded by Senator Hilbrecht. Motion carried unanimously.

AB-750 Amends Las Vegas city charter by changing residence requirements for certain city officers. (BDR S-1989)

Assemblyman Dini stated that this was a technical change to update the charter on the number of days to establish residency. It has been changed to 30 days.

Bill Adams, City of Las Vegas, concurred with Assemblyman Dini's testimony and stated that they were in favor of AB-750.

Motion to "Do Pass" by Senator Walker, seconded by Senator Hilbrecht. Motion carried unanimously.

AJR-4 Proposes to amend Nevada constitution to clarify requirements for recall of public officers. (BDR C-447)

Motion of "Do Pass" by Senator Walker, seconded by Senator Schofield. Motion carried unanimously.

AB-408 Changes voting requirements for adoption of certain planning commission resolutions and provides option to increase membership of zoning boards of adjustment. (BDR 22-1165)

Assemblyman Dini felt that this was a poor piece of legislation and needed more work, the reason for this bill was to make the Washoe County districts more workable.

Motion to "Indefinitely Postpone" by Senator Hilbrecht, seconded by Senator Foote. Motion carried unanimously.

SB-606 Imposes candidacy and salary limitations on public officers and employees. (BDR 23-1922)

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Senator Foote stated that she felt that section 1 of SB-606 was unconstitutional. Chairman Gibson noted that Mr. Frank Daykin of the Legislative Counsel Bureau was working on some amendments to that bill and that action would be held until the amendment could be read by the committee.

Ken Guinn, Supt. of School District, stated that he was against SB-606 as it stagnates those at the top. He felt that even if the person has reached the top of his salary scale he should get some sort of raise.

Mr. Marvin Picollo, Supt. of Washoe County Schools, stated that in comparison to other states the salaries for school officials in Nevada is relatively low. Mr. Picollo supported Mr. Guinn's testimony.

Mr. George Ogilvey commented on AB-380 which is a similar bill to SB-606. (See the attached testimony). Mr. Ogilvey prepared a savings clause for the committee's consideration, (See the attached) along with an alternative amendment, (See attached amendment).

Cal Dunlap, Asst. District Attorney for Washoe County, stated that many of their attorneys will not be compensated for when their right to have a private practice is taken away this July 1, 1975. Mr. Dunlap feels that the bill should become effective (AB-380) on July 1, 1975 instead of retroactive to January 1, 1975 in order for their people to have the proper increase in salary to compensate for the loss of a private practice.

The committee decided to study the "savings clause" and proposed amendments as submitted by Mr. Ogilvey and take action on SB-606 in the next meeting.

AB-572      Makes changes in Local Government Employee-  
Management Relations Act. (BDR 23-1681)

Kenny Guinn, Supt. of Schools, prepared some amendments to AB-572, (1) Page 5, section 15, insert after line 22 and make (s) Place teacher preparation time. (2) Section 15, page 6 - insert after line 8 under no. 7 (would be new subparagraph 7) "Contract provisions presently existing in signed and ratified agreements on May 15, 1975 at 12:00 p.m. shall remain negotiable. (3) Page 5, line 28, subparagraph 3-B, wants the language to remain the same and add on line 30 after "if any" - "school district employees shall negotiate procedures for reduction in force. (4) On page 9, line 26 (new section 21) "Effective on passage and approval."

Mr. Guinn feels that the above amendments to AB-572 would make the bill most acceptable to them.

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Mr. Richard Morgan, N.S.E.A. indicated that the bill most definitely was a compromise but they felt it was fair and would be workable.

Assemblyman Dini stated that this bill was acceptable to their committee and they will back the bill. He indicated that the heart of AB-572 was to limit the scope of bargaining and feels that AB-572 accomplishes this.

Ed Saltus, Teachers Association, stated they were in favor of the bill and the proposed amendments.

Motion to "Amend and Do Pass" by Senator Walker, seconded by Senator Schofield. Motion carried unanimously. (Amendment was to include those suggestions by Mr. Ken Guinn on Page 6)

Chairman Gibson assigned Senator Dodge to prepare the amendments.

SB-357 was discussed briefly and the amendments that were suggested for SB-357 were not available during the meeting. Senator Foote also noted that with the amendments included in the bill Sparks wished to be included. Chairman Gibson requested Senator Foote to look into the amendments that would add Sparks to SB-357.

AB-467 Creates additional single-member senatorial districts in Washoe County. (BDR 17-1193)

It was noted that Clark and Washoe counties were against AB-467.

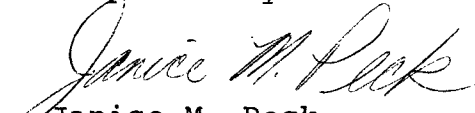
Motion to "Indefinitely Postpone" by Senator Dodge, seconded by Senator Foote. Motion carried unanimously.

AB-673 Creates additional single-member senatorial districts (BDR 17-1494)

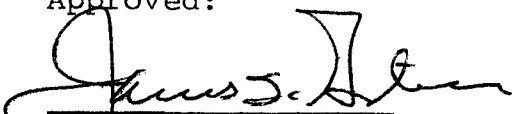
Motion to "Indefinitely Postpone" by Senator Dodge, seconded by Senator Foote. Motion carried unanimously.

As there was no further business the meeting adjourned at 10:00 p.m.

Respectfully submitted,

  
Janice M. Peck  
Committee Secretary

Approved:

  
Chairman

AGENDA FOR COMMITTEE ON GOVERNMENT AFFAIRS  
 WEDNESDAY  
 DATE May 14, 1975 TIME UPON P.M.: ADJ. ROOM 345

BILLS OR RESOLUTIONS  
 TO BE CONSIDERED

COUNSEL  
 REQUESTED

S. B. 606

SUMMARY—Imposes candidacy and salary limitations on public officers and employees. Fiscal Note: No. (BDR 23-1922)

S. B. 357

not a hearing - For Committee Action

SUMMARY—Authorizes the City of Reno to issue tax increment securities which may be also payable from other tax proceeds and other revenues and provides other provision concerning the foregoing. Fiscal Note: No. (BDR S-1318)

not a hearing - For Committee Action

S. C. R. 53

SUMMARY—Urges postponement of compulsory annual vehicle emission inspection program. (BDR 2057)

not a hearing - For Committee Action

A. B. 608

SUMMARY—Designates boards of county commissioners as metropolitan police commissions. Fiscal Note: No. (BDR 22-1202)

Notify: Assm. Dreyer, Clark County

A. B. 611

SUMMARY—Removes requirement for certain electors to verify post cards requesting reregistration. Fiscal Note: No. (BDR 24-1614)

Notify: Assm. Demers

A. B. 467

SUMMARY—Creates additional single-member senatorial districts in Washoe County. Fiscal Note: No. (BDR 17-1193)

A. B. 673

SUMMARY—Creates additional single-member senatorial districts  
 Fiscal Note: No. (BDR 17-1494)

Notify: on AB-467 & AB673 Assm. Weise, Murphy  
 Sen. Wilson & Young

A. B. 704

SUMMARY—Authorizes county commissioners of any county to exempt certain parcels of land from subdivision law requirements. Fiscal Note: No. (BDR 22-1863)

Assm. Robinson, Clark County

A. B. 713

SUMMARY—Provides procedure for suspension and amends provision for removal of city manager by city council of North Las Vegas. Fiscal Note: No. (BDR S-1893)

Notify: Assm. May

A. J. R. 43/

SUMMARY—Memorializes Congress to authorize the conveyance of certain federal lands to Clark County, Nevada. (BDR 1596)

Notify: Assm. Demers

A. B. 750

SUMMARY—Amends Las Vegas city charter by changing residence requirements for certain city officers. Fiscal Note: No. (BDR S-1989)

Assm. Dini



- A. B. 541** SUMMARY—Restricts use of professional engineer's seal and changes qualifications of applicants for certificate to practice land surveying. Fiscal Note: No. (BDR 54-1516)  
Assm. Wittenberg
- A. B. 601** SUMMARY—Makes it unlawful for registered professional engineer or land surveyor to identify any document as his work which was not prepared by him or for which he was not principally responsible for preparing. Fiscal Note: No. (BDR 54-1556)  
Bill Adams
- A. B. 603** SUMMARY—Prohibits professional engineers employed by public agencies from engaging in the private practice of professional engineering during hours of duty with such agencies. Fiscal Note: No. (BDR 54-1554)  
Bill Adams
- A. B. 737** SUMMARY—Provides for financing of certain warehousing enterprises by county economic development revenue bonds. Fiscal Note: No. (BDR 20-1992)  
Assm. Dini
- A. B. 406** SUMMARY—Increases maximum permissible number of voters in election precincts. Fiscal Note: No. (BDR 24-1253)  
Assm. Wagner
- A. B. 726** SUMMARY—Reduces age of eligibility for candidates for state legislature. Fiscal Note: No. (BDR 17-1495)  
Assm. Murphy
- A. B. 408** SUMMARY—Changes voting requirements for adoption of certain planning commission resolutions and provides option to increase membership of zoning boards of adjustment. Fiscal Note: No. (BDR 22-1165)  
Assm. Heaney
- A. B. 759** SUMMARY—Allows public service commission of Nevada to establish reduced rates for specified routes or schedules of certain common carriers. Fiscal Note: No. (BDR 58-1955)  
Assm. Robinson
- A. J. R. 4** SUMMARY—Proposes to amend Nevada constitution to clarify requirements for recall of public officers. Fiscal Note: No. (BDR C-447)  
Assm. Hayes
- A. B. 572** SUMMARY—Makes changes in Local Government Employee-Management Relations Act. Fiscal Note: No. (BDR 23-1681)  
Notifv: Assm. Dini

NOTE: THE ABOVE BILLS WILL NOT NECESSARILY BE DISCUSSED IN ORDER

Western Union

Telegram

REA056(0516)(1-001307C134002)PD 05/14/75 0506

ICS IPMLGLA LSV

01027 NL LASVEGAS NV 336 05-13 558P PDT

PMS ASSEMBLYMAN PT MURPHY

NEVADA STATE LEGISLATURE

CARSONCITY NV

I WAS PLEASSED TO LEARN THAT YOU HAVE SCHEDULED A HEARING ON AB 673 FOR WEDNESDAY MAY 14TH. AS I WILL BE UNABLE TO BE IN ATTENDANCE I TAKE THIS MEANS OF PRESENTING MY TESTIMONY.

YOU WILL RECALL THAT I INTRODUCED SIMILAR LEGISLATION DURING THE LAST LEGISLATIVE SESSION. THE MEASURE PASSED THE ASSEMBLY BY AN OVERWHELMING MARGIN BUT "DIED" IN YOUR SENATE COMMITTEE EVEN FAILING TO RECEIVE A HEARING.

THIS SESSION THE MEASURE CONCERNING THE CLARK COUNTY DISTRICTING WAS INTRODUCED AT MY REQUEST AND I MADE ONE TRIP TO CARSON CITY TO LOBBY FOR AB 673. I WAS HAPPY TO HEAR THAT THIS

SF-1201 (R)

BILL PASSED THE ASSEMBLY WITH ONLY ONE NO VOTE.

THESE VOTES, IN SUCCESSIVE SESSIONS, INDICATE THE POPULARITY OF THE PROPOSAL, AT LEAST AMONG THOSE LEGISLATORS WHO MIGHT NOT BE PERSONNALLY AFFECTED.

IT IS MY CONTENTION THAT THE SHORTER THE LINE OF COMMUNICATION BETWEEN THE ELECTORS AND THE ELECTED THE BETTER THE UNDERSTANDING AND THE RESULTS.

THE ASSEMBLYMAN REPRESENTING 12,500 PEOPLE IS IN A BETTER POSITION TO KNOW THE THINKING OF HIS CONSTITUENTS THAN A SENATOR REPRESENTING A 175,000 POPULATION AS IS THE CASE IN DISTRICT THREE (1970 CENSUS).

THE SINGLE SEAT DISTRICTING OF THE ASSEMBLY RESULTED IN CREATING NEW INTEREST IN GOVERNMENT IN THE NEIGHBORHOOD AREAS.

THE CITIZENS OF LAS VEGAS VOTED TO DISPENSE WITH THEIR "AT

over

LARGE" METHOD OF ELECTING COMMISSIONERS IN FAVOR OF THE WARD SYSTEM  
SB 601, NOW IN YOUR COMMITTEE, PROPOSES FOUR DISTRICTS FOR  
ELECTION OF COMMISSIONERS FOR THE EXPANDED CITY OF LAS VEGAS.  
WHILE NOT ALL THAT REQUESTED BY AB 673, ADOPTION OF THE SAME  
BOUNDARIES AS SUGGESTED IN SB 601 WOULD BE A GREAT IMPROVEMENT  
OVER THE PRESENT METHOD.

I EARNESTLY URGE YOU AND THE MEMBERS OF YOUR COMMITTEE TO  
FAVORABLY CONSIDER AND REPORT IT TO THE SENATE FLOOR FOR EITHER  
ADOPTION AS IS OR ADOPTION AS AMENDED (SB 601).

RESPECTFULLY SUBMITTED

CC: SENATOR LEE WALKER

SENATOR MARGE FOOTE

SENATOR MARY GOJACK

SF-1201 (RS) SENATOR NORMAN HILBRECHT

SENATOR JACK SCHOFIEDL

SENATOR CARL DODGE

NEVADA STATE SENATE, CARSON CITY, NEVADA

JAMES N ULLOM

STATEMENT OF  
RICHARD SERDOZ  
SENATE CONCURRENT RESOLUTION 53

MY NAME IS RICHARD SERDOZ, AIR QUALITY OFFICER FOR THE STATE OF NEVADA, AND I AM WITH THE BUREAU OF ENVIRONMENTAL HEALTH, DEPARTMENT OF HUMAN RESOURCES. THE AIR QUALITY SECTION HAS REVIEWED S.C.R. 53 AND WE FIND WE CAN SUPPORT THE CONCEPTS CONTAINED IN THIS RESOLUTION. HOWEVER, WE WOULD RECOMMEND SOME AMENDMENTS TO THIS RESOLUTION.

ADD ON LINE 24, BETWEEN THE WORDS "THE" AND "INSPECTION":

ANNUAL

ON PAGE 2, AT LINE 3, WE REQUEST TWO OTHER SECTIONS BE ADDED. FIRST:

RESOLVED, THAT THE STATE ENVIRONMENTAL COMMISSION IS HEREBY DIRECTED TO MAKE A THOROUGH STUDY ON THE COST TO IMPLEMENT AND MAINTAIN A STATE OPERATED OR A PUBLICLY OPERATED COMPULSORY ANNUAL MOTOR VEHICLE EMISSION CONTROL INSPECTION PROGRAM, AND

BE IT FURTHER RESOLVED, THAT THE STATE ENVIRONMENTAL COMMISSION REPORT RESULTS OF SUCH STUDY TO THE GOVERNOR AND TO THE 59TH SESSION OF THE NEVADA LEGISLATURE, TOGETHER WITH RECOMMENDATIONS FOR ANY NECESSARY AND APPROPRIATE LEGISLATION.

