

Senate

GOVERNMENT AFFAIRS COMMITTEE

Minutes of Meeting - May 5, 1975

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

Also Present:

Edward Kulikowski, Washoe Medical Center
Chief Justice Gunderson, Supreme Court
George Ogilvie, Clark County
Bob Warren, Nevada League of Cities
Russ McDonald, Washoe County Manager
Press

Chairman Gibson opened the forty first meeting of the Government Affairs Committee at 3:55 p.m. with a quorum present.

SJR-18 Proposes amendment of Nevada constitution to specify authority for establishing and criteria for testing court budgets. (BDR C-1621)

Chief Justice Gunderson stated that he did not feel that there is a need at this time for SJR-18. He also indicated that the words "grossly unfair" on line 16 was inappropriate and confusing language. Concurred with Senator Hilbrecht's suggestion to change it to "reasonably unfair".

Motion to "Amend and Do Pass" by Senator Dodge, seconded by Senator Gojack. Motion carried. Senator Hilbrecht and Senator Walker wanted the records to reflect "not voting" on SJR-18.

AB-384 Revises laws pertaining to public securities. (BDR 30-1124)

Guild Gray, representing the Nevada League of Cities, testified to the questions the committee asked on AB-384 in its reprinted form. (See attached letter on AB-384). Counsel to Mr. Gray was George Oglivey.

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

Russ McDonald, Washoe County Manager, informed the committee that he prepared some amendments on SB-364 as it conflicted with AB-465. Mr. McDonald also stated that AB-577 proposes to amend section 244.013 of the N.R.S. and that section was declared unconstitutional, therefore, you can not amend an unconstitutional act.

Chairman Gibson requested Mr. McDonald to prepare the proper amendments that would correct the problems and confer with Mr. Daykin.

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SB-497 Requires creation of joint river development review boards in certain counties. (BDR 22-1686)

Russ McDonald, Washoe County Manager, indicated that it was his opinion that it should be a matter of local determination by ordinance how far to set the green-belt.

Motion of "Do Pass" by Senator Gojack, seconded by Senator Hilbrecht. Voting went as follows: Yea's Sen. Gojack and Hilbrecht. Na's, Sen. Dodge, Schofield, Walker, Gibson and Foote. Motion did not carry.

AB-666 Amends Reno city charter to authorize agreement for compensation of services rendered by Washoe County treasurer. (BDR S-1618)

Russ McDonald indicated that the City of Reno was in full support of this bill.

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

SB-592 Requires candidates for partisan elective offices to indicate party affiliation on campaign materials. (BDR 24-2020)

Senator Hilbrecht stated that during his campaign many people commented to him that they appreciated having the campaign party noted on their literature and signs. Felt that the people should know which party the candidate represents in a partisan election.

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

SB-572 Provides for payment of costs of medical care for prisoners held in jails. (BDR 16-1908)

Richard Bunker, Clark County, had a prepared letter from the Clark County Social Service for the committee's information. (See attached)

Edward Kulikowski, Washoe County Medical Center, stated that costs for taking care of these prisoners runs approximately \$1,250 per month. Mr. Kulikowski felt that the laws weren't clear enough and that this cost should not be the responsibility of the hospital. Is in favor of SB-572.

Bob Warren, Nevada League of Cities, stated that the cities had no objection to SB-572.

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

SB-560 Provides separate group insurance program for professional employees of University of Nevada System. (BDR 23-1757)

Chairman Gibson informed the committee on the two letters that he had received from the insurance companies affected by this bill. Crown Life Insurance Company (representing the State workers) indicated that the loss of 1800 people from the insurance plan would not be in the best interest of the program for state workers. On the other hand Mr. Heckethorn of Nevada Blue Shield (representing the professional employees of the U. of N. system) stated that after a group plan reaches a certain number that the plan is not significantly affected, indicating that the state employees plan has a sufficient number so as not to miss the 1800 employees that would drop out.

The committee felt that these letters did not answer the questions or give sufficient information for them to act on this bill.

Senator Dodge suggested that a letter be directed to the Professors and request that they develop their needs for this insurance program during the interim and possibly discuss it at the next session.

SB-570 Provides criteria for year-end pay periods in Fiscal and Accounting Procedures Law. (BDR 31-1907)

Chairman Gibson and the committee members felt that since Mr. Barrett was against this bill it would be better to hold this bill and if the computer system hasn't been enacted before the next session they could take another look at this bill.

Motion to "hold SB-570" by Senator Dodge, seconded by Senator Foote. Motion carried unanimously.

SB-18 Provides minimum standards for political activities of certain public officers and employees. (BDR 23-417)

Chairman Gibson stated that he personally feels that there should be restrictions on the N.I.C. regarding activities of a political nature. Suggested that we adopt sections 1 and 2, (adding language that would make clear that the involvement in political activities would take place after working hours.) and delete the rest of the bill.

Chairman Gibson requested Senator Foote to prepare the necessary amendment and he would check with Bob Gagnier on this change.

SB-580 Requires approval of certain general improvement district contracts by public service commission of Nevada (BDR 25-1760)

Chairman Gibson informed the committee that it was his understanding that the Public Service Commission was not too favorable of this bill.

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The committee decided to hold action on this bill until further information could be obtained.

SB-569 Provides method of creating fair and recreation board in counties having a population of 100,000 or more and less than 200,000. (BDR 20-1852)

After testimony received in a previous meeting the following action was taken:

Motion of "Indefinitely Postpone" by Senator Hilbrecht, seconded by Senator Dodge. Motion carried unanimously.

SB-250 Increases number of justices of the peace allotted to certain townships. (BDR 1-988)

The committee discussed the possibilities of amending the bill to give one justice and then if they needed another one it could be added during the next session.

Motion of "Amend and Do Pass" by Senator Hilbrecht, seconded by Senator Walker. Motion carried unanimously.

AB-416 Further specifies residence requirements for political candidates. (BDR 24-1257)

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

AB-294 Requires campaign contributions and expenditures for state office be reported to secretary of state. (BDR 24-876)

Senator Sheerin stated that he would like to have the section that was deleted regarding the Judicial Branch be put back into the bill. Mr. Sheerin feels that they are separate and should be responsible for their own management.

Motion to leave the bill in its present form and "Do Pass" by Senator Gojack, seconded by Senator Schofield. Motion carried unanimously.

AB-29 Abolishes state dairy commission. (BDR 51-406)

The committee felt that the third reprint of AB-29 accomplished the desires of the committee and only wanted to have Mr. Cassidy of the Dairy Commission check it over for technicalities.

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

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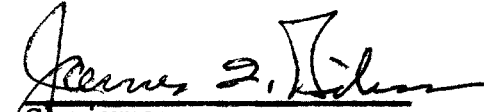
The committee discussed SB-414 and decided they did not concur with the action taken on this bill.

As there was no further business the meeting was adjourned at 6:15 p.m.

Respectfully submitted,

Janice M. Peck
Committee secretary

Approved:


Chairman

MONDAY Approx.
 DATE May 5, 1975 TIME 2:45 P.M. ROOM 345

BILLS OR RESOLUTIONS
 TO BE CONSIDERED

COUNSEL
 REQUESTED

- S. B. 592** SUMMARY—Requires candidates for partisan elective offices to indicate party affiliation on campaign materials. Fiscal Note: No. (BDR 24-2020)
 Notify: Senator Hilbrecht
- S. B. 572** SUMMARY—Provides for payment of costs of medical care for prisoners held in jails. Fiscal Note: No. (BDR 16-1908)
 Notify: Sen. Walker, Bob Warren & Bob Broadbent
- S. B. 560** SUMMARY—Provides separate group insurance program for professional employees of University of Nevada System. Fiscal Note: No. (BDR 23-1757)
- S. B. 497** SUMMARY—Requires creation of joint river development review boards in certain counties. Fiscal Note: No. (BDR 22-1686)
- S. B. 570** SUMMARY—Provides criteria for year-end pay periods in Fiscal and Accounting Procedures Law. Fiscal Note: No. (BDR 31-1907)
- S. B. 18** SUMMARY—Provides minimum standards for political activities of certain public officers and employees. Fiscal Note: No. (BDR 23-417)
- S. B. 580** SUMMARY—Requires approval of certain general improvement district contracts by public service commission of Nevada. Fiscal Note: No. (BDR 25-1760)
- S. B. 569** SUMMARY—Provides method of creating fair and recreation board in counties having a population of 100,000 or more and less than 200,000. Fiscal Note: No. (BDR 20-1852)
- S. B. 250** SUMMARY—Increases number of justices of the peace allotted to certain townships. Fiscal Note: No. (BDR 1-988)

NOTICE: THE ABOVE BILLS FOR COMMITTEE ACTION - NOT A HEARING

- S. J. R. 18** SUMMARY—Proposes amendment of Nevada constitution to specify authority for establishing and criteria for testing court budgets. (BDR C-1621)
 Notify: Russ McDonald, Sen. Dodge - Supreme Court
- A. B. 384** SUMMARY—Revises laws pertaining to public securities. Fiscal Note: No. (BDR 30-1124)
 Notify: Bob Broadbent - Bob Warren
- A. B. 416** SUMMARY—Further specifies residence requirements for political candidates. Fiscal Note: No. (BDR 24-1257)
 FOR COMMITTEE ACTION - NOT A HEARING
- A. B. 294** SUMMARY—Requires campaign contributions and expenditures for state office be reported to secretary of state. Fiscal Note: No. (BDR 24-876)
 FOR COMMITTEE ACTION - NOT A HEARING
- A. B. 29** SUMMARY—Abolishes state dairy commission. Fiscal Note: No. (BDR 51-406)
 FOR COMMITTEE ACTION - NOT A HEARING
- A. B. 666** SUMMARY—Amends Reno city charter to authorize agreement for compensation of services rendered by Washoe County treasurer. Fiscal Note: No. (BDR S-1618)
 Notify: Washoe County

FOR DETAILS ON THE BILLS LISTED BELOW LOOK BEHIND THE MEETING
NUMBER THAT IS NEXT TO THE BILL.

SB-592	See Meeting No. 40
SB-560	See Meeting No. 37
SB-497	See Meeting No. 38
SB-18	See Meeting No. 39
SB-250	See Meeting No. 39
AB-384	See Meeting No. 40
AB-416	See Meeting No. 40
AB-294	See Meeting No. 39
AB-29	See Meeting No. 38

M E M O R A N D U M

TO: NEVADA STATE SENATE - COMMITTEE
ON GOVERNMENT AFFAIRS

May 2, 1975

FROM: R. Guild Gray

SUBJECT: A.B. 384 (Second Reprint)

Page 1, Line 9 - STREET BEAUTIFICATION LAW - NRS 244.400 - Changes maximum interest rate for bonds issued for Federal matching funds.

