

Minutes of the Nevada State Legislature

Senate Committee on Government Affairs

Date: Feb. 23, 1979

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Present: Chairman Gibson
Senator Echols
Senator Ford
Senator Kosinski
Senator Raggio

Also Present: See Attached Guest Register

Chairman Gibson opened the thirteenth meeting of the Government Affairs Committee at 11:00 a.m. The first order of business was the hearing of SB-72. Chairman Gibson noted that it was the opinion of both Mr. Daykin (legal counsel) and Mr. McDonald (Washoe County legal representative) that this bill should be thoroughly reviewed, section by section. Mr. McDonald, at the request of the committee on February 7th, prepared an outline of SB-72, noting briefly the changes in each section.

SB-72 Defines population and changes population basis for exercise of certain powers.

Russ McDonald, representing Washoe County, stated that Mr. Frank Daykin, legal counsel, wrote each Board of County Commissioners on this bill and did not get any responses from the counties through their county commissioners. Mr. McDonald stated that he sent each county a \$70. mailgram but directed it to the District Attorney. Two counties responded, Mineral and White Pine.

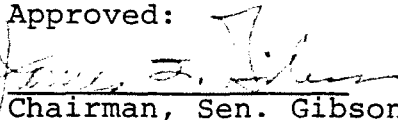
Chairman Gibson noted that he received a letter from Clark County and they have no objection to SB-72.

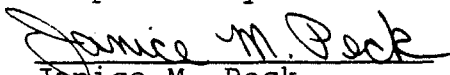
Russ McDonald went over his prepared outline of SB-72. (See Attachment #1) Mr. McDonald covered Sections 1 through 49 during the time allotted for this meeting. The bill was scheduled for a work session on February 26, 1979.

Henry Etchemendy, City Manager for Reno, testified to the committee that Section 29 and Section 39 are of great interest to Reno and they wish to be involved in any discussions held with the County Commissioners on those two sections.

Chairman Gibson informed the committee that he had some bills on White Pine County and wanted permission to schedule some evening hearings as there is a great deal of interest in these bills. The committee agreed to the scheduling of evening hearings on these bills.

With no further business the meeting was adjourned at 12:15 p.m.

Approved: 
Chairman, Sen. Gibson

Respectfully submitted,

Janice M. Peck

SENATE BILL 72

Sec. 2 NRS 4.020 Number and election of justices of the peace.

Sec. 3 NRS 6.045 Jury commissioner: designation by district court rule; administrative duties; selection of trial jurors.

Sec. 4 NRS 6.110 Grand juries in counties having population of 15,000 or more: Selection of jurors and alternate jurors; listing and summoning jurors.

Sec. 5 NRS 6.120 Grand juries in counties having population of less than 15,000: Selection of jurors and alternate jurors; listing and summoning jurors.

Sec. 6 NRS 62.040 Exclusive original jurisdiction of (juvenile) court.

EXHIBIT 1

Sec. 7 NRS 62.100 Probation committee in judicial district not including county of 200,000 or more: appointment; term of office; removal; duties.

Sec. 8 NRS 62.105 Probation committee in judicial district including county of 200,000 or more; appointment; term of office; removal; duties.

Sec. 9 NRS 62.110 Probation officers and employees in judicial district not including county of 200,000 or more: appointment; compensation.

Sec. 10. NRS 62.117 Probation officers and employees in judicial district including county of 200,000 or more: dismissal hearing; appeal.

Sec. 11 NRS 62.120 Duties and powers of probation officers in counties of less than 200,000.

Sec. 12 NRS 62.123 Director of juvenile services; appointment; duties; staff; compensation.

Sec. 13 NRS 122.040 (Marriage) license: obtaining from county clerk; application; examination of applicants; consent of parent or guardian; public records.

Sec. 14 NRS 213.280 State subsidy of special supervision programs; allocation of funds to juvenile courts.

Sec. 15 NRS 218.084 (Apportionment of legislators) omitted areas: attachment to legislative districts.

Sec. 16 NRS 220.167 Complete sets of NRS to be provided to district, justices, municipal courts; set of annotations, digest of cases to be provided to certain courts.