ON PAGE 2, LINE 5, ADD:

AND TO THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY.

IN REVIEWING ITEMS ON PAGE 1, LINES 1 THROUGH 26, WE BELIEVE THAT THIS CONTAINS TRUE AND FACTUAL INFORMATION AND I'M NOT HERE TO OPPOSE THE CONCEPTS CONTAINED HEREIN. HOWEVER, WE BELIEVE THAT BECAUSE OF THE NATURE OF THIS RESOLUTION IT SHOULD GO FURTHER. THE COMMISSION, IN ADOPTING THEIR

REGULATION, REQUESTED GUIDANCE FROM THE LEGISLATURE. THIS GUIDANCE IS CONTAINED IN THIS RESOLUTION, BUT WITHOUT FURTHER DIRECTION FOR BOTH THE COMMISSION AND THE LEGISLATURE, WE FEEL THAT THE RESOLUTION FALLS SHORT. WITH THE INFORMATION THAT WOULD BE CONTAINED IN THE STUDY AND THE REPORT BACK TO YOU, I BELIEVE THAT WHEN YOU MEET IN THE 59TH SESSION, YOU WILL HAVE THE NECESSARY INFORMATION FOR THE 59TH SESSION OF THE LEGISLATURE TO MAKE A DETERMINATION OF THE DIRECTION THAT THE STATE IS TO MOVE AFTER 1977 IN THE CONTROLLING OF EMISSIONS FROM IN-USE MOTOR VEHICLES. THIS WILL BE A BURDEN ON THE STATE ENVIRONMENTAL COMMISSION TO PREPARE THIS REPORT. HOWEVER, I BELIEVE THAT WITH COOPERATION FROM OTHER STATE AGENCIES I AM SURE THE REPORT WOULD BE OF GREATER BENEFIT THAN TO LEAVE IT IN LIMBO.

Mr. Chairman and members of the Committee, my name is George Ogilive, and I am the County Counsel of Clark County. 1705

I appreciate the opportunity of appearing before you in connection with A B 380. My remarks will be confined to sections 2 and 3 of the bill, since those are the only sections with which I and some of the other members of the Clark County District Attorney's office are primarily concerned.

I debated for a long time as to whether or not I should appear on this bill since I am personally involved in its outcome. However, after discussing it with Assemblyman Heaney last week, I decided to testify to inform you just how deeply I am involved.

As you know, section 2 provides for the repeal of NRS 245.047, enacted at the last session of the legislature, which provides in general that no county employee who works for an elected county officer may be paid in excess of 95% of that officer's base salary. I am informed that this law at the present time applies to not more than 9 employees throughout the state, 7 of whom, including myself, are members of the Clark County District Attorney's staff. The remaining 2 are employed in the Washoe County Assessor's Office. I am also informed that my salary is affected to a greater extent than any of the other 8. Additionally, if this law is not repealed, several members of the Washoe County District Attorney's staff will be affected in the near future, as well as employees of other county departments throughout the state.

The result of this law, if unrepealed, as it applies to me, will be to reduce my present salary by \$450 per month and will also deprive me of my longevity of approximately \$150 per month, for an overall immediate reduction of \$600 per month. Also, it will deprive me of any cost of living increases the Board of County Commissioners may allow Clark County employees over the next 4 years.

Over the past 8 to 10 years the Clark County District Attorneys, commencing with George Franklin, through Roy Woofsters' term and on into George Holts' administration, have attempted to build a staff who will make a career of the office, rather than have it serve as a training ground for new attorneys who merely seek training and then move on to private practice. As a result of this effort, three members of our staff have over 10 years with the office and most of the others involved have in excess of 5 years. I am in somewhat a different category than the others, since I have been with the District Attorney's office for just a little over 4 years. However, prior to that I served 8 years as Chief Deputy City Attorney for the City of Las Vegas and 1 year as City Attorney of North Las Vegas, so I have a total of over 13 years in essentially the same job.

It is our position that the Board of County Commissioners should be allowed to set our salaries based upon our performance and experience, rather than have them based upon some artificial standard, which will result if NRS 245.047 is not repealed.

A couple of years ago Clark County spent approximately \$50,000 for a job classification and salary study based upon the responsibilities of the respective county jobs. As a result of this study, I was placed in the same classification as the public defender, the director of public works, the director of aviation and the assistant district attorney. Under NRS 245.047, the first three of those, the public defender, the director of public works and the director of aviation, will continue to receive the salaries prescribed in the salary schedules, will continue to receive their longevity and will continue to receive periodic salary increases. The assistant district attorney and I, on the other hand, will take a cut in pay immediately and will lose our longevity benefits and cost of living increases.

Some of you may say, "Ogilvie, you're not worth that much." In all humility, I sincerely believe that I am, and I am confident that if any of you would follow me around on a typical day, you would come away with the same conclusion. However, that is really not the only point. The Board of County Commissioners, based upon their assessment of our performance and experience, bolstered by the salary conducted by experts, have set our salaries, as compared with those of other county employees who are not affected by this law, at a certain level. Because of this law, however, that determination will be erased as to those few of us who work for an elected county official.

I have discussed the matter fully with Mr. Holt, the present District Attorney of Clark County, and he is in complete accord with what I have said. It is his position that he wants to retain a career staff in the office, even if it means that some of us will be paid more than he. He also said that he would have appeared here today and so testified, but since I was going to be up here anyway, he authorized me to make that representation in his place.

As I said, I debated for a long time on the propriety of my testifying on this bill, but there is an old saying that it depends upon whose ox is being gored. It appears that most of the other public employees will receive a salary increase, but my ox is being gored to the tune of \$600 a month, and that's kind a bitter pill for me to swallow. I therefore earnestly request that you give a do pass to A B 380, at least with respect to sections 2 and 3.

Thank you for allowing me this time.

Sec. 3. NRS 245.047 is hereby amended to read as follows:

245.047 1. [On and after January 6, 1975] Subject to the further limitation imposed by section 2 of this act, no county employee who is employed by or works under an elected county officer, other than a county commissioner, or district attorney who is permitted private practice, may receive [an annual] a base salary in excess of 95 percent of the base salary provided in NRS 245.043 for such elected county officer.  
2. The provisions of sub-section 1 shall not operate to reduce the base salary which any county employee may attain in the salary range in which he was classified on:

(a) July 1, 1975, in each county having a population of 100,000 or more but less than 200,000, as determined by the last preceding national census of the Bureau of the Census of the United States Department of Commerce; and

(b) January 6, 1975, in all other counties.



GUEST REGISTER

GOVERNMENT AFFAIRS COMMITTEE

1708

CHAIRMAN: Senator Gibson

DATE:

5-14

PLEASE NOTE: IF YOU PLAN TO TESTIFY IDENTIFY YOURSELF FOR RECORDS AND THE COMMITTEE AND WHO YOU ARE REPRESENTING. THANK YOU.

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NAME	DESIRE TO TESTIFY	BILL NO.	REPRESENTING
Richard Bunker			Clark County
Father Murphy			Franciscan Center
John Hawkins			CARSON CITY SCHOOLS
Jan Stewart	yes	AB 750	City of Reno
George Gilvie	yes	SB 606	Clark County
Saint-Julien	yes	A.B. 581 A.B. 611 HJR 43	State Assemblyman
Roy Young	yes	AB 704	assembly
Nell Blank	yes	AB 759	PSC
Joe H Latimore	?	SB 357	City of Reno
Bob BenKoni		Senate RESIST	State Assemblyman
Robert Petran	yes	AB 572	Clark County Schools
Kerry C. Quinn	yes	AB 572	Clark County Schools
Bob Best	yes	AB 572	Nev State Sch / Boards Assn



44TH  
MEETING

1710

S. B. 606

SENATE BILL NO. 606—COMMITTEE ON  
GOVERNMENT AFFAIRS

MAY 7, 1975

Referred to Committee on Government Affairs

SUMMARY—Imposes candidacy and salary limitations on public officers  
and employees. Fiscal Note: No. (BDR 23-1922)



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

AN ACT relating to public officers and employees; requiring resignation from an  
elective office before becoming a candidate for certain other elective offices;  
imposing a limitation upon the salaries of all public employees; 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 281.055 is hereby amended to read as follows:  
2 281.055 1. Except as otherwise provided in subsection 2 [ , ] and  
3 *subject to the further limitation imposed by section 11 of article 6 of the*  
4 *constitution of the State of Nevada, no person may:*  
5 (a) [File nomination papers for more than one elective office at any  
6 election.] *Become a candidate for an elective office, except reelection to*  
7 *the same office, without first resigning any elective office which he then*  
8 *holds.*  
9 (b) Hold more than one elective office at the same time.  
10 2. The provisions of subsection 1 [shall not be construed to] *do not*  
11 *prevent any person from [filing nomination papers] becoming a candi-*  
12 *date for or holding an elective office of any special district (other than a*  
13 *school district), such as an irrigation district, a local or general improve-*  
14 *ment district, a soil conservation district or a fire protection district, and*  
15 *at the same time filing nomination papers for or holding an elective office*  
16 *of the state, or any political subdivision or municipal corporation thereof.*  
17 SEC. 2. Chapter 281 of NRS is hereby amended by adding thereto  
18 a new section which shall read as follows:  
19 *The salary of a person employed by the State of Nevada, any political*  
20 *subdivision of the state or any agency of the state shall not exceed 95 per-*  
21 *cent of the salary for the office of governor during the same period.*

1 SEC. 3. NRS 245.047 is hereby amended to read as follows:

2 245.047 [On and after January 6, 1975,] *Subject to the further lim-*  
 3 *itation imposed by section 2 of this act,* no county employee who is  
 4 employed by or works under an elected county officer, other than a county  
 5 commissioner, or district attorney who is permitted private practice, may  
 6 receive an annual salary in excess of 95 percent of the base salary pro-  
 7 vided in NRS 245.043 for such elected county officer.

8 SEC. 4. NRS 284.175 is hereby amended to read as follows:

9 284.175 1. After consultation with appointing authorities and state  
 10 fiscal officers, and after a public hearing and approval by the commission,  
 11 the chief shall prescribe rules and regulations for a pay plan for all  
 12 employees in the classified service.

13 2. The pay plan and amendments thereto shall become effective only  
 14 after approval by the commission and the governor.

15 3. The chief shall prepare a pay plan and ranges for each class, grade  
 16 or group of positions in the classified service. Each employee shall be paid  
 17 at one of the rates set forth in the pay plan for the class of position in  
 18 which he is employed and at such time as necessary funds are made avail-  
 19 able for such payment.

20 4. The chief shall prescribe rules and regulations that provide for  
 21 progression through the rate ranges based on merit and fitness alone. Upon  
 22 approval of the commission such rules and regulations shall become effec-  
 23 tive.

24 5. Except as otherwise provided in this subsection, no employee in  
 25 the classified service may receive a salary exceeding \$24,684 a year.  
 26 Employees filling the following described positions in the classified serv-  
 27 ice may receive annual salaries not to exceed the following specified  
 28 amounts:

29	Chief, dental health services (Range A).....	\$27,173
30	Chief, dental health services (Range B).....	28,508
31	Chief, maternal and child health (Range A).....	28,508
32	Chief, maternal and child health (Range B).....	31,380
33	Chief, maternal and child health (Range C).....	32,925
34	Chief, preventive medical services (Range A).....	28,508
35	Chief, preventive medical services (Range B).....	31,380
36	Chief, preventive medical services (Range C).....	32,925
37	Senior physician (Range A).....	27,173
38	Senior physician (Range B).....	29,910
39	Senior physician (Range C).....	31,380
40	Senior psychiatrist (Range A).....	29,910
41	Senior psychiatrist (Range B).....	32,925
42	Senior psychiatrist (Range C).....	34,552
43	Senior public health dentist (Range A).....	23,529
44	Senior public health dentist (Range B).....	25,899
45	State health officer (Range A).....	32,925
46	State health officer (Range B).....	34,552
47	State health officer (Range C).....	36,254
48	Welfare medical care officer.....	27,173

1 As used in this subsection a senior psychiatrist (Range B) is a psychiatrist  
2 eligible for certification by the American Board of Psychiatry. A senior  
3 psychiatrist (Range C) is a psychiatrist certified by the American Board  
4 of Psychiatry. A senior psychiatrist (Range A) is a psychiatrist not so  
5 certified or eligible.

6 6. Employees filling the above described positions may receive a sal-  
7 ary adjustment based upon the movement of the National Consumer Price  
8 Index to take effect January 1, 1974, and to be effective through June 30,  
9 1975. The percentage increase will be determined by using the Bureau of  
10 Labor Statistics, the United States Department of Labor, National Con-  
11 sumer Price Index percentage for the months of October 1972, through  
12 September 1973, not to exceed 5 percent.

13 7. Except as otherwise provided in this subsection, no employee in the  
14 classified service may receive a salary in excess of 95 percent of the salary  
15 received by his immediate supervisor if his immediate supervisor is in the  
16 unclassified service. The provisions of this subsection shall not:

17 (a) Be construed to effect a reduction of the salary of any employee in  
18 the classified service on January 1, 1973.

19 (b) Apply to physicians, surgeons and dentists in full-time employment  
20 with the state and to engineers employed by the state public works board.  
21 During regular legislative sessions salaries for the classified service of the  
22 state shall be set based upon the prevailing rates paid in government and  
23 industry for comparable jobs within the State of Nevada and western  
24 states, where appropriate.

25 8. *The provisions of subsections 6 and 7 are subject to the further lim-*  
26 *itation imposed by section 2 of this act.*

## S. C. R. 53

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 SENATE CONCURRENT RESOLUTION NO. 53—COMMITTEE  
ON GOVERNMENT AFFAIRS
 

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MAY 7, 1975

Referred to Committee on Government Affairs

SUMMARY—Urges postponement of compulsory annual vehicle  
emission inspection program. (BDR 2057)

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

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 SENATE CONCURRENT RESOLUTION—Urging a postponement of the  
compulsory annual vehicle emission inspection program.
 