Page 2, Lines 16-18 - STREET BEAUTIFICATION LAW - NRS 244.483 - Changes Street Beautification Assessment Law so that it is clear that a Board of County Commissioners shall pass upon the merits of complaints by either resolution or ordinance. This also is needed to conform to suggested changes in NRS 244.484 immediately below.

Page 2, Lines 31, 33, 34, and 35 - STREET BEAUTIFICATION LAW - NRS 244.484 - Changes the length of time a person has to commence action in Street Beautification Projects after a Board of County Commissioners passes on the merits of complaints from 60 days to 30 days and deletes reference to the time which a suit may be brought after creation of the district.

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Both changes on Page 2 above are suggested because of the length of time present law requires between the taking of bids on a project and the orders to proceed which in some communities is now as long as 90 days.

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Page 2, Line 49 - STREET BEAUTIFICATION LAW - NRS 244.494 - Increases the maximum rate of interest for interim warrants on Street Beautification projects.

Page 3, Lines 21-22 - STREET BEAUTIFICATION LAW - NRS 244.501 - Notices of public hearings on assessment rolls for Street Beautification Projects. Existing law requires notification of levy of assessments be sent by registered or certified mail but only requires regular mail for the initial hearing on assessments. We suggest that it would be to the best interests of the public to have registered mail notices for the hearing and regular mail notices for the assessments. We do not suggest that both notices be registered because of the expense.

Page 3, Lines 40-41 - STREET BEAUTIFICATION LAW - NRS 244.503 -
See explanation immediately above.

Page 4, Lines 9-19 - STREET BEAUTIFICATION LAW - NRS 244.522 -
Two-thirds majority for emergency measures in connection with sale
of bonds. Since 1969 the Local Government Securities Law (NRS
350.579) authorizes a political subdivision to adopt an ordinance
pertaining to the sale, issuance or payment of bonds or other
securities to be adopted as if an emergency exists in the manner
provided by law for an emergency ordinance and to become effective
when an emergency ordinance becomes effective. NRS 350.579. We
suggest the amendment of the provision so that such an ordinance
may be adopted by a two-thirds majority and the addition of the
modified section to certain special assessment acts to which the
Local Government Securities Law does not pertain. Particularly
in times of poor municipal bond markets, underwriters and investors
become quite selective in making bond purchases. Underwriters
resell bonds on a "when and if issued" basis. Their risks increase
in deteriorating markets that contracts of repurchase will be ter-
minated if bonds are not available for delivery within a relatively
short time from the time of making a contract for their purchase
from the issuer. Underwriters may not bid for the purchase of
bonds if they believe the issuer will not, or can not, tender the
bond issue for delivery within a short time after such sale date.
Recently one political subdivision could not proceed under NRS
350.579 because one member, who was under a criminal indictment,
did not attend meetings of the governing body. Other sporadic
absences of members occur, particularly in the summer "vacation"
months of the year. The proposed amendments under consideration
in this paragraph are suggested to alleviate these impediments
but, in our view, without sacrificing reasonable safeguards for
the inhabitants of the issuer.

Page 4, Lines 31-32 - STREET BEAUTIFICATION LAW - NRS 244 524 -
Increases maximum discount rate for bonds for beautification
projects from 8 to 9 percent and net interest cost from 8 to 9
percent.

Page 5, Line 25 - STREET BEAUTIFICATION LAW - NRS 244.531 -
Increases maximum interest rate for assessment bonds from 8 to
9 percent.

Page 5, Line 41 - STREET BEAUTIFICATION LAW - NRS 244.532 -
Increases maximum premium for prior redemption of assessment
bonds from 5 to 9 percent.

Page 6, Lines 36-38 - APPLICABILITY OF COUNTY IMPROVEMENTS LAW -
NRS 244.816 - Allows assessment districts by the County in
unincorporated towns.

Page 7, Lines 1-3 - COUNTY IMPROVEMENTS LAW - NRS 244.874 -
See explanation for NRS 244.483 and 244.484 above.

Page 7, Lines 15-18 - COUNTY IMPROVEMENTS LAW - NRS 244.875 -
See explanation for NRS 244.483 and 244.484 above.

Page 7, Line 33 - COUNTY IMPROVEMENTS LAW - NRS 244.883 - Increases
maximum interest rate for warrants.

Page 8, Lines 4-5 - COUNTY IMPROVEMENTS LAW - NRS 244.888 - See
explanation for NRS 244.501 above.

Page 8, Lines 23-24 - COUNTY IMPROVEMENTS LAW - NRS 244.890 - See
explanation for NRS 244.503 above.

Page 9, Line 7 - COUNTY IMPROVEMENTS LAW - NRS 244.893 - Increases
assessment prepayment premium to 10 percent.

Page 9, Line 24 - COUNTY IMPROVEMENTS LAW - NRS 244.895 - Increases
maximum assessment interest to 10 percent.

Page 9, Lines 45-49, Page 10, Lines 1-5 - COUNTY IMPROVEMENTS LAW -
NRS 244.907 - See NRS 244.522 above.

Page 10, Lines 13-15 - COUNTY IMPROVEMENTS LAW - NRS 244.909 -
Increases discount on private sale of assessment bonds and the net
effective interest rate.

Page 11, Line 9, Page 12, Line 26 - COUNTY IMPROVEMENTS LAW -
NRS 244.914 and 244.915 - Increases maximum interest rate on
assessment bonds and increases maximum prior redemption premium.

Page 12, Line 46 - COUNTY ECONOMIC DEVELOPMENT BOND LAW -
NRS 244.9202 - Increases maximum interest rate for economic
development bonds.

Page 13, Line 35 - CONTRACTS WITH FEDERAL GOVERNMENT RELATING TO
WATER AND SEWERAGE - NRS 267.510 - Increases the maximum interest
rate from 8 to 9 percent which a municipality can pay the Federal
Government on Water Drainage, Sanitary Sewer and Water Supply
Facilities.

Page 14, Line 12 - CITY ECONOMIC DEVELOPMENT REVENUE BOND LAW -
NRS 268.534 - Increases maximum interest rate from 8 to 10 percent
on City Economic Development Bonds.

Page 14, Lines 43-45 - ~~CONSOLIDATED LOCAL IMPROVEMENTS LAW~~ -
NRS 271.310 - See explanation of 244.483 except that this applies
to cities.

Page 15, Lines 9-13 - CONSOLIDATED LOCAL IMPROVEMENTS LAW -
NRS 271.315 - See explanation of NRS 244.484 except that this
applies to cities.

Page 15, Line 27 - CONSOLIDATED LOCAL IMPROVEMENTS LAW -
NRS 271.355 - Increases maximum rate of interest on interim warrants.

Page 15, Lines 48-49, Page 16, Lines 17-18 - CONSOLIDATED LOCAL
IMPROVEMENTS LAW - See explanations NRS 244.501 and 244.503.

Page 17, Line 2 - CONSOLIDATED LOCAL IMPROVEMENTS LAW -
NRS 271.405 - Increases maximum rate for premium for prepayment.

Page 17, Line 19 - CONSOLIDATED LOCAL IMPROVEMENTS LAW -
NRS 271.415 - Increases maximum interest rate chargeable on
assessment bonds.

Page 17, Lines 42-50, Page 18, Lines 1-2 - CONSOLIDATED LOCAL
IMPROVEMENTS LAW - NRS 271.475 - See 244.522.

Page 18, Lines 11-12 - CONSOLIDATED LOCAL IMPROVEMENTS LAW -
NRS 271.485 - Increases discount rate for private sale of assess-
ment bonds and net effective rate.

Page 19, Line 6 - CONSOLIDATED LOCAL IMPROVEMENTS LAW - NRS 271.510
Increases maximum interest rate for assessment bonds.

Page 19, Line 23 - CONSOLIDATED LOCAL IMPROVEMENTS LAW - NRS 271.515
Increases allowable prepayment premium rate.

Page 21, Line 16 - URBAN RENEWAL AND REDEVELOPMENT BONDS - NRS
279.310 - Increases maximum rate for bonds.

Page 22, Line 5 - LOCAL IMPROVEMENT DISTRICTS - NRS 309.160 -
Increases maximum interest rate for irrigation district warrants.

Page 22, Line 34 - LOCAL IMPROVEMENT DISTRICTS - NRS 309.180 -
Increases maximum interest rate for irrigation district bonds.

Page 23, Line 31 - LOCAL IMPROVEMENT DISTRICTS - NRS 309.332 -
Increases maximum interest rates on general obligation bonds.

Page 23, Line 39 - HOUSING AUTHORITIES LAW - NRS 315.630 - Increases
maximum interest rate for Housing Authority bonds.

Page 24, Lines 1-25 - GENERAL IMPROVEMENT DISTRICTS - NRS 318 -
~~Allows general improvement districts to issue bonds in the same~~
manner as cities and counties. Under 318 law, bonds must be sold
in multiples of \$100 not exceeding \$1000. Allows no premium for
calling bonds. Assessment interest must be same as bond interest.
We feel that in most instances General Improvement District Assess-
ment bonds can be sold cheaper if city-county laws are used.

Page 24, Lines 42 and 48 - GENERAL IMPROVEMENT DISTRICTS - NRS 318.325 - Clean-up language and increases maximum interest rate on revenue and general obligation bonds.

Page 25, Lines 7-8 - GENERAL IMPROVEMENT DISTRICTS - NRS 318.349 - See explanation for NRS 244.522.

Page 25, Lines 11-15 - GENERAL IMPROVEMENT DISTRICTS - NRS 318.350 - Clean-up language.

Page 25, Line 29 - GENERAL IMPROVEMENT DISTRICTS - NRS 318.420 - Increases rate may be charged for assessments.

Page 25, Lines 45-49, Page 26, Lines 1-8 - STATE BORROWING AND BONDS - NRS 349 and NRS 349.010 - Clean-up language.

Page 26, Line 22, 26-30 - ~~STATE BORROWING AND BONDS - NRS 349.017~~ - Clean-up language.

Page 26, Lines 36-46 - STATE BORROWING AND BONDS - NRS 349.050 - We suggest the amendment of NRS 349.050 to conform to NRS 293.485 as is required by the U. S. Constitution.