Sec. 17 NRS 237.065 (Local Government Reapportionment Law) Construction of single-member districts in counties whose population is 100,000 or more.

Sec. 18 NRS 244.011 Additional county commissioners in counties having less than 100,000 population.

Sec. 19 NRS 244.014 Number, terms of county commissioners in counties having a population of 100,000 or more but less than 200,000; commissioner election districts.

Sec. 20 NRS 244.018 Manner of electing county commissioners in counties having a population of 100,000 or more. [In counties having a population of 200,000 or more, effective January 1, 1978, for purposes of 1978 elections, otherwise effective January 1, 1979; in counties having a population of 100,000 or more but less than 200,000, effective July 1, 1981.]

Sec. 21 NRS 244.025 Election (of county commissioners in counties having less than 100,000 population).

Sec. 22 NRS 244.050 Commissioner districts in counties having less than 100,000 population: creation; abolishment; election at large of commissioners.

Sec. 23 NRS 244.164 Registrar of voters: creation of office; appointment, qualifications, duties.

Sec. 24 NRS 244.236 (Counties) Lease-purchase agreements for athletic facilities; conveyances of property.

Sec. 25 NRS 244.3081 (County Park Commissions) Recreational and park facilities, buildings: powers of certain counties.

Sec. 26 NRS 244.345

Licensing of places of amusement, entertainment, recreation: County license board; licensing of houses of prostitution in certain counties.

*Priority for original language to protect
Washoe county, if so desired.*

Sec. 27 NRS 244.347

Licensing, regulation of greyhound racing in counties having population of less than 100,000: County licensing board; Nevada racing commission.

Sec. 28 NRS 244.366

Water and sewer facilities: construction; acquisition; operation and maintenance.

Sec. 29 NRS 244.380

Tax levy for promotion of county resources, advantages; contracts for county promotion.

Sec. 30 NRS 244.3821

Establishment of medical scholarship programs in certain counties authorized; appropriation of funds; acceptance of contributions.

Sec. 31 NRS 244.645 Creation of county fair and recreation boards.

Sec. 32 NRS 244.646 County fair and recreation board in counties having population of 100,000 or more, and less than 200,000: number, appointment; terms of members; vacancies.

Sec. 33 NRS 244.647 County fair and recreation board in counties having 200,000 or more population; number, selection, terms of members; vacancies.

Sec. 34 NRS 244.660 (County fair and recreation) Board members: oaths; bonds; compensation.

Sec. 35 NRS 244.6861 Appropriation, expenditures of monies for recreational facilities in certain counties.

Sec. 36 NRS 244.687 (Limitations on powers of county fair recreation board concerning real property in certain counties.)

Sec. 37 NRS 244.775 (County fair and recreation bonds for recreational facilities) Maximum debt limit of counties of 200,000 or more.

Sec. 38 NRS 244.780 (County fair and recreation bonds for recreational facilities) Maximum debt limit of counties of less than 200,000.

Sec. 39 NRS 244.9221 (County Sewage and Waste Water Law) Applicability to counties having population of 200,000 or more.

may have applicability to Washoe County - will check with County Commissioners to see if they are interested.

Sec. 40 NRS 244.9238 (County Sewage and Waste Water Law) Technical advisory committee.

Sec. 41 NRS 245.065 Public hearings for dismissed (county) employees.

Sec. 42 NRS 245.213 Establishment of merit personnel system in counties of 100,000 or more population mandatory.

Sec. 43 NRS 245.350 County travel revolving fund: Creation; purpose; duties of county treasurer.

Sec. 44 NRS 248.095 (Sheriff) Patrol of unincorporated towns in counties having population of 630 or less.

Sec. 45 NRS 248.245 (Sheriff) Report of deaths to public administration in certain counties.

Sec. 46 NRS 251.010 County recorder to be ex officio county auditor in counties less than 100,000 population; office and office hours.

Sec. 47 NRS 251.170 County comptroller: Appointment; compensation; duties.

Sec. 48 NRS 252.045 (District Attorney) Private practice of law authorized in certain counties having less than 100,000 population, prohibited in others.