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- 1 WHEREAS, NRS 445.630 empowers the state environmental commission  
2 to implement a program of inspecting and testing motor vehicles and motor  
3 vehicle emission control systems when it is deemed necessary to achieve or  
4 maintain prescribed ambient air quality standards in areas of the state des-  
5 ignated by the commission; and  
6 WHEREAS, Acting under this authority in 1974 the commission initiated  
7 a pilot testing and inspection program in Clark County, applying to used  
8 motor vehicles when registered to new owners and requiring, as a condi-  
9 tion for registration, the submission of a certificate issued by a license  
10 inspection station certifying that the vehicle is equipped with federally  
11 required emission control devices and meets certain prescribed standards  
12 with respect to emission of carbon monoxide and hydrocarbons; and  
13 WHEREAS, The state environmental commission has adopted a regula-  
14 tion which, on July 1, 1975, will implement a compulsory annual emission  
15 control inspection program in Clark County for all lightweight vehicles,  
16 and under this program the owners will be forced to have their vehicles  
17 inspected at licensed inspection stations to determine whether their vehi-  
18 cles meet the commission's prescribed emission standards; and  
19 WHEREAS, The cost to owners of such an inspection is currently ranging  
20 from \$8 to \$15, and the cost of adjustment and repairs to bring some older  
21 vehicles into compliance could be prohibitive; and  
22 WHEREAS, The current economic situation has resulted in widespread  
23 unemployment, and inflation has eroded the income of many persons; and  
24 WHEREAS, The implementation of the inspection program scheduled for  
25 July 1, 1975, would cause extensive hardship on many motor vehicle own-  
26 ers in Clark County; now, therefore, be it  
27 *Resolved by the Senate of the State of Nevada, the Assembly concur-*  
28 *ring,* That the state environmental commission is urged to postpone the

— 2 —

- 1 compulsory annual motor vehicle emission control inspection program  
2 until July 1, 1977; and be it further  
3 *Resolved,* That copies of this resolution be prepared and transmitted  
4 forthwith by the legislative counsel to the governor and the chairman of  
5 the state environmental commission.

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 608

ASSEMBLY BILL NO. 608—ASSEMBLYMAN DREYER

APRIL 10, 1975

Referred to Committee on Government Affairs

SUMMARY—Designates boards of county commissioners as metropolitan police commissions. Fiscal Note: No. (BDR 22-1202)

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

AN ACT relating to metropolitan police departments, designating boards of county commissioners to serve, ex officio, as metropolitan police commissions; deleting certain provisions relating to the budget for the metropolitan police department; 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 280.010 is hereby amended to read as follows:

2 280.010 1 The legislature finds:

3 (a) That there is substantial duplication of functions, manpower and  
4 expenses between the city and county law enforcement agencies in this  
5 state.

6 (b) That merger of city and county law enforcement agencies would  
7 increase the efficiency of such agencies by increasing communication facil-  
8 ities, lowering purchasing costs and coordinating law enforcement efforts  
9 throughout metropolitan areas.

10 (c) *That the best community interest can be served by delegating ulti-*  
11 *mate police commission responsibilities to the board of county commis-*  
12 *sioners.*

13 2. It is the purpose of this chapter to provide the means whereby the  
14 respective law enforcement agencies of the cities and counties in this state  
15 may merge into county-wide metropolitan police departments.

16 SEC. 2. NRS 280.070 is hereby amended to read as follows:

17 280.070 "Police commission" means a *board of county commission-*  
18 *ers serving, ex officio, as a metropolitan police commission.*

19 SEC. 3. NRS 280.130 is hereby amended to read as follows:

20 280.130 [1. The county and each participating city is entitled to at  
21 least one representative on the metropolitan police commission.

22 2. In those counties which have:

23 (a) Only one participating city, the police commission shall be com-  
24 posed of six members, three from the city and three from the county.

1 (b) More than one participating city, the police commission shall be  
2 increased in number by one for each additional participating city.

3 3. Each representative of a participating political subdivision shall be  
4 a member of its governing body. ~~¶~~ *The board of county commissioners*  
5 *shall serve, ex officio, as the metropolitan police commission.*

6 SEC. 4. NRS 280.170 is hereby amended to read as follows:

7 280.170 1. The police commission shall elect one of their number as  
8 chairman on the commission. ~~¶~~ *When the commission is comprised of only*  
9 *six members, the chairman shall have no vote.*

10 2. The police commission shall employ a clerk and may employ other  
11 clerical personnel necessary to the discharge of its duties. The clerk shall  
12 be secretary for the commission.

13 SEC. 5. NRS 280.190 is hereby amended to read as follows:

14 280.190 The police commission shall:

15 1. Cause to be prepared and approve an annual operating budget for  
16 the department.

17 2. Submit such budget to the governing bodies of the participating  
18 political subdivisions prior to February 1 for funding for the following fis-  
19 cal year.

20 3. Cause to be prepared ~~the~~ a funding apportionment plan ~~pro-~~  
21 ~~vided for in NRS 280.200~~ and submit such plan to the governing bodies  
22 of the participating political subdivisions and the Nevada tax commission  
23 for approval. The Nevada tax commission has the final right of approval  
24 for such plan and shall act as an arbitrator if the local governing bodies  
25 cannot agree on the funding apportionment.

26 4. Cause a new funding apportionment plan to be prepared:

27 (a) Every 10 years upon ascertaining the results of the national decen-  
28 nial census taken by the Bureau of the Census of the United States Depart-  
29 ment of Commerce;

30 (b) If the law enforcement agencies of additional cities are merged into  
31 an existing department; and

32 (c) At intervals of not less than 4 years upon request by a majority vote  
33 of each of a majority of the governing bodies of the participating political  
34 subdivisions. If only one city is participating in a department, the police  
35 commission shall prepare a new plan under the provisions of this para-  
36 graph only upon request by a majority vote of each of the governing  
37 bodies of the participating political subdivisions.

38 SEC. 6. NRS 280.140 and 280.200 are hereby repealed.



(REPRINTED WITH ADOPTED AMENDMENTS)

SECOND REPRINT

A. B. 611

## ASSEMBLY BILL NO. 611—ASSEMBLYMAN DEMERS

APRIL 11, 1975

Referred to Committee on Elections

SUMMARY—Removes requirement for certain electors to verify post cards requesting reregistration. Fiscal Note: No. (BDR 24-1614)

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

AN ACT relating to elections: removing the requirement for certain electors to verify post cards requesting reregistration; 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 293.545 is hereby amended to read as follows:  
 2 293.545 1. Immediately after the county commissioners of a county  
 3 canvass the general election vote, the county clerk shall compare the regis-  
 4 trar of voters' register for each precinct or district in the county with the  
 5 list of registered voters who voted at such election in each precinct or  
 6 district as shown by the pollbook or roster returned by the precinct  
 7 or district election board and the absent ballot central counting board,  
 8 if one has been appointed, to the county clerk, and he shall remove from  
 9 the registrar of voters' register and from the election board register the  
 10 affidavits of registration of all electors who have failed to vote at such  
 11 election.  
 12 2. If the affidavit of registration of an elector is cancelled pursuant  
 13 to the provisions of subsection 1, the [registrar of voters may mail a post  
 14 card containing a form for an affidavit of registration to the last-known  
 15 address of such elector whereby such elector may reregister by completing  
 16 the post card and mailing it back to the registrar of voters.] *county clerk*  
 17 *shall mail to the last-known address of the elector a post card containing:*  
 18 (a) *A notice informing him of the cancellation and that he may reregis-*  
 19 *ter by completing the post card, which he need not verify, and by mailing*  
 20 *it back to the county clerk not later than March 1st following the general*  
 21 *election; and*  
 22 (b) *Spaces wherein the elector can:*  
 23 (1) *Indicate that he is eligible to vote; and*  
 24 (2) *Place his current address, such other information as the county*

1 clerk may need which is relevant to the elector's right to vote and his  
2 signature.

3 If the elector completes and returns the post card as provided in this  
4 subsection, the county clerk shall mark his affidavit of registration rein-  
5 stated and restore it to the registrar of voters' register and the election  
6 board register.

7 3. An absent voter whose ballot is voted and mailed on or before the  
8 date of the general election but which arrives too late to be cast and  
9 counted shall not be considered as having failed to vote under subsec-  
10 tion 1.

11 SEC. 2. Notwithstanding any provision of law to the contrary, all com-  
12 pleted post cards, which have been mailed to electors and returned by  
13 them pursuant to NRS 293.545 after the 1974 general election and before  
14 the effective date of this act, shall be effective for purposes of full and  
15 unqualified reregistration.

16 SEC. 3. This act shall become effective at 12:01 a.m. on July 1, 1975.

**A. B. 467****ASSEMBLY BILL NO. 467—ASSEMBLYMEN WEISE, COULTER,  
WAGNER, BENKOVICH, HEANEY, WITTENBERG, MUR-  
PHY, MELLO AND BARENGO**

MAR H 25, 1975

## Referred to Committee on Elections

SUMMARY—Creates additional single-member senatorial districts in Washoe  
County. Fiscal Note: No. (BDR 17-1193)EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is  
material to be omitted.

AN ACT relating to the state senate; transforming the existing multimember senatorial district in Washoe County into several single-member districts; altering the boundaries of the existing single-member district; 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 218.030 is hereby amended to read as follows:  
2 218.030 1. Senators shall be chosen at the same time and places as  
3 assemblymen, by the qualified electors of their respective districts, and  
4 their term of office shall be 4 years [ , except as set forth in subsection  
5 2,] from the day next after their election. Senators shall receive certifi-  
6 cates of election from the governor.  
7 2. [Notwithstanding the provisions of paragraph (f) of subsection  
8 1 of NRS 283.040, the terms of all incumbent state senators elected at  
9 the general election in 1970, with the exception of the term of the Elko  
10 County senator, shall continue until the day after the general election  
11 in 1974.  
12 3.] The offices of state senator in the districts enumerated below  
13 open for filing for the [1972] 1976 primary and general elections are  
14 as follows: [ , with provisions for one 2-year filing to adjust the imbalance  
15 created by the offices newly created: ]  
16 (a) Northern Nevada senatorial district. [ : One senator. ]  
17 (b) Central Nevada senatorial district. [ : One senator. ]  
18 (c) Washoe County senatorial district [No. 1: Two senators. ] No. 3.  
19 (d) Washoe County senatorial district No. 4.  
20 [(d)] (e) Clark County senatorial district No. 2. [ : One senator,  
21 2-year term and one senator, 4-year term. ]

1 232.157 shall be the committee's secretary. The governor shall appoint 11  
2 other members, each chosen to represent one of the following interests:

- 3 1. Conservationists;
- 4 2. City and county governments;
- 5 3. Woolgrowers;
- 6 4. Livestock raising;
- 7 5. Sportsmen;
- 8 6. Mining;
- 9 7. Agriculture;
- 10 8. Education;
- 11 9. Recreation users;
- 12 10. Railroads and utilities; and
- 13 11. The general public.]

14 1. *The governor shall appoint 13 members to the committee as fol-*  
15 *lows:*

16 (a) *Each of 10 members shall be appointed to represent respectively*  
17 *each of the following entities and shall be chosen from a list of three lay*  
18 *persons recommended by each entity:*

- 19 (1) *Advisory mining board.*
- 20 (2) *Central committee of Nevada state grazing boards.*
- 21 (3) *Nevada League of Cities.*
- 22 (4) *State board of agriculture.*
- 23 (5) *State board of fish and game commissioners.*
- 24 (6) *State conservation commission.*
- 25 (7) *State environmental commission.*
- 26 (8) *State land use planning advisory council.*
- 27 (9) *State park advisory commission.*
- 28 (10) *Nevada association of county commissioners.*

29 (b) *Each of three members shall be appointed to represent respectively*  
30 *the interests of each of the following:*

- 31 (1) *Railroads and utilities.*
- 32 (2) *Sportsmen.*
- 33 (3) *Off-road vehicle enthusiasts.*

34 2. *The committee shall select one of its members to serve as chair-*  
35 *man. The assistant director provided for in NRS 232.157 shall serve as*  
36 *secretary but shall have no vote.*

37 SEC. 3. NRS 232.155 is hereby amended to read as follows:  
38 232.155 Expenditures authorized by the provisions of NRS 232.153  
39 [and 232.154] shall be from funds appropriated to the department.

40 SEC. 4. NRS 232.1555 is hereby amended to read as follows:  
41 232.1555 All state agencies [and boards] shall cooperate with and  
42 make appearances before the committee to assist it in performing the  
43 functions assigned to it by law.

44 SEC. 5. NRS 232.156 is hereby amended to read as follows:  
45 232.156 The committee shall from time to time, *as it deems neces-*  
46 *sary, or as requested by the state planning coordinator, report in writing*  
47 *to the governor through the state planning coordinator and to the legis-*  
48 *lature and shall make recommendations concerning [public lands and*  
49 *federal land laws.] state and federal lands.*

1 4. The following numbers of senators and assemblymen are appor-  
2 tioned to the legislative districts ~~created~~ **created** by this act in or composed of,  
3 respectively:

- 4 (a) Clark County: Eleven senators and 22 assemblymen.  
5 (b) Washoe County: Five senators and 10 assemblymen.  
6 (c) Churchill, Douglas, Elko, Esmeralda, Eureka, Humboldt, Lander,  
7 Lincoln, Lyon, Mineral, Nye, Pershing, Storey and White Pine counties  
8 and Carson City: Four senators and eight assemblymen.

9 S.c. 3. NRS 218.080 is hereby amended to read as follows:

10 218.080 1. The following legislative districts are hereby created in  
11 Washoe County:

12 (a) ~~Two~~ **Five** senatorial districts ~~and the following number of~~  
13 senators apportioned to each, respectively:

14 (1) Washoe County senatorial district No. 1, composed of Bald  
15 Mountain, Gerlach, Reno, Sparks and Verdi townships, excluding the  
16 City of Sparks and those enumeration districts in Sparks Township which  
17 compose part of Washoe County senatorial district No. 2, as provided  
18 in subparagraph (2) of this paragraph: Four senators.

19 (2) Washoe County senatorial district No. 2, composed of Wads-  
20 worth Township, the City of Sparks, and enumeration districts Nos. 55A,  
21 59, 60, 61, 62, 63 and 64 in Sparks Township: One senator. ~~designated~~  
22 as follows:

23 (1) *Washoe County senatorial district No. 1, composed of assembly*  
24 *districts 23 and 26.*

25 (2) *Washoe County senatorial district No. 2, composed of assembly*  
26 *districts 30 and 31.*

27 (3) *Washoe County senatorial district No. 3, composed of assembly*  
28 *districts 29 and 32.*

29 (4) *Washoe County senatorial district No. 4, composed of assembly*  
30 *districts 27 and 28.*

31 (5) *Washoe County senatorial district No. 5, composed of assembly*  
32 *districts 24 and 25.*

33 (b) Ten assembly districts as follows:

34 (1) Assembly district No. 23 shall consist of enumeration districts  
35 Nos. 150, 152, 155, 156, ~~158,~~ 186, 187, 188, 189, 194, 204, 205,  
36 206, 207, 208, 209, 210, ~~210B,~~ 211 and 213.

37 (2) Assembly district No. 24 shall consist of enumeration districts  
38 Nos. 78, 79, 80, 81, 82, 83, 85A, 85B, 86A, 86B, 87, 88, 89, 195, 197,  
39 198, 202 and 212.

40 (3) Assembly district No. 25 shall consist of enumeration districts  
41 Nos. 138, 139, 140, 143, 144, 145, 146, 148, 149, 151, 154, 190A,  
42 190B, 191, 192, 193 and 196.