Page 26, Line 50 - STATE BORROWING AND BONDS - NRS 349.076 - Increases maximum interest rate of State securities.

Page 27, Lines 5-6 - STATE BORROWING AND BONDS - NRS 349.077 - Increases allowable bond discount and net effective interest rate.

Page 27, Lines 42-43 - STATE BORROWING AND BONDS - NRS 349.168 - We suggest the amendment of subsection 9 of NRS 349.168 and 350.516 in effect to conform each such subsection to subsection 1 of each NRS 354.440 and 355.130. In 1969 the latter 2 sections were amended to permit short term loans (formerly called emergency loans) to be made for a term not exceeding 5 years rather than merely 3 years. But because of the failure to increase the 3 year period to 5 years in subsection 9 of NRS 349.168 and 350.516, so that a short term loan exceeding a 3 year but not 5 year, term may be funded with bond proceeds, ~~any short term loan under chapters 354 and 355 of NRS of exceeding 3 years must be repaid only by tax levies as provided in chapter 354. This somewhat limits the effect of the 1969 amendmeents of NRS 354.440 and 355.130. In our view there is no sound policy view for such a result and presumably it is inadvertent. We then conformed NRS 396.816, the like provision in the University Securities Law, to the 2 provisions in the State Securities Law and the Local Government Securities Law, even though the University of Nevada has no taxing power and can not obtain a short term loan under chapters 354 and 355 of NRS. For similar reasons NRS 349.322(1), 350.676(1), and 396.868(1) are similarly amended, also the emergency loan is obsolete.~~

Page 28, Lines 23-25 - STATE BORROWING AND BONDS - NRS 349.216 -
See NRS 349.168 above.

Page 28, Lines 30-31 - STATE BORROWING AND BONDS - NRS 349.240 -
Clean-up language.

Page 28, Line 44 - STATE BORROWING AND BONDS - NRS 349.252 -
Clean-up language.

Page 29 - Lines 5-6 - STATE BORROWING AND BONDS - NRS 349.260 -
Increases allowable discount and net effective interest rate.

Page 30, Line 14 - STATE BORROWING AND BONDS - NRS 349.276 -
Increases allowable interest rate.

Page 30, Line 41 - STATE BORROWING AND BONDS - NRS 349.290 -
Increases allowable redemption premium.

Page 31, Line 1 - STATE BORROWING AND BONDS - NRS 349.322 -
Increases term of interim debentures from 3 to 5 years.

Page 31, Line 31 - STATE BORROWING AND BONDS - NRS 349.324 -
Increases maximum interest rate for bonds pledged as collateral
security.

Page 31, Lines 45-50, Page 32, Lines 1-2 - STATE BORROWING AND
BONDS - NRS 349.340 - Increases maximum interest rate of refunding
bonds and conforms refunding bond 20 year limitation to Constitution.

Page 32, Line 11 - STATE BORROWING AND BONDS - NRS 349.340 -
Clean-up language.

Page 32, Lines 18-19 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.020 - Clean-up language. NRS 293.481 refers to time
election questions must be submitted to County Clerks.

Page 33, Lines 1-3 - COUNTY, CITY AND DISTRICT BONDS - NRS 350.026
Clean-up language.

Page 33, Lines 8-12 - COUNTY, CITY AND DISTRICT BONDS - NRS 350.026
Clean-up language.

Page 33, Lines 18-19, 31-35 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.050 - See NRS 349.050 above.

Page 33, Line 41 - COUNTY, CITY AND DISTRICT BONDS - NRS 350.060
Clean-up language.

Page 33, Line 46, - COUNTY, CITY AND DISTRICT BONDS - NRS 350.2011
Increases maximum rate of interest on securities.

Page 34, Lines 2-3 - COUNTY, CITY AND DISTRICT BONDS - NRS 350.2012
Increases allowable discount and net effective interest rate.

Page 34, Lines 15-16 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.380 - Clean-up language.

Page 34, Lines 21-25 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.400 - Clean-up language.

Page 34, Lines 31-32 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.490 - Clean-up language.

Page 35, Lines 35-36 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.516 - See NRS 349.168 above.

Page 36, Lines 9-12 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.579 - See NRS 244.522 above.

Page 36, Lines 16, 17-30 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.594 and 350.606 - Clean-up language.

Page 36, Lines 42-43 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.614 - Increases maximum discount and net effective interest
rate.

Page 38, Line 1 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.630 - Increases allowable interest rate on securities.

Page 38, Line 21 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.644 - Increases maximum redemption premium.

Page 38, Line 30 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.676 - See NRS 349.168 above.

Page 39, Line 10 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.678 - Increases maximum interest rate on collateral
securities.

Page 39, Line 22 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.694 - Increases maximum interest for refunding bonds.

Page 39, Lines 35-42 - COUNTY, CITY AND DISTRICT BONDS -
NRS 350.694 - Extends the first maturity date of refunding bonds.

Page 40, Line 1 - COUNTY, CITY AND DISTRICT BONDS -
NRS 354.440 - Increases maximum interest rate for short-term notes.

Page 40, Line 14 - STATE INVESTMENTS AND LOANS -
NRS 355.130 - Increases maximum rate State can charge on loans
to local governments.

Page 40, Lines 34-47 - SCHOOL DISTRICT BONDS -
NRS 387.335 - Clarifies School District refunding bonds.

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Page 41, Lines 2-3 - SCHOOL DISTRICT BONDS -
NRS 387.340 - Clean-up language.

Page 41, Lines 40-50 - SCHOOL DISTRICT BONDS -
NRS 387.341 - Conforms school bond election law to suggested
changes for other bond elections.

Page 42, Lines 38-39 - UNIVERSITY OF NEVADA -
NRS 396.816 - See NRS 349.168 above.

Page 43, Lines 2-3 - UNIVERSITY OF NEVADA -
NRS 396.842 - Clean-up language.

Page 43, Lines 13, 15 - UNIVERSITY OF NEVADA -
NRS 396.850 - Increases discount rate and net effective interest
rate.

Page 43, Line 29 - UNIVERSITY OF NEVADA -
NRS 396.852 - Increases allowable interest rate on bonds.

Page 43, Line 49 - UNIVERSITY OF NEVADA -
NRS 396.854 - Increases redemption premium rate.

Page 44, Line 8 - UNIVERSITY OF NEVADA -
NRS 396.868 - See NRS 349.168 above.

Page 44, Line 35 - UNIVERSITY OF NEVADA -
NRS 396.869 - Increases interest rate for collateral bonds.

Page 44, Line 47 - UNIVERSITY OF NEVADA -
NRS 396.874 - Increases interest rate on refunding bonds.

Page 45, Line 8 - COUNTY ROADS AND BRIDGES -
NRS 403.310 - Increases interest rate for County Road bonds.

Page 45, Line 13 - COUNTY FIRE DISTRICTS -
NRS 474.250 - Increases interest rate for Fire District bonds.

Page 45, Line 27 - IRRIGATION DISTRICTS -
NRS 539.277 - Increases interest rate on bonds.

Page 45, Line 36 - IRRIGATION DISTRICTS - NRS 539.280
Increases interest rate which can be paid for Federal Government
loans.

Page 45, Line 46 - IRRIGATION DISTRICTS -
NRS 539.375 - Increases maximum interest rate for warrants.

Page 46, Line 10 - IRRIGATION DISTRICTS -
NRS 539.427 - Increases interest rate for assessments.

Page 46, Line 28 - IRRIGATION DISTRICTS -
NRS 539.465 - Increases interest rate for refunding bonds.

Page 46, Line 36 - IRRIGATION DISTRICTS -
NRS 539.480 - Increases rate of interest on warrants.

Page 47, Line 5 - IRRIGATION DISTRICTS -
NRS 539.620 - Limits interest rate on bonds to 9 percent.

Page 47, Line 9 - IRRIGATION DISTRICTS -
NRS 539.630 - Limits interest rate on bonds.

Page 47, Line 17 - DRAINAGE DISTRICTS -
NRS 540.590 - Limits interest rates on warrants.

Page 47, Line 28 - DRAINAGE DISTRICTS -
NRS 540.720 - Limits interest rate on bonds.

Page 47 - Line 36 - FLOOD CONTROL DISTRICTS -
NRS 543.710 - Limits bond interest rates.

Page 48, Line 8 - FLOOD CONTROL DISTRICTS -
NRS 543.710 - Limits redemption premium.

Page 48, Line 11 - UNDERGROUND ELECTRIC AND COMMUNICATION SERVICES -
NRS 704A.052 - Clean-up language.

Page 49, Lines 7, 19 - UNDERGROUND ELECTRIC AND COMMUNICATION
SERVICES - NRS 704A.052 - Limits interest rate on bonds and
redemption premium.

Page 54 - Line 8 - SPARKS CITY -
Limits interest rate on debt.

Page 54, Line 47 - SPARKS CITY -
Limits assessment rate.

Page 55, Line 17 - SPARKS CITY -
Limits interest rate on assessments.

Page 55, Lines 41-43 - SPARKS CITY -
Limits discount rate on bonds and net effective interest rate.

Page 56, Line 46 - SPARKS CITY -
Limits interest rate on assessment bonds.

Page 57, Line 18 - SPARKS CITY -
Limits redemption premium rate.

Page 58, Line 47 - LAS VEGAS WATER DISTRICT -
Limits interest rate on bonds.

Page 59, Line 4 - LAS VEGAS WATER DISTRICT -
Limits redemption premium.

Page 59 - Line 17 - LAS VEGAS WATER DISTRICT -
Limits interest rate on bonds.

Page 60, Line 1 - LAS VEGAS WATER DISTRICT -
Limits interest rate on assessment non-bond interest.

Page 60, Line 29 - LAS VEGAS WATER DISTRICT -
Limits interest rate on assessment bonds.

Page 61, Line 23 - LAS VEGAS WATER DISTRICT -
Limits interest rate on notes.