Sec. 49 NRS 252.070 (District Attorney) Deputies, staff; private practice of law prohibited in certain counties.

Sec. 50 NRS 253.045 (Public Administration) Additional duties in counties having less than 100,000 population.

Sec. 51 NRS 258.010 (Constables) Election, appointment; term of office; power of county commissioners to abolish office.

Sec. 52 NRS 258.065 (Constables) Clerks: Appointment; oath, bond; compensation; duties.

Sec. 53 NRS 258.075 (Constables) Reports of deaths to public administration in certain counties.

Sec. 54 NRS 260.010 (County public defenders) Creation of office by ordinance; appointment; term.

Sec. 55 NRS 260.040 (County public defender) Compensation; deputies and employees; private practice of law prohibited in certain counties; office expenses.

Sec. 56 NRS 267.485 (Commission form of city government) "Municipality" defined. (Contracts with federal government relating to water drainage, sanitary sewer and water supply facilities)

Sec. 57 NRS 268.085 (Powers and duties of all cities) Television installation systems: notice to board of county commissioners.

Sec. 58 NRS 268.570 (Annexation by cities and counties having a population of 200,000 or more) Applicability of NRS 268.570 to 268.608.

Sec. 59 NRS 268.577 City prohibited from soliciting commencement of annexation proceedings.

Sec. 60 NRS 268.610 (Annexation by cities in counties having a population of less than 200,000) Applicability of NRS 268.610 to 268.670.

Sec. 61 NRS 268.626 City annexation commission: creation; numbers, selection of members.

Sec. 62 NRS 269.011 (Unincorporated towns) Applicability of NRS 269.016 to 269.022, inclusive, and 269.024 to 269,0248, inclusive.

Sec. 63 NRS 269.0165 Town board form of government adopted by means of initiative petition; application of section.

Sec. 64 NRS 269.400 (General Obligation Bonds for Town Improvements, Facilities) "Town" defined.

Sec. 65 NRS 269.530 (Alternative provisions for formation of towns) Applicability of the Unincorporated Town Government Law.

Sec. 66 NRS 277.060 Cooperative agreements concerning water, sewage facilities between counties, cities, towns, districts.

Sec. 67 NRS 278.040 Members of city, county planning commissions : Appointment; compensation; term; removal; vacancies.

Sec. 68 NRS 278.150 Master plan: Adoption by planning commission.

Sec. 69 NRS 278.170 Coordination of master plans; adoption of all or parts.

Sec. 70 NRS 278.345 Subdivision of city land in certain counties not having regional planning commissions to file tentative maps with county planning commission; action by county planning commission.

Sec. 71 NRS 278.564 (Subdivision Deed Restrictions in Unincorporated Areas of Certain Counties) Construction committee: establishment by deed restrictions; annual notification to building inspector.

Sec. 72 NRS 278.565 Deed restrictions: copy to accompany tentative map; filing with building inspector; delivery to prospective purchasers.

Sec. 73 NRS 278.566 Reports of construction committee prerequisite to issuance of building permit; exceptions.

Sec. 74 NRS 280.020 (280.090 defines "population") Definitions. (Metropolitan Police Departments)

Sec. 75 NRS 280.100 (Metropolitan Police Departments) Applicability of chapter.

Sec. 76 NRS 280.190 (Metropolitan Police Department) Budget, funding apportionment plan: preparation; approval.

Sec. 77 NRS 280.310 (Metropolitan Police Department) Civil service system: civil service board; rules or regulations; personnel officer.

Sec. 78 NRS 280A.081 (Metropolitan Fire Departments) Applicability of chapter.

Sec. 79 NRS 281.010 Elected and appointed officers

Sec. 80 NRS 293.557 .Publication of list of registered voters.

Sec. 81 NRS 293.560 Close of registration: time; publication of notice.

Sec. 82 NRS 318.0953 (General Improvement Districts) County Commissioners as ex officio district board of trustees of certain districts.

Sec. 83 NRS 318.1194 (General Improvement Districts) Television maintenance facilities: Franchises for television installation systems; approval of electors required in certain districts.

