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Proposed Amendment to AB 355
Senate Taxation
May 6, 2003

Sec. 3. 1. The board of county commissioners of each

2-12 county whose population is 400,000 or more shall

2-13 (a) In consultation with any impacted local governments, designate a preferred airport or other preferred facility for

2-14 the takeoff and landing of commercial helicopters; and

2-15 (b) In consultation with persons having expertise and

2-16 experience, with respect to noise that is emitted and generated by

2-17 helicopters, establish guidelines for noise for commercial

2-18 helicopters.

(c) If the proposed location of the preferred airport or other preferred facility is within the jurisdiction of a city, the designation of a preferred airport or other facility and the establishment of noise guidelines require the approval of the local governing body.

2-19 2. The preferred airport or other preferred facility designated

2-20 pursuant to paragraph (a) of subsection 1:

2-21 (a) Must not be the largest airport that is located within the

2-22 county;

2-23 (b) Must not be located within an urban area; and

2-24 (c) Must be selected, insofar as is practicable, on the basis that

2-25 its location will reduce:

2-26 (1) The overall impact on the county and on the residents of

2-27 the county of noise that is emitted and generated by commercial

2-28 helicopters; and

2-29 (2) The risk of danger to the residents of the county related

2-30 to helicopter traffic.

Sec. 6. 1. Except as otherwise provided in subsection 2, the

3-39 board of county commissioners of a county whose population is

3-40 400,000 or more, and any other governmental entity within such a

3-41 county, shall not, during the period commencing on July 1, 2003,

3-42 and ending on June 30, 2005:

3-43 (a) Authorize the construction or operation of a heliport that was

3-44 not in existence on July 1, 2003; or

4-1 (b) Approve or issue any land use permit, the effect of which

4-2 approval or issuance would be to authorize the construction or

4-3 operation of a heliport that was not in existence on July 1, 2003.

4-4 2. The provisions of subsection 1 do not apply to the extent

4-5 that those provisions:

4-6 (a) Are preempted or prohibited by federal law; or

4-7 (b) Violate a condition to the receipt of federal money by this

4-8 state or a political subdivision of this state.

(c) Do not impact locations declared to be preferred airports or other preferred facilities by the local governing

body.

Proposed by the City of Henderson

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