RULE XI:

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PROHIBITIONS AND PENALTIES
(Refer to NRS 284.410)A. Incompatible Activities

1. Employees shall not engage in any employment, activity or enterprise which has been determined to be inconsistent, incompatible or in conflict with their duties as State officers and employees, or with the duties, functions or responsibilities of their appointing authorities or agencies by which they are employed.
2. Each appointing authority shall determine and describe in writing, subject to the approval of the Commission, those specific activities which, for employees under his jurisdiction, will be considered inconsistent, incompatible or in conflict with their duties as employees, and shall provide a copy to each such employee. In making this determination, the appointing authority shall give consideration to any employment, activity, or enterprise which involves:
 - a. The use for private gain or advantage of the State's time, facilities, equipment and supplies; or the badge, uniform, prestige or influence of his State position or employment.
 - b. The receipt or acceptance by the employee of any money or other consideration from anyone other than the State for the performance of an act which the employee would be required or expected to render in the regular course or hours of his State employment or as a part of his duties as an employee.
 - c. The performance of an act in other than his capacity as an employee, which act may later be subject, directly or indirectly, to the control, inspection, review, audit, or enforcement by such employee or the agency by which he is employed.

B. Full-Time Service Required

Each employee shall during his hours of duty as an employee and subject to such other laws, rules or regulations as pertain thereto, devote his full time, attention and efforts to State employment.

C. Political Activity

Employees shall have the right to vote as they choose and to express their political opinions on all subjects without recourse, except that no employee shall:

1. Directly or indirectly solicit or receive, or be in any manner concerned in soliciting or receiving any assessment, subscription, contribution, or political purpose from anyone on any employment list or holding any position in the classified service.
2. Engage in political activity during the hours of his State employment with the purpose of improving the chances of a political party or individual seeking office; or at any time engaging in political activity for the purpose of securing preference for promotion, transfer, or salary advancement.

RULES FOR PERSONNEL ADMINISTRATION - RULE XI - Continued

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3. While off duty, engage in political activity to an extent that it impairs his attendance or efficiency as an employee.
4. As an employee in an agency administering federally aided programs, engage in political activities at any time which are forbidden by federal law.

D. Strikes Against State Service

The Legislature declares it to be the public policy of the State of Nevada that strikes against the State are illegal (NRS 288, Local Government Employee-Management Relations Act, 1969).

E. Prohibition of Discrimination

Discrimination against any person in recruitment, examination, appointment, training, promotion, retention or any other personnel action, because of political or religious opinions or affiliations or because of race, national origin, age, sex, or any other non-merit factor is prohibited.

1730 Rhode Island Ave., N.W.
Suite 1214
Washington, D.C. 20036

FEDERAL ELECTION CAMPAIGN ACT
AMENDMENTS OF 1974

REPORT

OF THE

COMMITTEE ON HOUSE ADMINISTRATION
TOGETHER WITH MINORITY VIEWS, SEPARATE
VIEWS, SUPPLEMENTAL VIEWS, AND ADDITIONAL
VIEWS

TO ACCOMPANY

H.R. 16090

TO IMPOSE OVERALL LIMITATIONS ON CAMPAIGN EXPENDITURES AND POLITICAL CONTRIBUTIONS; TO PROVIDE THAT EACH CANDIDATE FOR FEDERAL OFFICE SHALL DESIGNATE A PRINCIPAL CAMPAIGN COMMITTEE; TO PROVIDE FOR A SINGLE REPORTING RESPONSIBILITY WITH RESPECT TO RECEIPTS AND EXPENDITURES BY CERTAIN POLITICAL COMMITTEES; TO CHANGE THE TIMES FOR THE FILING OF REPORTS REGARDING CAMPAIGN EXPENDITURES AND POLITICAL CONTRIBUTIONS; TO PROVIDE FOR PUBLIC FINANCING OF PRESIDENTIAL NOMINATING CONVENTIONS AND PRESIDENTIAL PRIMARY ELECTIONS; AND FOR OTHER PURPOSES



July 30, 1974 - Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

TITLE 5, UNITED STATES CODE

CHAPTER 15—POLITICAL ACTIVITY OF CERTAIN STATE AND LOCAL EMPLOYEES

- Sec. 1501. Definitions.
- 1502. Influencing elections; taking part in political campaigns; prohibitions; exceptions.
- 1503. Nonpartisan [political activity] candidacies permitted.
- 1504. Investigations; notice of hearing.
- 1505. Hearings; adjudications; notice of determinations.
- 1506. Orders; withholding loans or grants; limitations.
- 1507. Subpoenas and depositions.
- 1508. Judicial review.

§ 1501. Definitions

For the purpose of this chapter—

- (1) "State" means a State or territory or possession of the United States;
- (2) "State or local agency" means the executive branch of a State, municipality, or other political subdivision of a State, or an agency or department thereof;
- (3) "Federal agency" means an Executive agency or other agency of the United States, but does not include a member bank of the Federal Reserve System; and
- (4) "State or local officer or employee" means an individual employed by a State or local agency whose principal employment is in connection with an activity which is financed in whole or in part by loans or grants made by the United States or a Federal agency, but does not include—
 - (A) an individual who exercises no functions in connection with that activity; or
 - (B) an individual employed by an educational or research institution, establishment, agency, or system which is supported in whole or in part by a State or political subdivision thereof, or by a recognized religious, philanthropic, cultural organization; and
- [(5) the phrase "an active part in political management or in political campaigns" means those acts of political management or political campaigning which were prohibited on the part of employees in the competitive service before July 19, 1940, by determinations of the Civil Service Commission under the rules prescribed by the President.]

§ 1502. Influencing elections; taking part in political campaigns; prohibitions; exceptions

- (a) A State or local officer or employee may not—
 - (1) use his official authority or influence for the purpose of interfering with or affecting the result of an election or a nomination for office;
 - (2) directly or indirectly coerce, attempt to coerce, command, or advise a State or local officer or employee to pay, lend, or contribute anything of value to a party, committee, organization, agency, or person for political purposes; or

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 [(3) take an active part in political management or in political campaigns.]

(3) be a candidate for elective office.

(b) A State or local officer or employee retains the right to vote as he chooses and to express his opinions on political subjects and candidates.

(c) Subsection (a)(3) of this section does not apply to—

(1) the Governor or Lieutenant Governor of a State or an individual authorized by law to act as Governor;

(2) the mayor of a city;

(3) a duly elected head of an executive department of a State or municipality who is not classified under a State or municipal merit or civil service system; or

(4) an individual holding elective office.

§1503 Nonpartisan political activity permitted.

[Section 1502(a)(3) of this title does not prohibit political activity in connection with—

[(1) an election and the preceding campaign if none of the candidates is to be nominated or elected at that election as representing a party any of whose candidates for presidential elector received votes in the last preceding election at which presidential electors were selected; or

[(2) a question which is not specifically identified with a National or State political party.

For the purpose of this section, questions relating to constitutional amendments, referendums, approval of municipal ordinances, and others of a similar character, are deemed not specifically identified with a National or State political party.]

§1503. Nonpartisan candidacies permitted

Section 1502(a)(3) of this title does not prohibit any State or local officer or employee from being a candidate in any election if none of the candidates is to be nominated or elected at such election as representing a party any of whose candidates for Presidential elector received votes in the last preceding election at which Presidential electors were selected.

§1504. Investigations; notice of hearing

When a Federal agency charged with the duty of making a loan or grant of funds of the United States for use in an activity by a State or local officer or employee has reason to believe that the officer or employee has violated section 1502 of this title, it shall report the matter to the Civil Service Commission. On receipt of the report, or on receipt of other information which seems to the Commission to warrant an investigation, the Commission shall—

(1) fix a time and place for a hearing; and

(2) send, by registered or certified mail, to the officer or employee charged with the violation and to the State or local agency employing him a notice setting forth a summary of the alleged violation and giving the time and place of the hearing.

The hearing may not be held earlier than 10 days after the mailing of the notice.

§1505. Hearings; adjudications; notice of determinations

Either the State or local officer or employee or the State or local agency employing him, or both, are entitled to appear with counsel at the hearing under section 1504 of this title, and be heard. After this hearing, the Civil Service Commission shall—

(1) determine whether a violation of section 1502 of this title has occurred;

(2) determine whether the violation warrants the removal of the officer or employee from his office or employment; and

(3) notify the officer or employee and the agency of the determination by registered or certified mail.

§1506. Orders; withholding loans or grants; limitations

(a) When the Civil Service Commission finds—

(1) that a State or local officer or employee has not been removed from his office or employment within 30 days after notice of a determination by the Commission that he has violated section 1502 of this title and that the violation warrants removal; or

(2) that the State or local officer or employee has been removed and has been appointed within 18 months after his removal to an office or employment in the same State in a State or local agency which does not receive loans or grants from a Federal agency; the Commission shall make and certify to the appropriate Federal agency an order requiring that agency to withhold from its loans or grants to the State or local agency to which notice was given an amount equal to 2 years' pay at the rate the officer or employee was receiving at the time of the violation. When the State or local agency to which appointment within 18 months after removal has been made is one that receives loans or grants from a Federal agency, the Commission order shall direct that the withholding be made from that State or local agency.

(b) Notice of the order shall be sent by registered or certified mail to the State or local agency from which the amount is ordered to be withheld. After the order becomes final, the Federal agency to which the order is certified shall withhold the amount in accordance with the terms of the order. Except as provided by section 1508 of this title, a determination or order of the Commission becomes final at the end of 30 days after mailing the notice of the determination or order.

(c) The Commission may not require an amount to be withheld from a loan or grant pledged by a State or local agency as security for its bonds or notes if the withholding of that amount would jeopardize the payment of the principal or interest on the bonds or notes.

§1507. Subpenas and depositions

(a) The Civil Service Commission may require by subpoena the attendance and testimony of witnesses and the production of documentary evidence relating to any matter before it as a result of this chapter. Any member of the Commission may sign subpoenas, and members of the Commission and its examiners when authorized by the Commission may administer oaths, examine witnesses, and receive evidence. The

Clark County Social Service

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DAVID B. HENRY
County Administrator

651 SHADOW LANE
LAS VEGAS, NEVADA 89106

(702) 385-1251

BARBARA J. BRADY
Social Service Director

REPORT ON S.B.572 -- Provides payment of costs of medical care for prisoners held in jail.

The information we have relating to what bills Metropolitan, Henderson and North Las Vegas Police Departments are now paying was received from the respective police department. North Las Vegas has spent \$2,785 for the first quarter of 1975, and they feel this is a good average; therefore, on a yearly basis, they are averaging between \$11,000 and \$12,000 in medical payments. Henderson estimates they spend \$350 a year on medical care.

Metropolitan will have paid \$34,400 through April 30, and have another \$10,000 in bills pending. For the next two months, this should approximate another \$9,000 so that we can estimate that Metro. will spend between \$52,000 and \$55,000 on medical bills; however, they also indicate they have many other bills which they are holding and for which there is no action pending. No accurate estimate was given regarding these bills, however if Metro. is not paying them, then I assume Southern Nevada Memorial Hospital or perhaps even private physicians and other hospitals are taking a loss on these bills.