Sec. 84 NRS 332.215 (Local Government Purchasing Act) Local government purchasing study committee: Creation; members; meetings; duties.

Sec. 85 NRS 354.603 (Local Government Budgets) Separate bank, savings and loan accounts of school districts, county hospitals in counties having populations under 20,000.

Sec. 86 NRS 361.340 County boards of equalization: Composition, qualifications, terms, quorum, meetings; attendance of district attorney, assessor.

Sec. 87 NRS 361.483 Payment of taxes; quarterly installments; penalties.

Sec. 88 NRS 365.550 (Motor Vehicle Fuel Taxes) Allocation to counties of tax receipts collected under NRS 365.180; Formula; remittances; limitations on use.

Sec. 89 NRS 371.107 (Vehicle Privilege Tax) Duties of county assessor of counties having a population of 100,000 or more in administering exemptions.

Sec. 90 NRS 371.125 (Vehicle Privilege Tax) Collection of privilege tax by county assessors of counties having a population of less than 100,000; designation of county assessors as agents to assist in administering exemptions.

Sec. 91 NRS 373.040 (County Motor Vehicle Fuel Tax) Regional street and highway commission: number, selection and terms of representatives.

Sec. 92 NRS 373.140 (County Motor Vehicle Fuel Tax) Street and highway construction projects: submission to regional street and highway commission; evaluation and approval.

Sec. 93 NRS 373.143 (County Motor Vehicle Fuel Tax) Annual reports to department by regional street and highway commissions in counties having less than 100,000 population.

Sec. 94 NRS 373.145 (County Motor Vehicle Fuel Tax) Submission of project specifications, plans to state highway engineer by regional street and highway commissions in counties having less than 100,000 population.

Sec. 95 NRS 386.120 County school districts: number of trustees,

Sec. 96 NRS 386.170 Election of trustees in school districts
in counties having a population of
200,000 or more.

Sec. 97 NRS 386.365 Policies, regulations of boards of
trustees in counties having a population
of 100,000 or more; Procedure.

Sec. 98 NRS 387.170 County school district funds: Creation;
transfers.

Sec. 99 NRS 427A.130 (Services to Aging Persons) Advisory
Committee on older Americans: Creation;
number, appointments, qualifications,
dismissal of members; recommendations.

Sec. 100 NRS 432.100 (Registries for Child Abuse and Neglect)
Creation, maintenance of central registry;
designation of regional registries.

Sec. 101 NRS 445.546 Local air pollution control programs:
Establishment.

Sec. 102 NRS 445.630 (Air Pollution) [State environmental]
Commission regulations: Control of motor
vehicle emissions; program of motor
vehicle inspection and testing.

Sec. 103 NRS 450.060 (County Hospitals) Acquisition of additional
buildings, sites when board of hospital
trustees takes over existing hospital.

Sec. 104 NRS 450.070 (Board of County Hospital Trustees) Number;
election; terms of office.

Sec. 105 NRS 450.090 County commissioners as members of (hospital)
board: Selection.

Sec. 106 NRS 450.130 (Hospital) Trustees' compensation and expenses.

Sec. 107 NRS 450.250 (County) Hospital fund: Expenditures; control by board.

Sec. 108 NRS 450.290 (County Hospital) Issuance of general obligation bonds; pledge of gross, net revenues.

Sec. 109 NRS 450.510 Counties less than 100,000 may contract with community nonprofit hospital for care of indigent patients; enlargements, alteration of hospital.

Sec. 110 NRS 451.070 (Dead Bodies) Power of city to order disinterment and removal of all human remains interred in cemetery declared dangerous to health, safety and welfare.

Sec. 111 NRS 466.095 City or county license prerequisite to pari-mutuel wagering license for greyhound racing.

Sec. 112 NRS 474.200 (County Fire Protection Districts Created by Election) Levy, collection and use of taxes.

Sec. 113 NRS 481.057 Offices of drivers' license division (department of motor vehicles): Office hours in counties over 100,000.

Sec. 114 NRS 482.160 (Motor Vehicle Department) Director's administrative rules and regulations; branch offices; appointment of agents.