43 (4) Assembly district No. 26 shall consist of enumeration districts  
44 Nos. 128, 129, 130, 157, ~~157B,~~ 158, 159, 160, 161, 161B, 162, 163,  
45 164, 165, 166, 167, 178, 179, 180, 181, 182, 183, 184 and 185.

46 (5) Assembly district No. 27 shall consist of enumeration districts  
47 Nos. 110, 111, 115, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126,  
48 127, 131, 132, 133, 134, 135, 136, 137 and 153.

1 SEC. 9. 1. Section 7 of this act shall become effective at 12:01  
2 a.m. on July 1, 1975.

3 2. All other sections of this act shall become effective on July 1,  
4 1975.

**A. B. 673**

ASSEMBLY BILL NO. 673—ASSEMBLYMEN MURPHY, BANNER, BARENGO, BENNETT, BREMNER, BROOKMAN, CHANEY, MANN, COULTER, CRADDOCK, DEMERS, DREYER, FORD, HAYES, HEANEY, LOWMAN, MOODY, POLISH, PRICE, ROINSON, SCHOFIELD, VERGIELS, WAGNER, WEISE AND WITENBERG

APRIL 18, 1975

Referred to Committee on Elections

SUMMARY—Creates additional single-member senatorial districts.  
Fiscal Note: No. (BDR 17-1494)



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

AN ACT relating to the state senate; transforming each existing multimember senatorial district into several single-member districts; altering the boundaries of certain existing single-member districts; 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 218.030 is hereby amended to read as follows:  
2 218.030 1. Senators shall be chosen at the same time and places as  
3 assemblymen, by the qualified electors of their respective districts, and  
4 their term of office shall be 4 years [ ], except as set forth in subsection  
5 2,] from the day next after their election. Senators shall receive certif-  
6 icates of election from the governor.  
7 2. [Notwithstanding the provisions of paragraph (f) of subsection 1  
8 of NRS 283.040, the terms of all incumbent state senators elected at the  
9 general election in 1970, with the exception of the term of the Elko  
10 County senator, shall continue until the day after the general election in  
11 1974.  
12 3.] The offices of state senator in the districts enumerated below open  
13 for filing for the [1972] 1976 primary and general elections are as fol-  
14 lows: [ ], with provision for one 2-year filing to adjust the imbalance  
15 created by the offices newly created:]  
16 (a) Northern Nevada senatorial district. [ : One senator.]  
17 (b) Central Nevada senatorial district. [ : One senator.]  
18 (c) [Washoe County senatorial district No. 1: Two senators.]

- 1 (d) Clark County senatorial district No. 2: One senator, 2-year term
- 2 and one senator, 4-year term.
- 3 (e) Clark County senatorial district No. 3: Four senators.
- 4 (f) Clark County senatorial district No. 4: One senator. **Washoe**
- 5 *County senatorial district No. 3.*
- 6 (d) *Washoe County senatorial district No. 5.*
- 7 (e) *Clark County senatorial district No. 1.*
- 8 (f) *Clark County senatorial district No. 3.*
- 9 (g) *Clark County senatorial district No. 4.*
- 10 (h) *Clark County senatorial district No. 5.*
- 11 (i) *Clark County senatorial district No. 8.*
- 12 (j) *Clark County senatorial district No. 10.*
- 13 3. *The offices of state senator in the districts enumerated below open*
- 14 *for filing for the 1978 primary and general elections are as follows:*
- 15 (a) *Western Nevada senatorial district.*
- 16 (b) *Capital senatorial district.*
- 17 (c) *Washoe County senatorial district No. 1.*
- 18 (d) *Washoe County senatorial district No. 2.*
- 19 (e) *Washoe County senatorial district No. 4.*
- 20 (f) *Clark County senatorial district No. 2.*
- 21 (g) *Clark County senatorial district No. 6.*
- 22 (h) *Clark County senatorial district No. 7.*
- 23 (i) *Clark County senatorial district No. 9.*
- 24 (j) *Clark County senatorial district No. 11.*
- 25 **[4. Filings for the office of state senator for all elections following the**
- 26 **1972 primary and general elections shall be for 4-year terms.]**
- 27 **SEC. 2. NRS 218.050 is hereby amended to read as follows:**
- 28 **218.050 1. The policy for apportionment of the legislature is**
- 29 **declared to be:**
- 30 (a) **To provide that the several members of the senate and of the**
- 31 **assembly respectively shall represent substantially equal numbers of peo-**
- 32 **ple, in compliance with the constitutions of the United States and of the**
- 33 **State of Nevada.**
- 34 (b) **To preserve the unity of Carson City and the several counties,**
- 35 **where practicable, as a basis for selecting representatives, in order to**
- 36 **afford rational representation to homogeneous groups, in recognition of**
- 37 **their governmental responsibilities, and in recognition of their separate**
- 38 **interest in local legislation.**
- 39 (c) **To avoid, where practicable, any division which would tend to**
- 40 **submerge an area in a larger district wherein substantially different socio-**
- 41 **economic interests predominate.**
- 42 (d) **To arrange the rural counties of the state into legislative districts**
- 43 **each composed of one or more contiguous whole counties, where prac-**
- 44 **ticable appropriately including Carson City, in recognition of the pre-**
- 45 **dominant geographical area of the state that is thinly populated.**
- 46 (e) **To divide the metropolitan counties of the state into single-member**
- 47 **[assembly districts and multimember and single-member senatorial] legis-**
- 48 **lative districts. [as befits the areawide nature of the community of interest**
- 49 **recognized.]**

- 1       2. The legislature finds as facts that:  
2       (a) Carson City and the 14 rural counties of the state can be divided  
3 into four districts, each composed of one or more contiguous whole coun-  
4 ties, with special recognition of the unique problems relating to the pop-  
5 ulation of Carson City, and substantially equal in population.  
6       (b) If to each of the districts mentioned in paragraph (a) there are  
7 apportioned one senator and two assemblymen, whole numbers of sena-  
8 tors and assemblymen respectively can be apportioned to each of the met-  
9 ropolitan counties, within the limits fixed by the constitution on the total  
10 number of legislators, to carry out the policy of representation according  
11 to population.
- 12       3. The senate shall consist of 20 members and the assembly shall con-  
13 sist of 40 members.
- 14       4. The following numbers of senators and assemblymen are appor-  
15 tioned to the legislative districts [created by this act] in or composed of,  
16 respectively:
- 17       (a) Clark County: Eleven senators and 22 assemblymen.  
18       (b) Washoe County: Five senators and 10 assemblymen.  
19       (c) Churchill, Douglas, Elko, Esmeralda, Eureka, Humboldt, Lander,  
20 Lincoln, Lyon, Mineral, Nye, Pershing, Storey and White Pine counties  
21 and Carson City: Four senators and eight assemblymen.
- 22       SEC. 3. NRS 218.055 is hereby amended to read as follows:  
23       218.055 1. The following legislative districts are hereby created in  
24 Clark County:
- 25       (a) [Four] *Eleven* senatorial districts [and the following number of  
26 senators apportioned to each, respectively:
- 27       (1) Clark County senatorial district No. 1, composed of Bunker-  
28 ville, Goodsprings, Henderson, Logan, Mesquite, Moapa, Nelson, Over-  
29 ton and Searchlight townships: One senator.
- 30       (2) Clark County senatorial district No. 2, composed of North Las  
31 Vegas Township, excluding those enumeration districts which compose  
32 part of Clark County senatorial district No. 4, as provided in subpara-  
33 graph (4) of this paragraph: Two senators.
- 34       (3) Clark County senatorial district No. 3, composed of Las Vegas  
35 Township, excluding those enumeration districts which compose part of  
36 Clark County senatorial district No. 4, as provided in subparagraph (4)  
37 of this paragraph: Seven senators.
- 38       (4) Clark County senatorial district No. 4, composed of enumera-  
39 tion districts Nos. 243A, 243C, 243E, 245, 259, 260, 261 and 263 in  
40 North Las Vegas Township and enumeration districts 15, 17, 18A, 18B,  
41 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33 and 34 in Las  
42 Vegas Township: One senator.] *designated as follows:*
- 43       (1) *Clark County senatorial district No. 1, composed of assembly dis-*  
44 *tricts 1 and 4.*
- 45       (2) *Clark County senatorial district No. 2, composed of assembly dis-*  
46 *tricts 2 and 13.*
- 47       (3) *Clark County senatorial district No. 3, composed of assembly dis-*  
48 *tricts 3 and 8.*
- 49       (4) *Clark County senatorial district No. 4, composed of assembly dis-*  
50 *tricts 5 and 10.*



- 1           (5) Clark County senatorial district No. 5, composed of assembly dis-  
2       tricts 6 and 7.
- 3           (6) Clark County senatorial district No. 6, composed of assembly dis-  
4       tricts 9 and 11.
- 5           (7) Clark County senatorial district No. 7, composed of assembly dis-  
6       tricts 12 and 15.
- 7           (8) Clark County senatorial district No. 8, composed of assembly dis-  
8       tricts 14 and 16.
- 9           (9) Clark County senatorial district No. 9, composed of assembly dis-  
10      tricts 17 and 18.
- 11          (10) Clark County senatorial district No. 10, composed of assembly  
12      districts 19 and 20.
- 13          (11) Clark County senatorial district No. 11, composed of assembly  
14      districts 21 and 22.
- 15      (b) Twenty-two assembly districts as follows:
- 16          (1) Assembly district No. 1 shall consist of enumeration districts  
17      Nos. 9, 10, 11, 12, 98, 196, 197, 198, 199, 200, 202, 204, 205, 206,  
18      207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 238B and  
19      239.
- 20          (2) Assembly district No. 2 shall consist of enumeration districts  
21      Nos. 99A, 100A, 100B, 102, 103, 106, 107, 148 and 233.
- 22          (3) Assembly district No. 3 shall consist of enumeration districts  
23      Nos. 91B, 94, 95, 96, 97, 101, 104 and 105.
- 24          (4) Assembly district No. 4 shall consist of enumeration districts  
25      Nos. 13, 14, 16, 84, 86, 88, 89, 90, 91A, 92, 93, 219 and 220.
- 26          (5) Assembly district No. 5 shall consist of enumeration districts  
27      Nos. 109, 146, 149A, 149B, 150, 151A, 151B, 234A, 234B and 237A.
- 28          (6) Assembly district No. 6 shall consist of enumeration districts  
29      Nos. 15, 19, 20, 21, 22, 26, 27, 28, 29, 30, 31, 32, 33, 34, 36, 37, 72,  
30      73, 74, 77 and 80.
- 31          (7) Assembly district No. 7 shall consist of enumeration districts  
32      Nos. 17, 18A, 18B, 23, 24, 25, 243A, 243C, 245, 246, 260 and 263.
- 33          (8) Assembly district No. 8 shall consist of enumeration districts  
34      Nos. 85, 87, 108, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119,  
35      120, 121, 123, 126, 127, 128, 129, 147, 165A and 166.
- 36          (9) Assembly district No. 9 shall consist of enumeration districts  
37      Nos. 38, 39, 40, 43, 44, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70,  
38      71, 75, 76, 78, 79, 81, 82, 83, 122, 124, 125, 133, 134 and 136.
- 39          (10) Assembly district No. 10 shall consist of enumeration districts  
40      Nos. 165B, 173A, 175A, 175B, 175C, 175D, 175E, 176A, 176B, 176C,  
41      176D, 177, 178A, 178D and 235.
- 42          (11) Assembly district No. 11 shall consist of enumeration districts  
43      Nos. 35, 41, 42, 45, 46A, 46B, 47, 48, 51B, 52, 53, 54, 55 and 56.
- 44          (12) Assembly district No. 12 shall consist of enumeration districts  
45      Nos. 57, 58, 130, 131, 132, 135, 137, 138, 139, 140, 141, 142, 143,  
46      145, 159 and 164A.
- 47          (13) Assembly district No. 13 shall consist of enumeration districts  
48      Nos. 99B, 167, 168, 169, 172, 178B, 178C, 179, 180, 181, 182, 184,  
49      185, 195, 201, 227, 228A, 228B, 229, 230, 231, 232, 236, 237B and  
50      238A.

1 (14) Assembly district No. 14 shall consist of enumeration districts  
2 Nos. 49, 50, 51A, 152, 153, 154, 156, 160, 161 and 221.

3 (15) Assembly district No. 15 shall consist of enumeration districts  
4 Nos. 144, 145A, 145B, 155, 162A, 162B, 163, 164B, 164C, 173B and  
5 174.

6 (16) Assembly district No. 16 shall consist of enumeration districts  
7 Nos. 157, 158, 170, 171, 183, 186, 187, 188, 189, 190, 191, 192, 193,  
8 194, 222, 223, 224, 225, 226 and 228C.

9 (17) Assembly district No. 17 shall consist of enumeration districts  
10 Nos. 240, 242, 243B, 243D, 244, 247B, 248, 277, 278, 291, 292, 293,  
11 294, 296 and 298.

12 (18) Assembly district No. 18 shall consist of enumeration districts  
13 Nos. 247A, 251, 252, 254, 255, 256, 257, 258, 259, 261, 262, 264 and  
14 265.

15 (19) Assembly district No. 19 shall consist of enumeration districts  
16 Nos. 250, 253, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276  
17 and 287.

18 (20) Assembly district No. 20 shall consist of enumeration districts  
19 Nos. 241, 249, 279, 280, 281, 282, 283, 284A, 284B, 285, 286, 288,  
20 289, 290, 297, 299, 300, 301A, 301B and 302.

21 (21) Assembly district No. 21 shall consist of enumeration districts  
22 Nos. 304A, 304B, 305A, 305B, 305C, 306, 307A, 307B, 308A, 308B,  
23 309A, 309B, 310, 311, 312A, 312B, 313, 314, 315, 316A, 317, 318B,  
24 319, 323A, 324, 325, 326, 327, 328 and 329.

25 (22) Assembly district No. 22 shall consist of the balance of Clark  
26 County not included in Assembly districts Nos. 1 to 21.

27 2. Each senator and assemblyman shall be elected from within the dis-  
28 trict wherein he resides by the registered voters residing in that district.

29 SEC. 4. NRS 218.080 is hereby amended to read as follows:

30 218.080 1. The following legislative districts are hereby created in  
31 Washoe County:

32 (a) ~~Two~~ Five senatorial districts [and the following number of sen-  
33 ators apportioned to each, respectively:

34 (1) Washoe County senatorial district No. 1, composed of Bald  
35 Mountain, Gerlach, Reno, Sparks and Verdi townships, excluding the City  
36 of Sparks and those enumeration districts in Sparks Township which com-  
37 pose part of Washoe County senatorial district No. 2, as provided in sub-  
38 paragraph (2) of this paragraph: Four senators.