Clark County Social Services also pays a number of bills on people who are in police custody. The criteria is if the injury or illness is unrelated to anything that happens to the prisoner while in jail or if an injury or illness occurs prior to their being in custody, such as a gunshot wound inflicted by the police prior to arrest. We do not have a computer print-out on these type of bills and cannot give an accurate estimate, but since some are gunshot wounds, which wind up being rather expensive bills, we feel that another \$50,000 is spent by Clark County Social Services on bills from all of the police departments, that is Metropolitan Police, Henderson Police, and North Las Vegas Police.

We feel that this bill will help the County and the Hospital in several areas. One, right now as stated above, it certainly appears that the hospitals and doctors are not receiving payment on all the bills they should from the police departments. Secondly, since the Indigent Care Budget is so limited and these type of bills could be paid from the General Fund, it would seem logical that relief could be given to the County Indigent Fund by the police departments picking up injuries that they either inflict or that occur on people in their custody.

Another big problem is that when a person is admitted to a hospital under a Police Hold, even if they are eligible for Title XIX or even if they are on Title XIX, that bill cannot be paid for because of the Police Hold. Many times the Police Hold is then dropped while the person is in the hospital and the County is still stuck with this bill. We wonder if all Police Holds are always necessary as most often when the Police Hold is put on there is no one left to assure that the person does not walk away other than the nursing staff, which really does not have this responsibility. If the people are not under an offense that requires there to be some assurance that they do not just walk out, is the Police Hold really necessary? If Police Holds are put on only those prisoners

where it is necessary, then other third party payments can be received, such as Title XIX and even some insurance companies.

It would seem to be more equitable if the responsible police department paid for the medical care for the persons in their custody.

Barbara J. Brady
(Mrs.) Barbara J. Brady, A.C.S.W.
Social Service Director

BB:dnh
4/30/75

S. B. 572**SENATE BILL NO. 572—SENATOR WALKER**

APRIL 24, 1975

Referred to Committee on Government Affairs

SUMMARY—Provides for payment of costs of medical care for prisoners held in jails. Fiscal Note: No. (BDR 16-1908)

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

AN ACT relating to county and city jails; providing for payment of costs of medical care for prisoners; 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 211.140 is hereby amended to read as follows:
 2 211.140 1. The sheriff of each county shall have charge and control
 3 over all prisoners committed to his care and keeping, in their respective
 4 county jails, and the chiefs of police and town marshals in the several
 5 cities and towns throughout this state shall have charge and control over
 6 all prisoners committed to their respective city and town jails.
 7 2. The sheriffs, chiefs of police and town marshals, and each of
 8 them, shall see that the prisoners under their care are at all times kept at
 9 labor on the public works in their respective counties, cities and towns,
 10 at least 6 hours a day during 6 days of the week, when the weather will
 11 permit, when so required by either the board of county commissioners
 12 of their respective counties, or by the mayor and board of aldermen of
 13 their respective cities, or by the board of trustees of their respective
 14 towns.
 15 3. By the public works, as used in NRS 211.120 to 211.170, inclu-
 16 sive, is understood the construction, or repair, or cleaning of any streets,
 17 road, sidewalks, public square, park, building, cutting away hills, grading,
 18 putting in sewers, or other work whatever, which is or may be authorized
 19 to be done by and for the use of any of the counties, cities or towns, and
 20 the expense of which is not to be borne exclusively by individuals or
 21 property particularly benefited thereby.
 22 4. *The sheriff, chief of police or town marshal shall arrange for the*
 23 *administration of such medical care as may be required by prisoners*
 24 *committed to his custody. The cost of the medical care constitutes a*
 25 *charge upon the county, city or town maintaining the jail. If the medical*
 26 *care is furnished by a county hospital, the cost of the care shall be paid*
 27 *forthwith into the county treasury for credit to the hospital fund.*

S. B. 570

**SENATE BILL NO. 570—COMMITTEE ON
GOVERNMENT AFFAIRS**

APRIL 23, 1975

Referred to Committee on Government Affairs

SUMMARY—Provides criteria for year-end pay periods in Fiscal and Accounting Procedures Law. Fiscal Note: No. (BDR 31-1907)



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

AN ACT relating to the Fiscal and Accounting Procedures Law; providing criteria for year-end pay periods; 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 353.293 is hereby amended to read as follows:
2 353.293 1. It is the purpose of the Fiscal and Accounting Procedures
3 Law to set forth legislative policy governing that phase of the state's
4 fiscal procedures which relates to financial funds. Generally accepted
5 accounting principles and fiscal procedures shall be applied except when
6 in conflict with constitutional and statutory provisions.
7 2. The legislature reserves the right to establish funds not otherwise
8 provided for by the Nevada constitution.
9 3. It is the policy of the legislature that: **[all]**
10 (a) *All general governmental programs and functions [shall be] are*
11 subject to its review, regardless of the sources of revenue available to the
12 various departments, institutions or agencies.
13 (b) *All general governmental agencies shall account for at least 26 but*
14 *not more than 27 complete and undivided biweekly pay periods if such*
15 *pay periods are used in any one fiscal year. The fiscal year in which the*
16 *last day of the biweekly pay period falls determines its year of accounta-*
17 *bility.*
18 **SEC. 2.** This act shall become effective upon passage and approval.

S. B. 580

SENATE BILL NO. 580—COMMITTEE ON
GOVERNMENT AFFAIRS

APRIL 25, 1975

Referred to Committee on Government Affairs

SUMMARY—Requires approval of certain general improvement district contracts by public service commission of Nevada. Fiscal Note: No. (BDR 25-1760)

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

AN ACT relating to general improvement districts; requiring approval of the public service commission of Nevada for certain contracts made by general improvement districts and authorizing the commission to impose terms and conditions on any such contracts; 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 318.17 is hereby amended to read as follows:
 2 318.117 1. In the case of a district created wholly or in part for
 3 acquiring electric light and power improvements, the board [shall have]
 4 has the power:
 5 [1.] (a) To acquire, either by purchase, condemnation or other legal
 6 means, all lands, rights and other property necessary for the construction,
 7 use and supply, operation, maintenance, repair and improvement of the
 8 works of the district, including without limitation the plant, works, system,
 9 facilities or properties, together with all parts thereof, the appurtenances
 10 thereto, including contract rights, used and useful primarily for the produc-
 11 tion, transmission or distribution of electric energy to or for the public for
 12 any purpose, works constructed and being constructed by private owners,
 13 and all other works and appurtenances, either within or without the State
 14 of Nevada.
 15 [2.] (b) To furnish, deliver and sell to the public, and to any municipi-
 16 pality and to the state and any public institution, heat, light and power
 17 service and any other service, commodity or facility which may be pro-
 18 duced or furnished in connection therewith.
 19 2. *Each district exercising the power granted in this section is under*
 20 *the jurisdiction of the public service commission of Nevada, and any con-*
 21 *tract of such a district for furnishing, delivering or selling heat, light and*
 22 *power services or any other service, commodity or facility shall be*
 23 *approved by the commission. The commission may impose terms and con-*
 24 *ditions on any such contract.*
-

1 SEC. 2. NRS 318.140 is hereby amended to read as follows:

2 318.140 1. In the case of a district created wholly or in part for
3 acquiring sanitary sewer improvements, the board [shall have] has the
4 power:

5 (a) To construct, reconstruct, improve, extend or better the sanitary
6 sewer system or any part thereof, including, without limiting the generality
7 of the foregoing, mains, laterals, wyes, tees, meters and collection, treat-
8 ment and disposal plants.

9 (b) To sell any product or byproduct thereof and to acquire the appro-
10 priate outlets with in or without the district and to extend the sewerlines of
11 the district thereto.

12 2. Notwithstanding any other provision of this chapter, each district
13 exercising the power granted in this section [shall be] is under the juris-
14 diction of the public service commission of Nevada in regard to rates
15 charged and services and facilities furnished in the same manner as a
16 public utility as defined in NRS 704.020, except for any district governed
17 by a board of county commissioners acting, ex officio, as the board of
18 trustees of the district.

19 3. *The board of each district shall obtain prior approval by the*
20 *public service commission of Nevada of any contract to furnish services*
21 *and facilities outside of the district. The commission may impose terms*
22 *and conditions on any such contract.*

23 SEC. 3. NRS 318.144 is hereby amended to read as follows:

24 318.144 1. The board [shall have] has the power to acquire, con-
25 struct, reconstruct, improve, extend or better a works, system or facilities
26 for the supply, storage and distribution of water for private and public
27 purposes.

28 2. Notwithstanding any other provision of this chapter, each district
29 exercising the power granted in this section [shall be] is under the juris-
30 diction of the public service commission of Nevada in regard to rates
31 charged and services and facilities furnished in the same manner as a
32 public utility as defined in NRS 704.020, except for:

33 (a) Any district governed by a board of county commissioners acting,
34 ex officio, as the board of trustees of the district.

35 (b) Any contract or agreement between the board and a board of
36 county commissioners for the supplying of water by the district to county
37 buildings or facilities.

38 3. *The board of each district shall obtain prior approval by the public*
39 *service commission of Nevada of any contract to furnish services and facil-*
40 *ities outside of the district. The commission may impose terms and condi-*
41 *tions on any such contract.*

42 SEC. 4. NRS 703.150 is hereby amended to read as follows:

43 703.150 The commission shall: [supervise]

44 1. *Supervise* and regulate the operation and maintenance of public
45 utilities, as named and defined in chapter 704 of NRS, in conformity with
46 the provisions of chapter 704 of NRS.