Sec. 115 NRS 482.180 Motor vehicle fund: Creation; deposits and transfers; distribution of privilege taxes collected to counties, Carson City; commissions on collections.

Sec. 116 NRS 482.225 (Vehicle Licensing) Collection of use tax upon application for registration.

Sec. 117 NRS 484.2155 (Traffic Laws) "Urban area" defined.

Sec. 118 NRS 541.160 (Water Conservancy Districts) District board may levy and collect taxes, special assessments; classification of methods.

Sec. 119 NRS 630.273 Physicians' assistant: Issuance, conditions of certificate.

Sec. 120 NRS 662.015 General powers of banking corporations.

Sec. 121 NRS 677.330 (Thrift Companies) Mobile branch offices.

Sec. 122 NRS 693A.350 (Insurance Code) Merger, consolidation of mutual insurers.

Sec. 123 NRS 693A.370 (Insurance Code) Bulk reinsurance.

Sec. 124 NRS 704.230 (Public Utility Regulation) Installation, use of water meters.

Sec. 125 NRS 706.881 (Taxicab Regulation) Applicability of NRS 706.8811 to 706.885 to counties of 200,000 or more.

Sec. 126 NRS 711.095

(Community Antenna Television Systems)
Limitation on issuance of certificate of
public convenience and necessity in certain
counties where general improvement district
organized; approval by electors.

Sec. 127 NRS 290.090

(To Be repealed) (Metropolitan Police Departments)
"Population" defined.

sampling procedures and special surveys. In connection with any such census, the Secretary is authorized to obtain such other census information as necessary.

(b) The tabulation of total population by States under subsection (a) of this section as required for the apportionment of Representatives in Congress among the several States shall be completed within 9 months after the census date and reported by the Secretary to the President of the United States.

(c) The officers or public bodies having initial responsibility for the legislative apportionment or districting of each State may, not later than 3 years before the decennial census date, submit to the Secretary a plan identifying the geographic areas for which specific tabulations of population are desired. Each such plan shall be developed in accordance with criteria established by the Secretary, which he shall furnish to such officers or public bodies not later than April 1 of the fourth year preceding the decennial census date. Such criteria shall include requirements which assure that such plan shall be developed in a non-partisan manner. Should the Secretary find that a plan submitted by such officers or public bodies does not meet the criteria established by him, he shall consult to the extent necessary with such officers or public bodies in order to achieve the alterations in such plan that he deems necessary to bring it into accord with such criteria. Any issues with respect to such plan remaining unresolved after such consultation shall be resolved by the Secretary, and in all cases he shall have final authority for determining the geographic format of such plan. Tabulations of population for the areas identified in any plan approved by the Secretary shall be completed by him as expeditiously as possible after the decennial census date and reported to the Governor of the State involved and to the officers or public bodies having responsibility for legislative apportionment or districting of such State, except that such tabulations of population of each State requesting a tabulation plan, and basic tabulations of population of each other State, shall, in any event, be completed, reported, and transmitted to each respective State within one year after the decennial census date.

(d) Without regard to subsections (a), (b), and (c) of this section, the Secretary, in the year 1985 and every 10 years thereafter, shall conduct a mid-decade census of population in such form and content as he may determine, including the use of sampling procedures and special surveys, taking into account the extent to which information to be obtained from such census will serve in lieu of information collected annually or less frequently in surveys or other statistical studies. The census shall be taken as of the first day of April of each such year, which date shall be known as the "mid-decade census date".

(e) (1) If—

(A) in the administration of any program established by or under Federal law which provides benefits to State or local governments or to other recipients, eligibility for or the amount of such benefits would (without regard to this paragraph) be determined by taking into account data obtained in the most recent decennial census, and

(B) comparable data is obtained in a mid-decade census conducted after such decennial census,

then in the determination of such eligibility or amount of benefits the most recent data available from either the mid-decade or decennial census shall be used.

(2) Information obtained in any mid-decade census shall not be used for apportionment of Representatives in Congress among the several States, nor shall such information be used in prescribing congressional districts.