39 (2) Washoe County senatorial district No. 2, composed of Wads-  
40 worth Township, the City of Sparks, and enumeration districts Nos. 55A,  
41 59, 60, 61, 62, 63 and 64 in Sparks Township: One senator.] *designated*  
42 *as follows:*

43 (1) *Washoe County senatorial district No. 1, composed of assembly*  
44 *districts 23 and 26.*

45 (2) *Washoe County senatorial district No. 2, composed of assembly*  
46 *districts 30 and 31.*

47 (3) *Washoe County senatorial district No. 3, composed of assembly*  
48 *districts 28 and 29.*

49 (4) *Washoe County senatorial district No. 4, composed of assembly*  
50 *districts 25 and 27.*

1 (5) Washoe County senatorial district No. 5, composed of assembly  
2 districts 24 and 32.

3 (b) Ten assembly districts as follows:

4 (1) Assembly district No. 23 shall consist of enumeration districts  
5 Nos. 150, 152, 155, 156, 158, 186, 187, 188, 189, 194, 204, 205, 206,  
6 207, 208, 209, 210, 210B, 211 and 213.

7 (2) Assembly district No. 24 shall consist of enumeration districts  
8 Nos. 78, 79, 80, 81, 82, 83, 85A, 85B, 86A, 86B, 87, 88, 89, 195, 197,  
9 198, 202 and 212.

10 (3) Assembly district No. 25 shall consist of enumeration districts  
11 Nos. 138, 139, 140, 143, 144, 145, 146, 148, 149, 151, 154, 190A,  
12 190B, 191, 192, 193 and 196.

13 (4) Assembly district No. 26 shall consist of enumeration districts  
14 Nos. 128, 129, 130, 157, 157B, 159, 160, 161, 161B, 162, 163, 164,  
15 165, 166, 167, 178, 179, 180, 181, 182, 183, 184 and 185.

16 (5) Assembly district No. 27 shall consist of enumeration districts  
17 Nos. 110, 111, 115, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126,  
18 127, 131, 132, 133, 134, 135, 136, 137 and 153.

19 (6) Assembly district No. 28 shall consist of enumeration districts  
20 Nos. 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104,  
21 105, 106, 107, 108, 109, 112, 114, 141, 142 and 147.

22 (7) Assembly district No. 29 shall consist of enumeration districts  
23 Nos. 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 113, 116, 199, 200  
24 and 201.

25 (8) Assembly district No. 30 shall consist of enumeration districts  
26 Nos. 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34,  
27 35, 44, 46, 47, 48, 49, 50, 51, 52, 62 and 63.

28 (9) Assembly district No. 31 shall consist of enumeration districts  
29 Nos. 11, 12, 13, 14, 15, 16, 17, 36, 37, 38, 39, 40, 41, 42, 43, 59, 60,  
30 61 and 64.

31 (10) Assembly district No. 32 shall consist of enumeration districts  
32 Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 45, 53, 54, 55, 55B, 56, 57, 58, 65,  
33 84A, 84B, 84C, 84D, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177  
34 and 203.

35 2. Each senator and assemblyman shall be elected from within the  
36 district wherein he resides by the registered voters residing in that district.

37 SEC. 5. This act shall become effective on January 1, 1976, for the  
38 purpose of electing the members of the legislature at the general election in  
39 1976. For all other purposes, it shall become effective on the day next  
40 after the election of members of the legislature at the general election in  
41 1976.

**A. B. 704****ASSEMBLY BILL NO. 704—COMMITTEE ON COMMERCE**

APRIL 21, 1975

Referred to Committee on Commerce

**SUMMARY**—Authorizes county commissioners of any county to exempt certain parcels of land from subdivision law requirements. Fiscal Note: No. (BDR 22-1863)

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

AN ACT to amend NRS 278.320, relating to the subdivision of land; authorizing the board of county commissioners of any county to exempt parcels of land from the requirements of the statutes regulating the subdivision of land if such parcels are owned by a railroad company or a Nevada nonprofit corporation as immediate successor in title to a railroad company; 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 278.320 is hereby amended to read as follows:  
 2 278.320 1. "Subdivision" means any land, vacant or improved,  
 3 which is divided or proposed to be divided into two or more lots, parcels,  
 4 sites, units, plots, separate interests or interests in common, for the pur-  
 5 pose of any transfer, development or any proposed transfer or develop-  
 6 ment; unless exempted under subparagraphs (a) or (b).  
 7 (a) The term "subdivision" does not apply to any division of land  
 8 which creates lots, parcels, sites, units or plots of land, each of which com-  
 9 prise 40 or more acres of land, including roads and roadway easements.  
 10 (b) Unless a method of disposition is adopted for the purpose of evad-  
 11 ing this chapter, the term "subdivision" does not apply to any division of  
 12 land:  
 13 (1) Which creates lots, parcels, sites, units, or plots of land such that  
 14 the land area of each of the lots, parcels, sites, units, or plots, when divided  
 15 by the number of interests in every such lot, parcel, site, unit or plot  
 16 results in 36 or more acres, exclusive of roads and roadway easements, per  
 17 interest;  
 18 (2) Which is created by order of any court in this state or by opera-  
 19 tion of law;  
 20 (3) Which is created by a lien, mortgage, deed of trust or any other  
 21 security instrument;

1 (4) Which is created by a security or unit of interest in any invest-  
2 ment trust regulated under the laws of this state or any other interest in an  
3 investment entity;

4 (5) Which creates cemetery lots;

5 (6) Which creates an interest or interests in oil, gas, minerals or  
6 building materials, which are now or hereafter severed from the surface  
7 ownership of real property;

8 (7) Which is created by the acquisition of an interest in land in the  
9 name of a husband and wife, or other persons who are related to each  
10 other within the first or second degree of consanguinity, or pursuant to  
11 adoption in accordance with law, which interest is established or created  
12 by a joint tenancy, community property, or as tenants in common. Any  
13 such interest shall be deemed for purposes of this subsection, as only one  
14 interest.

15 2. For subdivisions containing not more than four lots, parcels, sites,  
16 plots or interests, there shall be filed a parcel map pursuant to the provi-  
17 sions of NRS 278.500 to 278.560, inclusive.

18 3. [In any county having a population of 100,000 or more but less  
19 than 200,000, as determined by the last preceding national census of the  
20 Bureau of the Census of the United States Department of Commerce, the]  
21 The board of county commissioners of any county may exempt any parcel  
22 or parcels of land from the provisions of NRS 278.010 to 278.630, inclu-  
23 sive, if:

24 (a) Such land is owned by a railroad company or by a nonprofit corpo-  
25 ration organized and existing pursuant to the provisions of chapter 81 of  
26 NRS which is an immediate successor in title to a railroad company, and  
27 such land was in the past used in connection with any railroad operation;  
28 and

29 (b) Other persons now permanently reside on such land.

30 4. Nothing contained herein shall apply to the division of land for  
31 agricultural purposes, in parcels of more than 10 acres, not involving any  
32 street, road, or highway opening or widening or easements of any kind.

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

**A. B. 713**


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**ASSEMBLY BILL NO. 713—ASSEMBLYMEN MAY,  
PRICE, HICKEY AND CHANEY**

APRIL 22, 1975

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Referred to Committee on Government Affairs

**SUMMARY**—Provides procedure for suspension and amends provision for removal of city manager by city council of North Las Vegas. Fiscal Note: No. (BDR S-1893)

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

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AN ACT to amend an act entitled "An Act incorporating the City of North Las Vegas, in Clark County, Nevada, and defining the boundaries thereof, under a new charter; and providing other matters properly relating thereto," approved April 26, 1971, as amended.

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

- 1 SECTION 1. The above-entitled act, being chapter 573, Statutes of  
2 Nevada 1971, at page 1210, as amended, is hereby amended by adding  
3 thereto a new section to be designated section 3.025, which shall imme-  
4 diately follow section 3.020 and shall read as follows:  
5 *Section 3.025 City Manager: Suspension.*  
6 1. *The city council may suspend the city manager from office in*  
7 *accordance with the procedure contained in this section.*  
8 2. *The city council shall adopt by affirmative vote of a majority of all*  
9 *its members a preliminary resolution which shall state the reasons for sus-*  
10 *pension and may suspend the city manager from duty for a period not to*  
11 *exceed 30 calendar days. A copy of the resolution shall be delivered*  
12 *promptly to the city manager.*  
13 3. *The suspension of the city manager becomes effective immediately.*  
14 *The preliminary resolution of the city council shall determine whether the*  
15 *city manager shall receive a salary during the period of suspension.*  
16 4. *The city council may suspend the city manager in lieu of removal*  
17 *pursuant to section 3.030.*  
18 5. *Suspension of the city manager by the city council is not subject to*  
19 *review by any agency or court.*  
20 SEC. 2. Section 3.030 of article III of the above-entitled act, being  
21 chapter 573, Statutes of Nevada 1971, at page 1220, is hereby amended to  
22 read as follows:

1 Section 3.030 City manager: Removal.

2 1. The city council may remove the city manager from office in  
3 accordance with the procedure contained in this section.

4 2. The city council shall adopt by affirmative vote of a majority of all  
5 its members a preliminary resolution which shall state the reasons for  
6 removal and may suspend the city manager from duty for a period not to  
7 exceed ~~[15]~~ 30 calendar days. A copy of the resolution shall be delivered  
8 promptly to the city manager.

9 3. Within 5 calendar days after a copy of the preliminary resolution  
10 is delivered to the city manager, he may file with the city council a written  
11 request for a public hearing. The public hearing shall be held at a city  
12 council meeting not earlier than 15 calendar days nor later than 30 calen-  
13 dar days after the request is filed. The city manager may file with the city  
14 council a written reply not later than 5 calendar days before the hearing.

15 4. The city council may adopt a final resolution of removal, which  
16 may be made effective immediately, by affirmative vote of a majority of  
17 all its members, at any time after 5 calendar days from the date when a  
18 copy of the preliminary resolution was delivered to the city manager, if  
19 he has not requested a public hearing or at any time after the public  
20 hearing if he has requested one.

21 5. The city manager shall continue to receive his salary until the  
22 effective date of the final resolution of removal ~~[.]~~, unless the city coun-  
23 cil provides in the preliminary resolution that the city manager shall not  
24 receive a salary after the date of adoption of the preliminary resolution  
25 by the city council. The action of the city council in suspending or remov-  
26 ing the city manager ~~[shall not be]~~ is not subject to review by any agency  
27 or court.

ASSEMBLY JOINT RESOLUTION NO. 43—  
ASSEMBLYMAN DEMERS

MAY 1, 1975

Referred to Committee on Government Affairs

SUMMARY—Memorializes Congress to authorize the conveyance of certain federal lands to Clark County, Nevada. (BDR 1596)



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

ASSEMBLY JOINT RESOLUTION—Memorializing the Congress of the United States to authorize the conveyance of the Lee Canyon Youth Camp property to Clark County, Nevada.

- 1 WHEREAS, Lee Canyon Youth Camp is located in the Toiyabe National  
2 Forest, some 50 miles from Las Vegas, in Lee Canyon, an area of out-  
3 standing scenic beauty; and  
4 WHEREAS, The camp facilities are maintained by two full-time care-  
5 takers employed by Clark County, with an operating budget of \$70,000;  
6 and  
7 WHEREAS, Clark County has built numerous structures at the camp,  
8 namely, a dining hall with kitchen, dormitories, a recreation hall, a shop  
9 and a water system; and  
10 WHEREAS, An estimated 10,000 persons, representing the YMCA,  
11 various churches, 4-H groups and others, make use of the camp's facili-  
12 ties each year; and  
13 WHEREAS, The 20-year lease on the property, signed with the United  
14 States Forest Service in 1961, will expire in 6 years and the loss of these  
15 facilities at that time will be a loss to the persons and organizations of  
16 Clark County; and  
17 WHEREAS, To promote the health and welfare of the citizens of Clark  
18 County and to protect their substantial investment in the facilities of the  
19 camp, the people of Clark County should have legal title to the property;  
20 and  
21 WHEREAS, Title to the property would be an incentive for the people  
22 of Clark County to improve the present facilities and expand the opera-  
23 tion of the camp to enhance its usefulness; now, therefore, be it  
24 *Resolved by the Assembly and Senate of the State of Nevada, jointly,*  
25 That the legislature of the State of Nevada hereby memorializes the  
26 Congress of the United States to authorize the transfer of Lee Canyon  
27 Youth Camp to Clark County, Nevada; and be it further

— 2 —

- 1 *Resolved*, That the United States Department of Agriculture, which  
2 holds title to the property on which the Lee Canyon Youth Camp is  
3 situated, convey the title to the property to Clark County, Nevada; and  
4 be it further  
5 *Resolved*, That copies of this resolution be prepared and transmitted  
6 forthwith by the legislative counsel to the Vice President of the United  
7 States as presiding officer of the Senate, to the Speaker of the House of  
8 Representatives, to all members of the Nevada congressional delegation,  
9 to Mr. Earl Butz, Secretary of Agriculture, and to Mr. John McGuire,  
10 Chief of the Forest Service; and be it further  
11 *Resolved*, That this resolution shall become effective upon passage and  
12 approval.



A. B. 750

ASSEMBLY BILL NO. 750—COMMITTEE ON  
GOVERNMENT AFFAIRS

APRIL 29, 1975

Referred to Committee on Government Affairs

SUMMARY—Amends Las Vegas city charter by changing residence requirements for certain city officers. Fiscal Note: No. (BDR S-1989)

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

AN ACT to amend an act entitled "An Act incorporating the City of Las Vegas, in Clark County, Nevada, and defining the boundaries thereof, under a new charter; and providing other matters properly relating thereto," approved April 21, 1971, as amended.

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

1 SECTION 1. Section 2.010 of article II of the above-entitled act, being  
2 chapter 515, Statutes of Nevada 1971, as last amended by chapter 752,  
3 Statutes of Nevada 1973, at page 1571, is hereby amended to read as  
4 follows:

5 Section 2.010 Board of commissioners: Qualifications; election; term  
6 of office; salary.

7 1. The legislative power of the city is vested in a board of commis-  
8 sioners consisting of four commissioners and a mayor.

9 2. The mayor and commissioners shall be:

10 (a) [Registered voters, for at least 2 years immediately prior to the  
11 year in which the election is held,] *Qualified electors who have resided*  
12 *within the territory established by the boundaries of the city [on] for a*  
13 *period of not less than 30 days immediately prior to the last day for*  
14 *filing an affidavit of candidacy.*

15 (b) At least 25 years of age.

16 (c) Citizens of the United States.

17 3. The mayor shall be elected by the registered voters of the city at  
18 large. Each commissioner other than the mayor shall be a resident of the  
19 ward which he represents *for a period of not less than 30 days immedi-*  
20 *ately prior to the last day for filing his affidavit of candidacy* and elected  
21 by the registered voters of that ward.

22 4. All commissioners, including the mayor, shall serve for terms of  
23 4 years. *The mayor or any commissioner shall automatically forfeit the*

— 2 —

1 *remainder of his term of office and such office shall become vacant if he*  
2 *ceases to be a resident of the territory or ward he represents.*

3 [4.] 5. The mayor and commissioners shall receive a salary in an  
4 amount fixed by the board of commissioners.