47 2. *Approve or disapprove all contracts for services and facilities fur-*
48 *nished by general improvement districts pursuant to NRS 318.117, 318.-*
49 *140 or 318.144.*

S. B. 569

SENATE BILL NO. 569—SENATORS RAGGIO, YOUNG,
FOOTE, WILSON AND GOJACK

APRIL 23, 1975

Referred to Committee on Government Affairs

SUMMARY—Provides method of creating fair and recreation board in counties having a population of 100,000 or more and less than 200,000. Fiscal Note: No. (BDR 20-1852)

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

AN ACT relating to county fair and recreation boards; providing a method of creating such boards in counties having a population of 100,000 or more and less than 200,000; establishing the number, selection and terms of members; 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 1. *In any county having a population of 100,000 or more and less*
4 *than 200,000, as determined by the last preceding national census of the*
5 *Bureau of the Census of the United States Department of Commerce, the*
6 *county fair and recreation board shall consist of nine members selected as*
7 *follows:*
8 (a) *Two members by the board of county commissioners from their own*
9 *number.*
10 (b) *Two members by the governing body of the largest incorporated city*
11 *in the county from their own number.*
12 (c) *One member by the governing body of the next largest incorporated*
13 *city in the county from their own number.*
14 (d) *Four members to be appointed by the members selected pursuant to*
15 *paragraphs (a), (b) and (c). Such members shall be selected from a list of*
16 *three nominees for each position submitted by the chamber of commerce*
17 *of the largest incorporated city in the county. Such lists shall be composed*
18 *of nominees respectively who are actively engaged in:*
19 (1) *The resort hotel industry.*
20 (2) *The motel industry.*
21 (3) *The finance industry.*
22 (4) *General business or commerce.*

1 2. Any vacancy occurring on a county fair and recreation board shall
2 be filled by the authority entitled to appoint the member whose position is
3 vacant.

4 3. Upon the expiration of the terms of those members appointed
5 pursuant to paragraph (d) of subsection 1, on January 1, 1977, four new
6 members shall be appointed as provided in that paragraph as follows:

7 (a) Two members shall be appointed for 2-year terms.

8 (b) Two members shall be appointed for 1-year terms.

9 Thereafter all members shall be appointed for 2-year terms. If any such
10 member ceases to be engaged in the business sector which he was
11 appointed to represent, he ceases to be a member, and another person
12 engaged in that business shall be appointed to fill the unexpired term.
13 Any such member may succeed himself.

14 4. The terms of members appointed pursuant to paragraphs (a), (b)
15 and (c) of subsection 1 shall be coterminous with their terms of office.
16 Any such member may succeed himself.

17 SEC. 2. NRS 244.335 is hereby amended to read as follows:

18 244.335 1. Except as provided in subsection 2, the board of county
19 commissioners shall have power and jurisdiction in their respective coun-
20 ties to:

21 (a) Regulate all character of lawful trades, callings, industries, occu-
22 pations, professions and business conducted in their respective counties,
23 outside of the limits of incorporated cities and towns.

24 (b) Fix, impose and collect a license tax for revenue or for regulation,
25 or for both revenue and regulation, on such trades, callings, industries,
26 occupations, professions and business.

27 2. The county license boards shall have the exclusive power and
28 jurisdiction in their respective counties to regulate the business of con-
29 ducting a billiard or pool hall, dancing hall, bowling alley, theater, soft
30 drink establishment, gambling game or device permitted by law, or other
31 place of amusement, entertainment or recreation, outside of an incorpo-
32 rated city or incorporated town. The county license boards shall have the
33 power and jurisdiction to fix, impose and collect license taxes for revenue
34 or for regulation, or for both revenue and regulation, on such businesses.

35 3. Any license tax levied for the purposes of NRS 244.640 to 244.-
36 780, inclusive, [shall constitute] and section 1 of this act, constitutes a
37 lien upon the real and personal property of the business upon which the
38 tax was levied until the tax is paid. The lien shall be enforced in the
39 following manner:

40 (a) By recording in the office of the county recorder, within 90 days
41 following the date on which such tax became delinquent, a notice of the
42 tax lien containing the following:

43 (1) The amount of tax due and the appropriate year.

44 (2) The name of the record owner of the property.

45 (3) A description of the property sufficient for identification.

46 (4) A verification by the oath of any member of the board of county
47 commissioners or the county fair and recreation board; and

48 (b) By an action for foreclosure against such property in the same
49 manner as an action for foreclosure of any other lien, commenced within

1 2 years after the date of recording of the notice of the tax lien, and
2 accompanied by appropriate notice to other lienholders.

3 4. The board of county commissioners may delegate the power and
4 authority to enforce such liens to the county fair and recreation board.

5 All information concerning license taxes levied by an ordinance author-
6 ized by this section or other information concerning the business affairs
7 or operation of any licensee obtained as a result of the payment of such
8 license taxes or as the result of any audit or examination of the books by
9 any authorized employee of a county fair and recreation board of the
10 county for any license tax levied for the purpose of NRS 244.640 to
11 244.780, inclusive, and section 1 of this act, is confidential and shall not
12 be disclosed by any member, official or employee of the county fair and
13 recreation board or the county imposing such license tax unless the dis-
14 closure is authorized by the affirmative action of a majority of the mem-
15 bers of the appropriate county fair and recreation board.

16 SEC. 3. NRS 244.645 is hereby amended to read as follows:

17 244.645 1. Whenever the board of county commissioners of any
18 county or the board of supervisors of Carson City desires the powers
19 granted in NRS 244.640 to 244.780, inclusive, and section 1 of this act,
20 to be exercised, it shall, by resolution, determine that the interest of the
21 county and the public interest, necessity or desirability require the exer-
22 cise of such powers and the creation of a county fair and recreation board
23 therefor, pursuant to the provisions of NRS 244.640 to 244.780, inclu-
24 sive [.] , and section 1 of this act. After approval of the resolution, the
25 county or city clerk shall:

26 (a) Cause a copy of the resolution to be published promptly once in a
27 newspaper published in and of general circulation in the county or city;
28 and

29 (b) In the case of a county, cause a certified copy of the resolution to
30 be mailed by registered or certified mail to the mayor or other chief exec-
31 utive officer of each incorporated city within the county.

32 2. In counties having a population of [200,000] 100,000 or more,
33 the county fair and recreation board shall be selected as provided in NRS
34 244.647 [.] , and section 1 of this act. [In counties having a population
35 of 100,000 or more and less than 200,000, the most populous incorpo-
36 rated city in the county shall be represented on the county fair and recrea-
37 tion board by two members, and the next most populous incorporated city
38 by one member.] In counties having a population of 11,000 or more and
39 less than 100,000, and in which there is one or more incorporated city,
40 each incorporated city, except an incorporated city which is the county
41 seat, shall be represented by one member and any incorporated city which
42 is the county seat shall be represented by four members. Within 30 days
43 after the day of publication of the resolution or the day on which the last
44 of the copies of the resolution was mailed, whichever day is later, the
45 mayor or other chief executive officer shall, with the approval of the legis-
46 lative body of the city, appoint a member or members of the city council
47 or board of trustees to serve on the board for the remainder of his or their
48 terms of office. The clerk or secretary of the city shall promptly certify the
49 appointment by registered or certified mail to the county clerk. In counties
50 having a population of less than 11,000, any incorporated city which is the

1 county seat shall be represented by one member, who shall be appointed
2 and certified as provided in this section, and the board of county commis-
3 sioners shall appoint three representatives as follows:

- 4 (a) One member to represent the motel operators in the county.
5 (b) One member to represent the hotel operators in the county.
6 (c) One member to represent the other commercial interests in the
7 county.

8 3. [In counties having a population of 100,000 or more and less than
9 200,000, two members of the board of county commissioners shall be
10 appointed by the board of county commissioners to serve on the board
11 for the remainder of their terms of office.] In counties having a popula-
12 tion of less than 100,000, one member of the board of county commis-
13 sioners shall be appointed by the county commissioners to serve on the
14 board for the remainder of his term of office.

15 4. Population [shall be] *is* determined by the last preceding national
16 census of the Bureau of the Census of the United States Department of
17 Commerce.

18 5. In Carson City the board of supervisors shall appoint five repre-
19 sentatives to the fair and recreation board established as provided in sub-
20 section 1 as follows:

- 21 (a) Two members to represent the hotel and motel operators in the
22 city.
23 (b) One member to represent the other commercial interests in the
24 city.
25 (c) One member who is a member of the board of supervisors.
26 (d) One member to represent the city at large.

27 6. [The terms of all members appointed pursuant to this section,
28 who are not elected officials, shall terminate on January 1, 1972. There-
29 after, such members shall be appointed for 2-year terms. Any such mem-
30 ber may succeed himself.] *Any member who is not an elected official*
31 *shall serve a 2-year term and may be reappointed.*

32 7. The terms of all elected officials shall be coterminous with their
33 terms of office. Any such member may succeed himself.

34 SEC. 4. NRS 244.680 is hereby amended to read as follows:

35 244.680 The board of county commissioners of any county proceed-
36 ing under the provisions of NRS 244.640 to 244.780, inclusive, *and sec-*
37 *tion 1 of this act*, is authorized to advance such funds to the board as
38 may be necessary to pay the preliminary organization, administration and
39 engineering costs thereof, including bond elections as provided in NRS
40 244.640 to 244.780, inclusive, *and section 1 of this act*, on such terms
41 of repayment as may be agreed upon, and the county is authorized to
42 secure necessary funds in the manner provided by law authorizing short-
43 term loans.

44 SEC. 5. NRS 244.685 is hereby amended to read as follows:

45 244.685 In addition to powers elsewhere conferred, the county fair
46 and recreation board of any county, upon behalf of the county and in
47 connection with the recreational facilities herein authorized, is authorized
48 and empowered:

- 49 1. To establish, construct, purchase, lease, enter into a lease purchase
50 agreement respecting, rent, acquire by gift, grant, bequest, devise, or

1 otherwise acquire, reconstruct, improve, extend, better, alter, repair,
2 equip, furnish, regulate, maintain, operate and manage recreational facili-
3 ties, including personal property, real property, lands, improvements and
4 fixtures thereon, property of any nature appurtenant thereto or used in
5 connection therewith, and every estate, interest and right, legal or equita-
6 ble, therein, including terms for years.

7 2. To insure or provide for the insurance of any recreational facility
8 against such risks and hazards as the board may deem advisable.

9 3. To arrange or contract for the furnishing by any person, agency,
10 association or corporation, public or private, of services, privileges, works
11 or facilities for, or in connection with, a recreational facility; and to hire
12 and retain officers, agents and employees, including a fiscal advisor,
13 engineers, attorneys, or other professional or specialized personnel.

14 4. To direct the board of county commissioners, with the concurrence
15 of the board, to acquire by the exercise of the power of eminent domain
16 any real property which the county fair and recreation board may deem
17 necessary for its purposes under NRS 244.640 to 244.780, inclusive, *and*
18 *section 1 of this act*, after the adoption by the board of a resolution declar-
19 ing that its acquisition is necessary for such purposes. This power shall be
20 exercised in the manner provided by any applicable statutory provisions
21 and laws of the State of Nevada. Title to property so acquired shall be
22 taken in the name of the county.

23 5. To sell, lease, exchange, transfer, assign or otherwise dispose of any
24 real or personal property, or any interest therein acquired for the purpose
25 of NRS 244.640 to 244.780, inclusive, *and section 1 of this act*, including
26 the lease of any recreational facility acquired by the county under the pro-
27 visions of NRS 244.640 to 244.780, inclusive, *and section 1 of this act*,
28 which is to be operated and maintained as a public project and recreational
29 facility.

30 6. To fix, and from time to time increase or decrease, rates, tolls or
31 charges for services or facilities furnished in connection with any recrea-
32 tional facility, and to take such action as necessary or desirable to effect
33 their collection, and, with the consent of the board of county commission-
34 ers, to provide for the levy by the board of county commissioners of ad
35 valorem taxes, the proceeds thereof to be used in connection with the rec-
36 reational facilities.

37 7. To receive, control, invest and order the expenditure of any and all
38 moneys and funds pertaining to any recreational facility or related proper-
39 ties, including but not limited to annual grants to the state, the county and
40 incorporated cities in the county for capital improvements for recreational
41 facilities.

42 8. To enter into contracts, leases or other arrangements for commer-
43 cial advertising purposes with any person, partnership or corporation.

44 9. To exercise all or any part or combination of the powers herein
45 granted to such county, except as herein otherwise provided.

46 10. To sue and be sued.

47 11. To do and perform any and all other acts and things necessary,
48 convenient, desirable or appropriate to carry out the provisions of NRS
49 244.640 to 244.780, inclusive [.] , *and section 1 of this act*.

1 SEC. 6. NRS 244.6851 is hereby amended to read as follows:

2 244.6851 The county fair and recreation board, in addition to the
3 other powers conferred upon a county fair and recreation board by NRS
4 244.640 to 244.780, inclusive, *and section 1 of this act*, may:

5 1. Set aside a fund in an amount which it considers necessary and
6 which may be expended in the discretion of the board for the purpose of
7 promoting or attracting conventions, meetings and like gatherings which
8 will utilize the recreational facilities authorized by NRS 244.640. Such
9 expenditure is hereby declared to be an expenditure made for a public
10 purpose.

11 2. Solicit and promote tourism generally, both individually and
12 through annual grants to the chambers of commerce of the incorporated
13 cities within the county, and further promote generally the use of its
14 facilities, pursuant to lease agreements, by organized groups or by the
15 general public for the holding of conventions, expositions, trade shows,
16 entertainment, sporting events, cultural activities or similar uses reason-
17 ably calculated to produce revenue for the board and to enhance the gen-
18 eral economy. Such promotion may include advertising the facilities under
19 control of the board and the resources of the community or area, includ-
20 ing without restriction tourist accommodations, transportation, entertain-
21 ment and climate.

22 3. Enter into contracts for advertising pursuant to this section and
23 pay the cost of such advertising, including a reasonable commission.

24 SEC. 7. NRS 244.690 is hereby amended to read as follows:

25 244.690 1. In addition to the powers conferred upon a county fair
26 and recreation board by other provisions of NRS 244.640 to 244.780,
27 inclusive, *and section 1 of this act*, a board, for the county, is empowered
28 to borrow money or accept contributions, grants or other financial assist-
29 ance from the Federal Government or any agency or instrumentality
30 thereof, corporate or otherwise, for or in aid of any recreational facility
31 within its area of operation, and to comply with such conditions, trust
32 indentures, leases or agreements as may be necessary, convenient or
33 desirable.

34 2. The purpose and intent of NRS 244.640 to 244.780, inclusive,
35 *and section 1 of this act*, is to authorize every county to do any and all
36 things necessary, convenient or desirable to secure the financial aid or
37 cooperation of the Federal Government in the undertaking, acquisition,
38 construction, maintenance or operation of any recreational facility of the
39 county.

40 SEC. 8. NRS 244.700 is hereby amended to read as follows:

41 244.700 1. Whenever the county fair and recreation board shall, by
42 resolution, determine that the interest of the county and the public inter-
43 est, necessity or desirability demand the creation of a bonded indebted-
44 ness by the issuance of general obligation bonds, or the incurrence of
45 special obligations by the issuance of revenue bonds, or the making of any
46 contract creating an indebtedness with the United States Government, or
47 any agency or instrumentality thereof, corporate or otherwise, or any
48 other person or corporation, public or private, for any purpose authorized
49 by NRS 244.640 to 244.780, inclusive, *and section 1 of this act*, the

1 board shall order the submission of the proposition of issuing such gen-
2 eral obligation bonds or such revenue bonds or making such a contract
3 creating an indebtedness, to the qualified electors of the county at an
4 election held for that purpose.

5 2. This section does not preclude the county fair and recreation board
6 from applying for short-term financing under the provisions of NRS 354.-
7 430 to 354.460, inclusive.

8 SEC. 9. NRS 244.710 is hereby amended to read as follows:

9 244.710 Subject to the provisions of NRS 244.700 and 244.705, for
10 any recreational facilities authorized in NRS 244.640 to 244.780, inclu-
11 sive, *and section 1 of this act*, the board of any county, as the board may
12 determine from time to time, may, on the behalf and in the name of the
13 county, borrow money, otherwise become obligated, and evidence such
14 obligations by the issuance of bonds and other county securities, and in
15 connection with such undertaking or such recreational facilities, the board
16 may otherwise proceed as provided in the Local Government Securities
17 Law, as from time to time amended.

18 SEC. 10. NRS 244.743 is hereby amended to read as follows:

19 244.743 In connection with any license taxes assigned or appropri-
20 ated by any city, town or county, or any combination thereof, for use in
21 connection with NRS 244.640 to 244.780, inclusive, *and section 1 of this*
22 *act*, the county fair and recreation board of any county, upon behalf of the
23 county, in addition to powers elsewhere conferred, is authorized and
24 empowered (but is not required):

25 1. To collect the proceeds of such taxes from time to time, to receive,
26 control, invest and order the expenditure of any and all moneys and funds
27 pertaining thereto, to prescribe a procedure therefor, including (but not
28 limited to) enforcing the collection of any delinquent taxes and providing
29 penalties in connection therewith, and to create an office and hire person-
30 nel therefor.

31 2. To defray the reasonable costs of collecting and otherwise adminis-
32 tering such taxes from not exceeding 10 percent of the gross revenues so
33 collected (excluding from this limitation and from such gross revenues any
34 costs of collecting any delinquent taxes borne by any delinquent tax-
35 payer).

36 3. To defray further with the proceeds of any such tax the costs of
37 the county fair and recreation board and of officers, agents and employees
38 hired thereby, and of incidentals incurred thereby, of operating and main-
39 taining recreational facilities under the jurisdiction of the board, includ-
40 ing, without limiting the generality of the foregoing, the payment of
41 reasonable promotional expenses pertaining thereto, payment of reason-
42 able expenses pertaining to the promotion of tourism generally, both
43 individually and through grants to the chambers of commerce of the
44 incorporated cities of the county or other nonprofit groups or associa-
45 tions, and of improving, extending and bettering any recreational facil-
46 ities authorized by NRS 244.640 to 244.780, inclusive, *and section 1*
47 *of this act*, including but not limited to making annual grants to the state,
48 the county and incorporated cities in the county for capital improvements
49 for recreational facilities, and of constructing, purchasing or otherwise
50 acquiring any such recreational facilities.

1 4. To redeem any general obligation bonds of the county issued pur-
2 suant to NRS 244.640 to 244.780, inclusive, *and section 1 of this act*,
3 principal, interest and any prior redemption premium, regardless of
4 whether such taxes are pledged as additional security for their payment.

5 5. To make contracts from time to time concerning any such license
6 taxes, notwithstanding any such contract may limit the exercise of powers
7 pertaining thereto, including, without limiting the generality of the fore-
8 going, the right of any city, town or the county from time to time to
9 increase, decrease or otherwise modify the tax; but no such change shall
10 be made which shall prejudicially affect any pledge of tax proceeds as
11 additional security for the payment of bonds issued pursuant to NRS
12 244.640 to 244.780, inclusive, *and section 1 of this act*, and each other
13 political subdivision assigning or appropriating such taxes pertaining
14 thereto shall consent to any such modification.

15 6. To make rules and regulations concerning such license taxes, and to
16 provide penalties for the failure to comply therewith.

17 SEC. 11. NRS 244.744 is hereby amended to read as follows:

18 244.744 All taxes, levied by a city, town or county for use in connec-
19 tion with NRS 244.640 to 244.780, inclusive, *and section 1 of this act*,
20 and collected by any motel, hotel or gaming establishment are public mon-
21 eys from the moment of their collection and shall be held in trust by the
22 establishment collecting such taxes for the use and benefit of the city, town
23 or county levying such taxes or for the use of the county fair and recrea-
24 tion board where such revenues have been assigned or appropriated to the
25 county fair and recreation board.

26 SEC. 12. NRS 244.775 is hereby amended to read as follows:

27 244.775 No county having a population of 200,000 or more, as
28 determined by the last preceding national census of the Bureau of the
29 Census of the United States Department of Commerce, shall ever become
30 indebted for such county recreational purposes under the provisions of
31 NRS 244.640 to 244.780, inclusive, *and section 1 of this act*, by the
32 issuance of such general obligation bonds and other general obligation
33 securities (other than any notes or warrants maturing within 1 year from
34 the respective dates of their issuance), but excluding any outstanding
35 revenue bonds, special assessment bonds or other special obligation
36 securities, and excluding any such outstanding general obligation notes
37 and warrants, exceeding 5 percent of the total last assessed valuation of
38 the taxable property in the county; and no such county shall ever become
39 indebted in an amount exceeding 10 percent of such valuation by the
40 issuance of any such general obligation securities (other than any such
41 notes or warrants), but excluding any such outstanding special obligation
42 securities and excluding any such outstanding general obligation notes
43 and warrants.