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

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 541

ASSEMBLY BILL NO. 541—ASSEMBLYMEN WITTENBERG,  
BREMNER, DREYER, MOODY, CHRISTENSEN, DEMERS,  
MANN, WEISE, COULTER AND SCHOFIELD

APRIL 3, 1975

Referred to Committee on Commerce

SUMMARY—Restricts use of professional engineer's seal and changes qualifications of applicants for certificate to practice land surveying. Fiscal Note: No. (BDR 54-1516)

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

AN ACT relating to professional engineers and surveyors; restricting the use of an engineer's seal; changing the qualifications for applicants for a certificate to practice land surveying; providing a penalty; 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 625.230 is hereby amended to read as follows:  
2 625.230 1. Each registrant shall, upon registration, obtain a seal  
3 of the design authorized by the board, bearing the registrant's name and  
4 the legend "Registered Professional Engineer" (followed by the branch  
5 or branches for which he is qualified).  
6 2. Plans, specifications, plats and reports issued by a registrant shall  
7 be stamped with the seal when filed with public authorities, during the life  
8 of the registrant's certificate, but it [shall be] *is* unlawful for anyone to  
9 stamp or seal any documents with the seal after the certificate of the regis-  
10 trant named thereon has expired or has been revoked, unless the certificate  
11 [shall have] *has* been renewed or reissued.  
12 3. A rubber stamp which produces in ink the same design and infor-  
13 mation required under subsection 1 may be used in lieu of the prescribed  
14 seal.  
15 4. *It is unlawful for a registrant to sign, stamp or seal any plans, speci-*  
16 *fications, plats or reports which were not prepared by him or for which he*  
17 *did not have responsible charge of the work.*  
18 SEC. 2. NRS 625.270 is hereby amended to read as follows:  
19 625.270 1. No person may be granted a certificate of registration to  
20 practice land surveying in this state unless:

— 2 —

- 1 [1. He has graduated from an accredited engineering or surveying  
2 curriculum of 4 years or more, which is approved by the board; and  
3 2. He has had, subsequent to graduation, 2 years of land surveying  
4 experience of a character satisfactory to the board; and  
5 3. He has attained a passing grade on the written examination  
6 described in NRS 625.280; or  
7 4.] (a) He has completed 6 years of land surveying experience of a  
8 character satisfactory to the board; and  
9 [5.] (b) He has attained a passing grade on the written examination  
10 described in NRS 625.280.  
11 2. *The satisfactory completion of each year of approved courses in*  
12 *engineering or surveying in a school or college approved by the board*  
13 *is equivalent to 1 year of active experience, but an applicant shall not*  
14 *receive credit for more than 4 years of active experience because of*  
15 *educational qualifications.*

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 601

ASSEMBLY BILL NO. 601—COMMITTEE ON JUDICIARY

APRIL 10, 1975

Referred to Committee on Commerce

SUMMARY—Makes it unlawful for registered professional engineer or land surveyor to identify any document as his work which was not prepared by him or for which he was not principally responsible for preparing. Fiscal Note: No. (BDR 54-1556)

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

AN ACT relating to professional surveyors; prohibiting a registered land surveyor from identifying any document as his work if he did not prepare it or have responsible charge of the work; providing a penalty; 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 625.330 is hereby amended to read as follows:  
 2 625.330 1. A registered land surveyor may practice land surveying  
 3 and prepare maps, plats, reports, descriptions or other documentary evi-  
 4 dence in connection therewith.  
 5 2. Every map, plat, report, description or other document issued by  
 6 a registered land surveyor shall be signed by him, endorsed with his  
 7 certificate number, and stamped with his seal or rubber stamp, whenever  
 8 such map, plat, report, description or other document is filed as a public  
 9 record, filed with any public authority, or delivered as a formal or final  
 10 document.  
 11 3. *It is unlawful for a registered land surveyor to sign, stamp or seal*  
 12 *any map, plat, report, description or other document relating to land sur-*  
 13 *veying which was not prepared by him or for which he did not have the*  
 14 *responsible charge of the work.*

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 603

ASSEMBLY BILL NO. 603—COMMITTEE ON JUDICIARY

APRIL 10, 1975

Referred to Committee on Commerce

SUMMARY—Prohibits professional engineers employed by public agencies from engaging in the private practice of professional engineering during hours of duty with such agencies. Fiscal Note: No. (BDR 54-1554)

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

AN ACT relating to professional engineers; prohibiting professional engineers employed by the state or a county, city or district from engaging in the private practice of professional engineering during regular working days of his public employment; 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 625.570 is hereby amended to read as follows:  
 2 625.570 Any employee or official who is employed on a full-time  
 3 basis by the state, or a county, city or district thereof, who is paid a  
 4 monthly or annual salary for his employment and whose public duty  
 5 includes *the practice of professional engineering or the practice of land*  
 6 *surveying as defined in this chapter shall not engage in [private survey-*  
 7 *ing practice on regular working days] the private practice of professional*  
 8 *engineering or the private practice of land surveying during the hours when*  
 9 *he is required to perform his duties for the state, county, city or district.*

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 737

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 ASSEMBLY BILL NO. 737—COMMITTEE ON  
 GOVERNMENT AFFAIRS

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 APRIL 28, 1975
 

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Referred to Committee on Government Affairs

SUMMARY—Provides for financing of certain warehousing enterprises by county economic development revenue bonds. Fiscal Note: No. (BDR 20-1992)

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

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AN ACT relating to county economic development revenue bonds; enlarging their permitted uses; 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 244 of NRS is hereby amended by adding  
 2 thereto a new section which shall read as follows:  
 3 "*Warehousing*" means the consignment of personal property from out-  
 4 side this state to a private warehouse within this state for temporary stor-  
 5 age during the transit of the property to a final destination outside the  
 6 state.
- 7 SEC. 2. NRS 244.9192 is hereby amended to read as follows:  
 8 244.9192 Whenever used in NRS 244.9191 to 244.9219, inclusive,  
 9 unless a different meaning clearly appears from the context, the [follow-  
 10 ing] words and terms defined in NRS 244.9193 to 244.9196, inclusive,  
 11 [and], sections 2 to 5, inclusive, of [this act,] *Senate Bill 364 of the*  
 12 *58th session of the Nevada legislature, and section 1 of this act* have the  
 13 meanings ascribed to them in [such] those sections.
- 14 SEC. 3. NRS 244.9196 is hereby amended to read as follows:  
 15 244.9196 "Project" means:  
 16 1. Any land, building or other improvement and all real and personal  
 17 properties necessary in connection therewith, whether or not in existence,  
 18 suitable for manufacturing, industrial, *warehousing* or research and devel-  
 19 opment enterprises.  
 20 2. Any land, building, structure, facility, system, fixture, improve-  
 21 ment, appurtenance, machinery, equipment, or any combination thereof  
 22 or any interest therein, used by any individual, partnership, firm, com-  
 23 pany, corporation (including a public utility), association, trust, estate,
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1 political subdivision, state agency or any other legal entity, or its legal  
2 representative, agent or assigns:

3 (a) For the reduction, abatement or prevention of pollution or for the  
4 removal or treatment of any substance in a processed material which  
5 otherwise would cause pollution when such material is used.

6 (b) In connection with furnishing of water if available on reasonable  
7 demand to members of the general public.

8 SEC. 4. NRS 244.9197 is hereby amended to read as follows:

9 244.9197 1. It is the intent of the legislature to authorize counties  
10 to finance, acquire, own, lease, improve and dispose of properties to the  
11 end that such counties may be able to promote industry and develop trade  
12 by inducing manufacturing, industrial, *warehousing* and research and  
13 development enterprises to locate in or remain in this state, in order to  
14 assist in relieving the serious threat of extensive unemployment in parts of  
15 this state, in securing and maintaining a balanced and stable economy in  
16 all parts of this state and in furthering the use of its agricultural products  
17 and natural resources. It is, therefore, the intention of the legislature to  
18 vest such counties with all powers that may be necessary to enable them  
19 to accomplish such purposes, which powers shall in all respects be exer-  
20 cised for the benefit of the inhabitants of this state for the promotion of  
21 their safety, welfare, convenience and prosperity.

22 2. It is also the intent of the legislature to authorize counties to  
23 finance, acquire, own, lease or sell projects or interests therein for the pur-  
24 pose of:

25 (a) Reducing, abating or preventing pollution or removing or treating  
26 any substance in processed material which otherwise would cause pollution  
27 when such material is used, to protect and promote the health, welfare and  
28 safety of the citizens of this state and to retain and promote private indus-  
29 try and commerce with the resultant higher level of employment and eco-  
30 nomic activity and stability.

31 (b) Promoting the furnishing of water if available on reasonable  
32 demand to members of the general public in order to protect and promote  
33 the health, welfare and safety of the citizens of this state and to retain and  
34 promote private industry and commerce with the resultant higher level of  
35 employment and economic activity and stability.

36 3. It is not intended hereby that any county shall itself be authorized  
37 to operate any such manufacturing, industrial, *warehousing* or research  
38 and development enterprise.

39 4. No county may by virtue of NRS 244.9191 to 244.9219, inclu-  
40 sive, assist any manufacturing, industrial, *warehousing* or research and  
41 development enterprise to locate in the county which would offer sub-  
42 stantial competition to an existing enterprise within the county whose  
43 intrastate markets are substantially the same.

44 5. NRS 244.9191 to 244.9219, inclusive, shall be liberally construed  
45 in conformity with this declaration of purpose.

**A. B. 406****ASSEMBLY BILL NO. 406—ASSEMBLYMEN WAGNER,  
HEANEY, VERGIELS, WEISE, FORD AND HAYES**

MARCH 14, 1975

Referred to Committee on Elections

SUMMARY—Increases maximum permissible number of voters in election  
precincts. Fiscal Note: No. (BDR 24-1253)EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is  
material to be omitted.AN ACT relating to election precincts; increasing the maximum  
permissible number of voters therein.*The People of the State of Nevada, represented in Senate and Assembly,  
do enact as follows:*

- 1 SECTION 1. NRS 293.207 is hereby amended to read as follows:  
2 293.207 Election precincts shall be established on the basis of the  
3 [numbers] number of registered voters therein with a maximum [limita-  
4 tion of no more than 400] of 600 voters per precinct.

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**A. B. 726****ASSEMBLY BILL NO. 726—ASSEMBLYMAN MURPHY**

APRIL 24, 1975

Referred to Committee on Elections

SUMMARY—Reduces age of eligibility for candidates for state legislature.  
Fiscal Note: No. (BDR 17-1495)EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is  
material to be omitted.

AN ACT to reduce the age of eligibility for candidates for the state legislature.

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

- 1 SECTION 1. NRS 218.010 is hereby amended to read as follows:  
2 218.010 No person [shall be] is eligible to the office of state senator  
3 or assemblyman who:  
4 1. Is not a qualified elector and [who] has not been a citizen resi-  
5 dent of this state for 1 year next preceding his election.  
6 2. At the time of election has not attained the age of [21] 18 years.

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(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 408

ASSEMBLY BILL NO. 408—ASSEMBLYMEN HEANEY,  
BENKOVICH AND MURPHY

MARCH 14, 1975

Referred to Committee on Government Affairs

SUMMARY—Changes voting requirements for adoption of certain planning commission resolutions and provides option to increase membership of zoning boards of adjustment. Fiscal Note: No. (BDR 22-1165)

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

AN ACT relating to planning and zoning; changing the number of votes required for adoption of certain resolutions by certain planning commissions; providing an option to increase the membership of zoning boards of adjustment in certain counties; 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 278.210 is hereby amended to read as follows:  
2 278.210 <sup>1</sup> Before adopting the master plan or any part of it, or any  
3 substantial amendment thereof, the commission shall hold at least one  
4 public hearing thereon, notice of the time and place of which shall be  
5 given at least by one publication in a newspaper of general circulation in  
6 the city or county, or in the case of a regional planning commission, by  
7 one publication in a newspaper in each county within the regional dis-  
8 trict, at least 10 days before the day of the hearing.  
9 2. The adoption of the master plan, or of any amendment, extension  
10 or addition thereof, shall be by resolution of the commission carried by  
11 the affirmative votes of not less than [two-thirds of the total membership  
12 of the commission.]:  
13 (a) *Three-fourths of the commission members present and voting, in*  
14 *counties having a population of not less than 100,000 nor more than*  
15 *200,000, as shown by the most recent decennial census of the Bureau of*  
16 *the Census of the United States Department of Commerce.*  
17 (b) *Two-thirds of the total membership of the commission, in all coun-*  
18 *ties excluded from the provisions of paragraph (a).* The resolution shall  
19 refer expressly to the maps, descriptive matter and other matter intended  
20 by the commission to constitute the plan or any amendment, addition or  
21 extension thereof, and the action taken shall be recorded on the map and



1 plan and descriptive matter by the identifying signatures of the secretary  
2 and chairman of the commission.

3 3. No plan or map, hereafter, shall have indicated thereon that it is  
4 a part of the master plan until it shall have been adopted as part of the  
5 master plan by the commission as herein provided for the adoption  
6 thereof, whenever changed conditions or further studies by the commis-  
7 sion require such amendments, extension, or addition.

8 4. An attested copy of any part, amendment, extension of or addi-  
9 tion to the master plan adopted by the planning commission of any city,  
10 county or region shall be certified to the governing body of such city,  
11 county, or region.

12 5. An attested copy of any part, amendment, extension of or addi-  
13 tion to the master plan adopted by any regional planning commission  
14 shall be certified to the county planning commission and to the board of  
15 county commissioners of each county within the regional district.

16 SEC. 2. NRS 278.270 is hereby amended to read as follows:

17 278.270 The governing body of any county or of any city which  
18 enacts zoning regulations under the authority of NRS 278.010 to 278.-  
19 630, inclusive, may provide by ordinance for a board of adjustment of  
20 [five members.] :

21 1. *Not less than five nor more than seven members, in counties hav-*  
22 *ing a population of not less than 100,000 nor more than 200,000, as*  
23 *shown by the most recent decennial census of the Bureau of the Census*  
24 *of the United States Department of Commerce.*

25 2. *Five members, in all counties excluded from the provisions of sub-*  
26 *section 1.*

27 SEC. 3. NRS 278.280 is hereby amended to read as follows:

28 278.280 1. Any ordinance enacted under NRS 278.270 may provide  
29 that the board [

30 (a) Be] *may be composed of the members of the governing body. [;*  
31 *or*

32 (b) *Be composed of five members to be appointed.]*

33 2. Any such ordinance providing for the appointment of members  
34 shall prescribe:

35 (a) The manner of appointment and compensation of the members.

36 (b) The terms of the members, which shall be arranged so that no  
37 more than [one] *two* will expire each year.

38 3. If the members of the board are appointed, no such member may  
39 hold another public office except that one member may also be a member  
40 of the planning commission.

41 4. Members who are appointed may be removed after a public hear-  
42 ing for inefficiency, neglect of duty or malfeasance of office.

43 5. Vacancies shall be filled for the unexpired term of any member  
44 appointed whose term becomes vacant.

## A. B. 759

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 ASSEMBLY BILL NO. 759—SELECT COMMITTEE ON THE  
 CLARK COUNTY DELEGATION SUBCOMMITTEE ON MASS  
 TRANSPORTATION

MAY 1, 1975

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 Referred to a Select Committee of the Assemblymen from Clark County

 SUMMARY—Allows public service commission of Nevada to establish reduced  
 rates for specified routes or schedules of certain common carriers. Fiscal  
 Note: No. (BDR 58-1955)

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

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 AN ACT relating to rates and service of motor vehicle carriers; allowing the pub-  
 lic service commission of Nevada to establish reduced rates for specified  
 routes or schedules of certain common motor carriers; 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 706.351 is hereby amended to read as follows:  
 2 706.351 1. It is unlawful for:  
 3 (a) A common or contract motor carrier to furnish any pass, frank,  
 4 free or reduced transportation to any state, city, district, county or munic-  
 5 ipal officer of this state or to any person other than those specifically  
 6 enumerated in this section.  
 7 (b) Any person other than those specifically enumerated in this section  
 8 to receive any such pass, frank, free or reduced transportation.  
 9 2. This section does not prevent the carriage, storage or hauling  
 10 free or at reduced rates of property for charitable purposes for the  
 11 United States, the State of Nevada or any political subdivision thereof.  
 12 3. This chapter does not prohibit [common carriers] *any common*  
 13 *carrier* from giving free or reduced rates for transportation of persons to:  
 14 (a) Its own officers, commission agents, employees, members of any  
 15 profession licensed under Title 54 of NRS retained by it, and members of  
 16 their families.  
 17 (b) Inmates of hospitals or charitable institutions and persons over 65  
 18 years of age.  
 19 (c) Persons injured in accidents or wrecks and physicians and nurses  
 20 attending such persons.

- 1 (d) Persons providing relief in cases of common disaster.  
2 (e) Contractors and their employees, in carrying out the provisions of  
3 any contract to which the carrier is a party.  
4 (f) Attendants of livestock or other property requiring the care of an  
5 attendant, who shall be given return passage to the place of shipment, pro-  
6 vided there is no discrimination among shippers of a similar class.  
7 (g) Officers, agents, employees, members of any profession licensed  
8 under Title 54 of NRS, together with members of their families, who are  
9 employed by or affiliated with other common carriers, provided there is an  
10 interchange of such free or reduced rate transportation.  
11 (h) Indigent, destitute or homeless persons when under the care or  
12 responsibility of charitable societies, institutions or hospitals, together with  
13 the necessary agents employed in such transportation.  
14 (i) Students of institutions of learning.
- 15 4. This section does not prohibit common motor carriers from giving  
16 free or reduced rates for the transportation of property of:  
17 (a) Their officers, commission agents, employees, members of any pro-  
18 fession licensed under Title 54 of NRS retained by them, or pensioned or  
19 disabled former employees, together with that of their dependents.  
20 (b) Witnesses attending any legal investigations in which such carriers  
21 are interested.  
22 (c) Persons providing relief in cases of common disaster.  
23 (d) Contractors and their employees in carrying out the provisions of  
24 any contract to which the carrier is a party.
- 25 5. *This section does not prohibit the commission from establishing*  
26 *reduced rates, fares or charges for specified routes or schedules of any*  
27 *common motor carrier providing transit service if the reduced rates, fares*  
28 *or charges are determined by the commission to be in the public interest.*
- 29 6. "Employees," as used in this section, includes:  
30 (a) Furloughed, pensioned and superannuated employees.  
31 (b) Persons who have become disabled or infirm in the service of such  
32 carriers.  
33 (c) Persons who are traveling for the purpose of entering the service of  
34 any such carrier.
- 35 SEC. 2. This act shall become effective upon passage and approval.

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. J. R. 4

ASSEMBLY JOINT RESOLUTION NO. 4—ASSEMBLYMEN  
HAYES, DINI, DEMERS, MANN, HARMON, MELLO, BREM-  
NER, SENA, SCHOFIELD, HEANEY, BARENGO, LOW-  
MAN, ROBINSON, HICKEY, BANNER, CRADDOCK AND  
DREYER

JANUARY 28, 1975

Referred to Committee on Elections

SUMMARY—Proposes to amend Nevada constitution to clarify requirements  
for recall of public officers. Fiscal Note. No. (BDR C-447)



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

ASSEMBLY JOINT RESOLUTION—Proposing to amend section 9 of article 2  
of the constitution of the State of Nevada, relating to the recall of public  
officers to clarify the provisions and to expand such provisions to other local  
offices.

1     *Resolved by the Assembly and Senate of the State of Nevada, jointly,*  
2     That section 9 of article 2 of the constitution of the State of Nevada be  
3     amended to read as follows:  
4     Section 9. Every public officer in the State of Nevada is subject, as  
5     herein provided, to recall from office by the registered voters of the state,  
6     [or of the county, district, or municipality, from which he was elected.  
7     For this purpose a number of registered voters not less than twenty-five  
8     per cent (25%) of the number who actually voted in the state or in the  
9     county, district, or municipality electing said officer, at the preceding  
10    general election, *or in the county, district, township, municipality or*  
11    *ward from which the officer was elected. For this purpose, a number of*  
12    *registered voters not less than 25 percent of the number of persons who*  
13    *voted at the last preceding statewide general election in the state or in*  
14    *the county, district, township, municipality or ward from which the offi-*  
15    *cer was elected, shall file their petition, in the manner herein provided,*  
16    demanding his recall by the people; they shall set forth in said petition,  
17    in not exceeding two hundred (200) words, the reasons why said recall  
18    is demanded. If he shall offer his resignation, it shall be accepted and  
19    take effect on the day it is offered, and the vacancy thereby caused shall  
20    be filled in the manner provided by law. If he shall not resign within  
21    five (5) days after the petition is filed, a special election shall be ordered  
22    to be held within twenty days (20) after the issuance of the call therefor,

1 in the state, or county, district, or municipality electing said officer, to  
2 determine whether the people will recall said officer. On the ballot at  
3 said election shall be printed verbatim as set forth in the recall petition,  
4 the reasons for demanding the recall of said officer, and in not more than  
5 two hundred (200) words, the officer's justification of his course in office.  
6 He shall continue to perform the duties of his office until the result of said  
7 election shall be finally declared. Other candidates for the office may be  
8 nominated to be voted for at said special election. The candidate who  
9 shall receive highest number of votes at said special election shall be  
10 deemed elected for the remainder of the term, whether it be the person  
11 against whom the recall petition was filed, or another. The recall petition  
12 shall be filed with the officer with whom the petition for nomination to  
13 such office shall be filed, and the same officer shall order the special  
14 election when it is required. No such petition shall be circulated or filed  
15 against any officer until he has actually held his office six (6) months,  
16 save and except that it may be filed against a senator or assemblyman  
17 in the legislature at any time after ten (10) days from the beginning of  
18 the first session after his election. After one such petition and special  
19 election, no further recall petition shall be filed against the same officer  
20 during the term for which he was elected, unless such further petitioners  
21 shall pay into the public treasury from which the expenses of said special  
22 election have been paid, the whole amount paid out of said public treas-  
23 ury as expenses for the preceding special election. Such additional legis-  
24 lation as may aid the operation of this section shall be provided by law.

(REPRINTED WITH ADOPTED AMENDMENTS)

SECOND REPRINT

A. B. 572

ASSEMBLY BILL NO. 572—COMMITTEE ON  
GOVERNMENT AFFAIRS

APRIL 8, 1975

Referred to Committee on Government Affairs

SUMMARY—Makes changes in Local Government Employee-Management  
Relations Act. Fiscal Note: No. (BDR 23-1681)EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is  
material to be omitted.

AN ACT relating to employee-management relations; requiring employee organizations to file financial reports; creating an employee-management relations advisory committee; providing for mandatory bargaining on certain subjects; prohibiting certain practices by a local government employer and local government employee; 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 28C of NRS is hereby amended by adding  
2 thereto the provisions set forth as sections 2 to 9, inclusive, of this act.
- 3 SEC. 2. "*Bargaining agent*" means an *employee organization recog-*  
4 *nized by the local government employer as the exclusive representative of*  
5 *all local government employees in the bargaining unit for purposes of col-*  
6 *lective bargaining.*
- 7 SEC. 3. "*Bargaining unit*" means a group of local government  
8 *employees recognized by the local government employer as having suffi-*  
9 *cient community of interest appropriate for representation by an employee*  
10 *organization for the purpose of collective bargaining.*
- 11 SEC. 4. "*Collective bargaining*" means a method of determining con-  
12 *ditions of employment by negotiation between representatives of the local*  
13 *government employer and employee organizations, entailing a mutual*  
14 *obligation of the local government employer and the representative of the*  
15 *local government employees to meet at reasonable times and bargain in*  
16 *good faith with respect to:*
- 17 1. *Wages, hours and other terms and conditions of employment;*
  - 18 2. *The negotiation of an agreement;*
  - 19 3. *The resolution of any question arising under a negotiated agree-*  
20 *ment; or*
  - 21 4. *The execution of a written contract incorporating any agreement*  
22 *reached if requested by either party,*

1 but this obligation does not compel either party to agree to a proposal  
2 or require the making of a concession.

3 SEC. 5. "Factfinding" means the formal procedure by which an inves-  
4 tigation of a labor dispute is conducted by one person, a panel or a board  
5 at which:

6 1. Evidence is presented; and

7 2. A written report is issued by the factfinder describing the issues  
8 involved and setting forth recommendations for settlement which may  
9 or may not be binding as provided in NRS 288.200.

10 SEC. 6. "Mediator" means assistance by an impartial third party to  
11 reconcile differences between a local government employer and a bargain-  
12 ing unit through interpretation, suggestion and advice.

13 SEC. 7. "Recognition" means the formal acknowledgment by the  
14 local government employer that a particular employee organization has  
15 the right to represent the local government employees within a particular  
16 bargaining unit.

17 SEC. 8. 1. The employee-management relations advisory committee  
18 is hereby created, to consist of 10 members, five of whom shall be repre-  
19 sentatives or designees of employee organizations and five of whom shall  
20 be representatives or designees of local government employers.

21 2. The governor shall appoint the members of the advisory committee  
22 on the basis of recommendations of employee organizations and local gov-  
23 ernment employers who are affected by the provisions of this chapter. No  
24 employee organization and no local government employer may have more  
25 than one representative or designee appointed as a member of the advi-  
26 sory committee.

27 3. Whenever a vacancy occurs on the advisory committee, other than  
28 through the expiration of a term of office, the vacancy shall be filled for  
29 the remainder of the term through appointment by the remaining:

30 (a) Representatives or designees of local government employers, if the  
31 vacating member represents a local government employer.

32 (b) Representatives or designees of employee organizations, if the vacat-  
33 ing member represents an employee organization.

34 SEC. 9. 1. The advisory committee shall solicit applications and inter-  
35 view applicants for the positions available on the board. The advisory  
36 committee shall then submit to the governor a list of those applicants  
37 receiving a vote of at least eight of its members, from which list the  
38 appointment shall be made.

39 2. The advisory committee shall meet at least semiannually to review  
40 the procedures provided for in this chapter, advise the board in any man-  
41 ner requested, and file a report with the legislature at the next session of  
42 the legislature regarding procedures under the provisions of this chapter  
43 and making recommendations for desirable legislation affecting this chap-  
44 ter.

45 SEC. 10. NRS 288.020 is hereby amended to read as follows:

46 288.020 As used in this chapter, unless the context otherwise  
47 requires, the words and terms defined in NRS 288.025 to 288.075,  
48 inclusive, and sections 2 to 7, inclusive, of this act, have the meanings  
49 ascribed to them in such sections.

1 SEC. 11. NRS 288.040 is hereby amended to read as follows:

2 288.040 "Employee organization" means [any:

3 1. Association, brotherhood, council or federation composed of  
4 employees of the State of Nevada or local government employees or  
5 both; or

6 2. Craft, industrial or trade union whose membership includes  
7 employees of the State of Nevada or local government employees or  
8 both.] *an organization of any kind having as one of its purposes improve-*  
9 *ment of the terms and conditions of employment of local government*  
10 *employees.*

11 SEC. 12. NRS 288.075 is hereby amended to read as follows:

12 288.075 1. "Supervisory employee" means any individual having  
13 authority in the interest of the employer to hire, transfer, suspend,  
14 lay off, recall, promote, discharge, assign, reward or discipline other  
15 employees [.] *or responsibility to direct them, to adjust their grievances*  
16 *or effectively to recommend such action, if in connection with the fore-*  
17 *going, the exercise of such authority is not of a merely routine or clerical*  
18 *nature, but requires the use of independent judgment. The exercise of*  
19 *such authority shall not be deemed to place the employee in supervisory*  
20 *employee status unless the exercise of such authority occupies a signifi-*  
21 *cant portion of the employee's work day.*

22 2. *Nothing in this section shall be construed to mean that an*  
23 *employee who has been given incidental administrative duties shall be*  
24 *classified as a supervisory employee.*

25 SEC. 13. NRS 288.080 is hereby amended to read as follows:

26 288.080 1. The local government employee-management relations  
27 board is hereby created, to consist of three members, broadly representa-  
28 tive of the public and not closely allied with any employee organization or  
29 local government employer, not more than two of whom shall be members  
30 of the same political party. Except as provided in subsection 2, the term of  
31 office of each member shall be 4 years.

32 2. The governor shall appoint the members of the board [.] *from a*  
33 *list submitted by the advisory committee pursuant to the provisions of sec-*  
34 *tion 9 of this act.* Of the first three members appointed, the governor shall  
35 designate one whose term shall expire at the end of 2 years. Whenever a  
36 vacancy occurs on the board other than through the expiration of a term  
37 of office, the governor shall fill such vacancy by appointment for the unex-  
38 pired term.

39 SEC. 14. NRS 288.110 is hereby amended to read as follows:

40 288.110 1. The board may make rules governing proceedings before  
41 it and procedures for factfinding and may issue advisory guidelines for  
42 the use of local government employers in the recognition of employee  
43 organizations and determination of [negotiating] bargaining units.

44 2. The board may hear and determine any complaint arising out of  
45 the interpretation of, or performance under, the provisions of this chap-  
46 ter by any local government employer or employee organization. The  
47 board, after a hearing, if it finds that the complaint is well taken, may  
48 order any person to refrain from the action complained of or to restore  
49 to the party aggrieved any benefit of which he has been deprived by such  
50 action.



1 3. Any party aggrieved by the failure of any person to obey an order  
2 of the board issued pursuant to subsection 2 may apply to a court of  
3 competent jurisdiction for a prohibitory or mandatory injunction to  
4 enforce such order.