44 SEC. 13. NRS 244.780 is hereby amended to read as follows:

45 244.780 No county having a population of less than 200,000, as deter-
46 mined by the last preceding national census of the Bureau of the Census
47 of the United States Department of Commerce, shall ever become
48 indebted for such county recreational purposes under the provisions of

1 NRS 244.640 to 244.780, inclusive, *and section 1 of this act*, by the issu-
 2 ance of such general obligation bonds and other general obligation secu-
 3 rities (other than any notes or warrants maturing within 1 year from the
 4 respective dates of their issuance), but excluding any outstanding reve-
 5 nue bonds, special assessment bonds, or other special obligation securities,
 6 and excluding any such outstanding general obligation notes and warrants,
 7 exceeding 3 percent of the total last assessed valuation of the taxable
 8 property in the county; and no such county shall ever become indebted
 9 in an amount exceeding 10 percent of such valuation by the issuance of
 10 any such general obligation securities (other than any such notes or war-
 11 rants), but excluding any such outstanding special obligation securities
 12 and excluding any such outstanding general obligation notes and warrants.

13 SEC. 14. NRS 268.095 is hereby amended to read as follows:

14 268.095 1. The city council or other governing body of each incor-
 15 porated city or town in the State of Nevada, whether or not organized
 16 under general law or special charter, shall have the power and jurisdiction:

17 (a) To fix, impose and collect for revenues or for regulation, or both,
 18 a license tax on all character of lawful trades, callings, industries, occu-
 19 pations, professions and businesses conducted within its corporate limits.

20 (b) To assign the proceeds of any one or more such license taxes to
 21 the county within which such city or town is situated for the purpose or
 22 purposes of making such proceeds available to the county:

23 (1) As a pledge as additional security for the payment of any gen-
 24 eral obligation bonds issued pursuant to NRS 244.640 to 244.780, inclu-
 25 sive [;], *and section 1 of this act*.

26 (2) For redeeming any general obligation bonds issued pursuant to
 27 NRS 244.640 to 244.780, inclusive [;], *and section 1 of this act*;

28 (3) For defraying the costs of collecting or otherwise administering
 29 any such license tax so assigned, of the county fair and recreation board
 30 and of officers, agents and employees hired thereby, and of incidentals
 31 incurred thereby;

32 (4) For operating and maintaining recreational facilities under the
 33 jurisdiction of the county fair and recreation board;

34 (5) For improving, extending and bettering recreational facilities
 35 authorized by NRS 244.640 to 244.780, inclusive [; and], *and section*
 36 *1 of this act; and*

37 (6) For constructing, purchasing or otherwise acquiring such recrea-
 38 tional facilities.

39 2. Any license tax levied under the provisions of this section shall
 40 constitute a lien upon the real and person property of the business upon
 41 which the tax was levied until the tax is paid. The lien shall be enforced
 42 in the following manner:

43 (a) By recording in the office of the county recorder, within 90 days
 44 following the date on which such tax became delinquent, a notice of the
 45 tax lien containing the following:

46 (1) The amount of tax due and the appropriate year.

47 (2) The name of the record owner of the property.

48 (3) A description of the property sufficient for identification.

49 (4) A verification by the oath of any member of the board of county
 50 commissioners or the county fair and recreation board; and

1 (b) By an action for foreclosure against such property in the same
2 manner as an action for foreclosure of any other lien, commenced within
3 2 years after the date of recording of the notice of the tax lien, and
4 accompanied by appropriate notice to other lienholders.

5 3. The city council or other governing body of each incorporated city
6 or town may delegate the power and authority to enforce such liens to the
7 county fair and recreation board. All information concerning license taxes
8 levied by an ordinance authorized by this section or other information
9 concerning the business affairs or operation of any licensee obtained as a
10 result of the payment of such license taxes or as the result of any audit or
11 examination of the books of the city by any authorized employee of a
12 county fair and recreation board for any license tax levied for the purpose
13 of NRS 244.640 to 244.780, inclusive, *and section 1 of this act*, is confi-
14 dential and shall not be disclosed by any member, official or employee of
15 the county fair and recreation board or the city imposing such license tax
16 unless the disclosure is authorized by the affirmative action of a majority
17 of the members of the appropriate county fair and recreation board.

18 4. The powers conferred by this section shall be in addition and
19 supplemental to, and not in substitution for, and the limitations imposed
20 by this section shall not affect the powers conferred by, any other law.
21 No part of this section shall repeal or affect any other law or any part
22 thereof, it being intended that this section shall provide a separate
23 method of accomplishing its objectives, and not an exclusive one.

24 SEC. 15. NRS 268.460 is hereby amended to read as follows:

25 268.460 Any license tax levied by any county against any lawful
26 trade, calling, industry, occupation, profession or business conducted in
27 the county and located in an unincorporated area therein, the proceeds
28 of which tax have been pledged for the payment of any bonds issued
29 pursuant to the provisions of NRS 244.640 to 244.780, inclusive, *and*
30 *section 1 of this act*, and all laws amendatory thereto and supplemental
31 thereto, shall, upon the incorporation of such area as a city or town,
32 continue to be levied thereagainst and shall be collected by the officer
33 of such newly incorporated city or town charged by law with the collec-
34 tion of its license taxes, and the proceeds therefrom shall be transmitted
35 to the county officer then required by law to collect such a county
36 license tax, so long as any of such county bonds so additionally secured
37 and issued prior to the incorporation of such area remain outstanding
38 and unpaid, both as to principal and interest.

39 SEC. 16. NRS 269.170 is hereby amended to read as follows:

40 269.170 1. In addition to the powers and jurisdiction conferred by
41 other laws, the town board or board of county commissioners shall have
42 the power in any unincorporated town or city:

43 (a) To fix and collect a license tax on, and regulate, having due
44 regard to the amount of business done by each person or firm so licensed,
45 all places of business and amusement so licensed, as follows:

46 (1) Artisans, artists, assayers, auctioneers, bakers, banks and bank-
47 ers, barbers, boilermakers, cellars and places where soft drinks are kept
48 or sold, clothes cleaners, foundries, laundries, lumberyards, manufactur-
49 ers of soap, soda, borax or glue, markets, newspaper publishers, pawn-
50 brokers, undertakers, wood and coal dealers.

1 (2) Bootmakers, cobblers, dressmakers, milliners, shoemakers, tail-
2 ors.

3 (3) Boardinghouses, hotels, lodginghouses, restaurants and refresh-
4 ment saloons.

5 (4) Barrooms, gaming, manufacturers of liquors and other bever-
6 ages, saloons.

7 (5) Billiard tables, bowling alleys, caravans, circuses, concerts and
8 other exhibitions, dancehouses, melodcons, menageries, shooting galleries,
9 skating rinks, theaters.

10 (6) Corrals, hayyards, livery and sale stables, wagonyards.

11 (7) Electric light companies, illuminating gas companies, power
12 companies, telegraph companies, telephone companies, water companies.

13 (8) Carts, drays, express companies, freight companies, job wagons,
14 omnibuses and stages.

15 (9) Brokers, commission merchants, factors, general agents, mercan-
16 tile agents, merchants and traders, stockbrokers.

17 (10) Drummers, hawkers, peddlers, solicitors.

18 (11) Insurance agents, brokers, analysts, adjusters and managing
19 general agents within the limitations and under the conditions prescribed
20 in NRS 680B.020.

21 (b) To fix and collect a license tax upon all professions, trades or busi-
22 ness within the town or city not heretofore specified.

23 2. Any license tax levied for the purposes of NRS 244.640 to 244.-
24 780, inclusive, [shall constitute] and section 1 of this act, consti.utes a
25 lien upon the real and personal property of the business upon which the
26 tax was levied until the tax is paid. The lien shall be enforced in the same
27 manner as liens for ad valorem taxes on real and personal property. The
28 town board or other governing body of the unincorporated town may dele-
29 gate the power to enforce such liens to the county fair and recreation
30 board.

S. J. R. 18

**SENATE JOINT RESOLUTION NO. 18—COMMITTEE ON
GOVERNMENT AFFAIRS**

APRIL 7, 1975

Referred to Committee on Government Affairs

SUMMARY—Proposes amendment of Nevada constitution to specify authority for establishing and criteria for testing court budgets. (BDR C-1621)



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

SENATE JOINT RESOLUTION—Proposing to amend article 6 of the constitution, relating to the judiciary, by defining the authority of and limitations upon legislative bodies in providing financial support for the judiciary.

- 1 *Resolved by the Senate and Assembly of the State of Nevada, jointly,*
2 That article 6 of the constitution of the State of Nevada be amended by
3 adding thereto a new section which shall read as follows:
4 1. *The legislature shall provide by law for the support of the judicial*
5 *department by direct appropriation, by the provision of services to the*
6 *courts through agencies within another department, by requiring the sev-*
7 *eral counties and cities of this state so to appropriate or provide services,*
8 *or by any combination of these methods. The court established by this*
9 *constitution or created by statute shall present budgets in conformity with*
10 *law to the legislative bodies respectively charged with their support.*
11 2. *Each legislative body shall act upon these budgets in the manner*
12 *provided by law for budgets generally. Unless the amount appropriated*
13 *for the support of a particular court, considered in conjunction with any*
14 *other services provided to the court, precludes the court from effectively*
15 *exercising the powers and performing the duties imposed upon it by this*
16 *constitution or by statute, is grossly unfair in comparison to the appropri-*
17 *ations made for other departments of the government, the decision of the*
18 *legislative body is conclusive.*

A. B. 666

**ASSEMBLY BILL NO. 666—COMMITTEE ON
GOVERNMENT AFFAIRS**

APRIL 1, 1975

Referred to Committee on Government Affairs

SUMMARY—Amends Reno city charter to authorize agreement for compensation of services rendered by Washoe County treasurer. Fiscal Note: No. (BDR S-1618)



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 Reno, in Washoe County, Nevada, and defining the boundaries thereof, under a new charter; and providing other matters properly relating thereto," approved May 6, 1971, as amended.

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

- 1 SECTION 1. Section 3.090 of Article III of the charter of the City of
- 2 Reno, being chapter 662, Statutes of Nevada 1971, at page 1975, is
- 3 hereby amended to read as follows:
- 4 Section 3.090 County treasurer to be ex officio city treasurer; duties.
- 5 1. The treasurer of Washoe County shall be ex officio city treasurer
- 6 and tax receiver of the city. The county treasurer shall perform such
- 7 duties for the city without additional compensation.
- 8 2. The city treasurer shall, with the consent of the city council,
- 9 appoint the city clerk or other city officer as deputy city treasurer to per-
- 10 form such duties as may be designated by the city council.
- 11 3. The city shall compensate Washoe County [in the amount of
- 12 \$1,800 per year] *annually in an amount agreed upon by the city council*
- 13 *and the board of county commissioners of Washoe County* for the services
- 14 rendered by the treasurer of Washoe County under this section.
- 15 SEC. 2. This act shall become effective upon passage and approval.