5 SEC. 15. NRS 288.150 is hereby amended to read as follows:

6 288.150 1. [It is the duty of every local government employer,  
7 except as limited in subsection 2, to negotiate in good faith through a  
8 representative or representatives of its own choosing concerning wages,  
9 hours, and conditions of employment with the recognized employee orga-  
10 nization, if any, for each appropriate unit among its employees. If either  
11 party requests it, agreements so reached shall be reduced to writing.  
12 Where any officer of a local government employer, other than a mem-  
13 ber of the governing body, is elected by the people and directs the work  
14 of any local government employee, such officer is the proper person to  
15 negotiate, directly or through a representative or representatives of his  
16 own choosing, in the first instance concerning any employee whose work  
17 is directed by him, but may refer to the governing body or its chosen  
18 representative or representatives any matter beyond the scope of his  
19 authority.

20 2. Each local government employer is entitled, without negotiation or  
21 reference to any agreement resulting from negotiation:

22 (a) To direct its employees;

23 (b) To hire, promote, classify, transfer, assign, retain, suspend, demote,  
24 discharge or take disciplinary action against any employee;

25 (c) To relieve any employee from duty because of lack of work or for  
26 any other legitimate reason;

27 (d) To maintain the efficiency of its governmental operations;

28 (e) To determine the methods, means and personnel by which its oper-  
29 ations are to be conducted; and

30 (f) To take whatever actions may be necessary to carry out its respon-  
31 sibilities in situations of emergency.

32 Any action taken under the provisions of this subsection shall not be con-  
33 strued as a failure to negotiate in good faith. [Except as provided in sub-  
34 section 4, it is the duty of every local government employer to negotiate in  
35 good faith through a representative or representatives of its own choosing  
36 concerning the mandatory subjects of bargaining set forth in subsection 2  
37 with the designated representatives of the recognized employee organiza-  
38 tion, if any, for each appropriate negotiating unit among its employees. If  
39 either party so requests, agreements reached shall be reduced to writing.  
40 Where any officer of a local government employer, other than a member  
41 of the governing body, is elected by the people and directs the work of any  
42 local government employee, such officer is the proper person to negotiate,  
43 directly or through a representative or representatives of his own choosing,  
44 in the first instance concerning any employee whose work is directed by  
45 him, but may refer to the governing body or its chosen representative or  
46 representatives any matter beyond the scope of his authority.

47 2. The scope of mandatory bargaining is limited to:

48 (a) Salary or wage rates or other forms of direct monetary compensa-  
49 tion.

50 (b) Sick leave.

- 1 (c) *Vacation leave.*
- 2 (d) *Holidays.*
- 3 (e) *Other paid or nonpaid leaves of absence.*
- 4 (f) *Insurance benefits.*
- 5 (g) *Total hours of work required of an employee on each work day or*
- 6 *work week.*
- 7 (h) *Total number of days' work required of an employee in a work*
- 8 *year.*
- 9 (i) *Discharge and disciplinary procedures.*
- 10 (j) *Recognition clause.*
- 11 (k) *The method used to classify employees in the negotiating unit.*
- 12 (l) *Deduction of dues for the recognized employee organization.*
- 13 (m) *Protection of employees in negotiating unit from discrimination*
- 14 *because of participation in recognized employee organizations consistent*
- 15 *with the provisions of this chapter.*
- 16 (n) *No-strike provisions consistent with the provisions of this chapter.*
- 17 (o) *Grievance and arbitration procedures for resolution of disputes*
- 18 *relating to interpretation or application of collective bargaining agree-*
- 19 *ments.*
- 20 (p) *General savings clauses.*
- 21 (q) *Duration of collective bargaining agreements.*
- 22 (r) *Safety.*
- 23 3. *Those subject matters which are not within the scope of manda-*
- 24 *tory bargaining and which are reserved to the local government employer*
- 25 *without negotiation include:*
- 26 (a) *The right to hire, direct, assign or transfer an employee, but exclud-*
- 27 *ing the right to assign or transfer an employee as a form of discipline.*
- 28 (b) *The right to reduce in force or lay off any employee because of lack*
- 29 *of work or lack of funds. In exercising this right, the local government*
- 30 *employer shall comply with all other applicable provisions of NRS, if any.*
- 31 (c) *The right to determine:*
- 32 (1) *Appropriate staffing levels and work performance standards,*
- 33 *except for safety considerations;*
- 34 (2) *The content of the workday, including without limitation work-*
- 35 *load factors, except for safety considerations;*
- 36 (3) *The quality and quantity of services to be offered to the public;*
- 37 *and*
- 38 (4) *The means and methods of offering those services.*
- 39 4. *Notwithstanding the provisions of any collective bargaining agree-*
- 40 *ment negotiated pursuant to this chapter, a local government employer is*
- 41 *entitled to take whatever actions may be necessary to carry out its respon-*
- 42 *sibilities in situations of emergency such as a riot, military action, natural*
- 43 *disaster or civil disorder. Such actions may include the suspension of any*
- 44 *collective bargaining agreement for the duration of the emergency. Any*
- 45 *action taken under the provisions of this subsection shall not be construed*
- 46 *as a failure to negotiate in good faith.*
- 47 5. *The provisions of this chapter, including without limitation the*
- 48 *provisions of this section, recognize and declare the ultimate right and*
- 49 *responsibility of the local government employer to manage its operation in*

1 *the most efficient manner consistent with the best interests of all its citi-*  
2 *zens, its taxpayers and its employees.*

3 6. *This section does not preclude, but this chapter does not require*  
4 *the local government employer to negotiate subject matters enumerated*  
5 *in subsection 3 which are outside the scope of mandatory bargaining.*  
6 *The local government employer shall discuss subject matters outside the*  
7 *scope of mandatory bargaining but it is not required to negotiate such*  
8 *matters.*

9 SEC. 16. NRS 288.160 is hereby amended to read as follows:

10 288.160 1. An employee organization may apply to a local govern-  
11 ment employer for recognition by presenting:

12 (a) A copy of its constitution and bylaws, if any;

13 (b) A roster of its officers, if any, and representatives; and

14 (c) A pledge in writing not to strike against the local government  
15 employer under any circumstances.

16 A local government employer shall not recognize as representative of its  
17 employees any employee organization which has not adopted, in a manner  
18 valid under its own rules, the pledge required by paragraph (c).

19 2. If an employee organization, at or after the time of its application  
20 for recognition, presents a verified membership list showing that it repre-  
21 sents a majority of the employees in a [negotiating] bargaining unit, and  
22 if such employee organization is recognized by the local government  
23 employer, it shall be the exclusive [negotiating representative] bargaining  
24 agent of the local government employees in that [negotiating] bargaining  
25 unit.

26 3. A local government employer may withdraw recognition from an  
27 employee organization which:

28 (a) Fails to present a copy of each change in its constitution or bylaws,  
29 if any, or to give notice of any change in the roster of its officers, if any,  
30 and representatives;

31 (b) Disavows its pledge not to strike against the local government  
32 employer under any circumstances; or

33 (c) Ceases to be supported by a majority of the local government  
34 employees in the [negotiating] bargaining unit for which it is recognized.

35 (d) Fails to negotiate in good faith with the local government  
36 employer.

37 4. If an employee organization is aggrieved by the refusal or with-  
38 drawal of recognition, or by the recognition or refusal to withdraw rec-  
39 ognition of another employee organization, the aggrieved employee  
40 organization may appeal to the board. If the board in good faith doubts  
41 whether any employee organization is supported by a majority of the  
42 local government employees in a particular [negotiating] bargaining unit,  
43 it may conduct an election by secret ballot upon the question. Subject to  
44 judicial review, the decision of the board is binding upon the local gov-  
45 ernment employer and all employee organizations involved.

46 SEC. 17. NRS 288.170 is hereby amended to read as follows:

47 288.170 1. Each local government employer which has recognized  
48 one or more employee organizations shall determine, after consultation  
49 with such recognized organization or organizations, which group or

1 groups of its employees constitute an appropriate unit or units for nego-  
2 tiating purposes. The primary criterion for such determination shall be  
3 community of interest among the employees concerned. A principal,  
4 assistant principal or other school administrator below the rank of super-  
5 intendent, associate superintendent or assistant superintendent shall not  
6 be a member of the same [negotiating] bargaining unit with public school  
7 teachers unless the school district employs fewer than five principals but  
8 may join with other officials of the same specified ranks to negotiate as a  
9 separate [negotiating] bargaining unit. A local government department  
10 head, administrative employee or supervisory employee shall not be a  
11 member of the same [negotiating] bargaining unit as the employees  
12 under his direction. Any dispute between the parties as to whether an  
13 employee is a supervisor shall be submitted to the board. In all cases,  
14 confidential employees of the local government employer shall be  
15 excluded from any [negotiating] bargaining unit.

16 2. If any employee organization is aggrieved by determination of a  
17 [negotiating] bargaining unit, it may appeal to the board. Subject to  
18 judicial review, the decision of the board is binding upon the local gov-  
19 ernment employer and employee organizations involved. The board shall  
20 apply the same criterion as specified in subsection 1.

21 SEC. 18. NRS 288.180 is hereby amended to read as follows:

22 288.180 1. Whenever an employee organization desires to negotiate  
23 concerning any matter which is subject to negotiation pursuant to this  
24 chapter, it shall give written notice of such desire to the local government  
25 employer. If the subject of negotiation requires the budgeting of money by  
26 the local government employer, the employee organization shall give such  
27 notice on or before [December 1,] January 15.

28 2. This section does not preclude, but this chapter does not require,  
29 informal discussion between an employee organization and a local govern-  
30 ment employer of any matter which is not subject to negotiation or con-  
31 tract under this chapter. Any such informal discussion is exempt from all  
32 requirements of notice or time schedule.

33 SEC. 19. NRS 288.200 is hereby amended to read as follows:

34 288.200 1. If by [March 1,] April 1, the parties have not reached  
35 agreement, either party, at any time up to [April 1,] May 1, may submit  
36 the dispute to an impartial factfinder for his findings and recommenda-  
37 tions. These findings and recommendations are not binding on the parties  
38 except as provided in subsections 6 and 7.

39 2. If the parties are unable to agree on an impartial factfinder within  
40 5 days, either party may request from the American Arbitration Associ-  
41 ation a list of seven potential factfinders. The parties shall select their  
42 factfinder from this list by alternately striking one name until the name  
43 of only one factfinder remains, who will be the factfinder to hear the dis-  
44 pute in question. The employee organization shall strike the first name.

45 3. The local government employer and employee organization each  
46 shall pay one-half of the cost of factfinding. However, each party shall  
47 pay its own costs of factfinding incurred in the preparation and presenta-  
48 tion of its case in factfinding.

49 4. The factfinder shall report his findings and recommendations to

1 the parties to the dispute within 30 days after the conclusion of the fact-  
2 finding hearing. Such report shall be made no later than ~~May 5~~ June 5,  
3 except as modified by the provisions of subsection 5.

4 5. In a regular legislative year, the factfinding hearing shall be stayed:

5 (a) In cases involving school districts, up to 15 days after the adjourn-  
6 ment of the legislature sine die if the governor has exercised his authority  
7 pursuant to subsection 7.

8 (b) Up to 10 days after the adjournment of the legislature sine die in  
9 all other cases.

10 6. The parties to the dispute may agree, prior to the submission of  
11 the dispute to factfinding, to make the findings and recommendations on  
12 all or any specified issues final and binding on the parties.

13 7. If the parties do not mutually agree to make the findings and  
14 recommendations of the factfinder final and binding, the governor shall  
15 have the emergency power and authority, at the request of either party  
16 and prior to the submission of the dispute to factfinding, to order prior  
17 to ~~April 1~~ May 1, that the findings and recommendations on all or any  
18 specified issues of a factfinder in a particular dispute will be final and  
19 binding. In a regular legislative year, in cases involving school districts,  
20 the governor may exercise his authority under this subsection within 10  
21 days after the adjournment of the legislature sine die. The exercise of this  
22 authority by the governor shall be made on a case by case consideration  
23 and shall be made on the basis of his evaluation regarding the overall best  
24 interests of the state and all its citizens, the potential fiscal impact both  
25 within and outside the political subdivision, as well as any danger to the  
26 safety of the people of the state or a political subdivision.

27 8. Any factfinder, whether acting in a recommendatory or binding  
28 capacity, shall base his recommendations or award on the following cri-  
29 teria:

30 (a) A preliminary determination shall be made as to the financial  
31 ability of the local government employer based on all existing available  
32 revenues as established by the local government employer, and with due  
33 regard for the obligation of the local government employer to provide  
34 facilities and services guaranteeing the health, welfare and safety of the  
35 people residing within the political subdivision.

36 (b) Once the factfinder has determined in accordance with paragraph  
37 (a) that there is a current financial ability to grant monetary benefits, he  
38 shall use normal criteria for interest disputes regarding the terms and pro-  
39 visions to be included in an agreement in assessing the reasonableness of  
40 the position of each party as to each issue in dispute.

41 The factfinder's report shall contain the facts upon which he based his  
42 recommendations or award.

43 SEC. 20. NRS 288.270 is hereby amended to read as follows:

44 288.270 1. It is a prohibited practice for a local government  
45 employer or its designated representative willfully to:

46 (a) Interfere, restrain or coerce any employee in the exercise of any  
47 right guaranteed under this chapter.

48 (b) Dominate, interfere or assist in the formation or administration  
49 of any employee organization.

50 (c) Discriminate in regard to hiring, tenure or any term or condition

1 of employment to encourage or discourage membership in any employee  
2 organization.

3 (d) Discharge or otherwise discriminate against any employee because  
4 he has signed or filed an affidavit, petition or complaint or given any  
5 information or testimony under this chapter, or because he has formed,  
6 joined or chosen to be represented by any employee organization.

7 (e) Refuse to bargain collectively in good faith with the exclusive  
8 representative as required in NRS 288.150. Bargaining collectively shall  
9 be construed to include the entire bargaining process, including media-  
10 tion and factfinding, provided for in this chapter.

11 (f) *Discriminate because of race, color, religion, sex, age, physical or*  
12 *visual handicap, national origin or because of political or personal reasons*  
13 *or affiliations.*

14 2. It is a prohibited practice for a local government employee or for  
15 an employee organization or its designated agent willfully to:

16 (a) Interfere with, restrain or coerce any employee in the exercise of  
17 any right guaranteed under this chapter.

18 (b) Refuse to bargain collectively in good faith with the local govern-  
19 ment employer, if it is an exclusive representative, as required in NRS  
20 288.150. Bargaining collectively shall be construed to include the entire  
21 bargaining process, including mediation and factfinding, provided for in  
22 this chapter.

23 (c) *Discriminate because of race, color, religion, sex, age, physical or*  
24 *visual handicap, national origin or because of political or personal reasons*  
25 *or affiliations.*