
SENATE BILL NO. 424—COMMITTEE ON COMMERCE AND LABOR

MARCH 24, 2003

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to composition of membership of redevelopment agency.
(BDR 22-1270)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to redevelopment; providing an additional alternative procedure for the appointment of the membership of a redevelopment agency; 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 279 of NRS is hereby amended by adding
2 thereto a new section to read as follows:
3 1. *As an alternative to the appointment of five members of the*
4 *agency pursuant to NRS 279.440 and as an alternative to the*
5 *procedures set forth in NRS 279.444:*
6 (a) *At the time of the adoption of a resolution pursuant to NRS*
7 *279.428, the legislative body may appoint not more than 11 of the*
8 *following persons as members of the agency:*
9 (1) *Resident electors of the community;*
10 (2) *Members of the legislative body; or*
11 (3) *A combination of resident electors of the community*
12 *and members of the legislative body; or*
13 (b) *At any time after the adoption of a resolution pursuant to*
14 *NRS 279.428, the legislative body may direct the mayor or other*
15 *executive officer of the city or chairman of the board of county*
16 *commissioners to appoint not more than 11 of the following*
17 *persons as members of the agency:*



- 1 (1) *Resident electors of the community;*
- 2 (2) *Members of the legislative body; or*
- 3 (3) *A combination of resident electors of the community*
- 4 *and members of the legislative body.*

5 2. *The terms of any resident electors of the community first*
6 *appointed as members of the agency pursuant to paragraph (a) or*
7 *(b) of subsection 1 must be staggered in substantially the same*
8 *proportion as the terms of members are staggered pursuant to*
9 *NRS 279.446. The successors of the members first appointed must*
10 *be appointed for 4-year terms. Vacancies occurring during a term*
11 *must be filled for the unexpired term. A member shall hold office*
12 *until his successor is appointed and qualified.*

13 **Sec. 2.** NRS 279.384 is hereby amended to read as follows:
14 279.384 As used in NRS 279.382 to 279.685, inclusive, *and*
15 *section 1 of this act*, unless the context otherwise requires, the
16 words and terms defined in NRS 279.386 to 279.414, inclusive,
17 have the meanings ascribed to them in those sections.

18 **Sec. 3.** NRS 279.440 is hereby amended to read as follows:
19 279.440 ~~When~~ *Except as otherwise provided in NRS*
20 *279.444 and section 1 of this act, when* the legislative body adopts
21 a resolution declaring the need for an agency , the mayor or other
22 executive officer of a city or chairman of the board of county
23 commissioners, with the approval of the legislative body, shall
24 appoint five resident electors of the community as members of the
25 agency.

26 **Sec. 4.** NRS 279.442 is hereby amended to read as follows:
27 279.442 A member may not be ~~an elective officer or~~ an
28 employee of the community ~~;~~ but, notwithstanding any other law,
29 he may be a member or employee of any other agency or authority
30 of, or created for, the community.

31 **Sec. 5.** NRS 279.444 is hereby amended to read as follows:
32 279.444 1. As an alternative to the appointment of five
33 members of the agency ~~;~~ *pursuant to NRS 279.440 and as an*
34 *alternative to the procedures set forth in section 1 of this act*, the
35 legislative body may, at the time of the adoption of a resolution
36 pursuant to NRS 279.428, or at any time thereafter, declare itself to
37 be the agency, in which case, all the rights, powers, duties,
38 privileges and immunities vested by NRS 279.382 to 279.685,
39 inclusive, *and section 1 of this act* in an agency are vested in the
40 legislative body of the community. If the legislative body of a city
41 declares itself to be the agency pursuant to this subsection, it may
42 include the mayor of the city as part of the agency regardless of
43 whether he is a member of the legislative body.



1 2. A city may enact its own procedural ordinance and exercise
2 the powers granted by NRS 279.382 to 279.685, inclusive ~~{ }~~, and
3 *section 1 of this act.*

4 3. An agency ~~{is authorized to}~~ *may* delegate to a community
5 any of the powers or functions of the agency with respect to the
6 planning or undertaking of a redevelopment project in the area in
7 which that community is authorized to act, and that community may
8 carry out or perform those powers or functions for the agency.

9 **Sec. 6.** NRS 279.446 is hereby amended to read as follows:

10 279.446 ~~{Three}~~ *If five resident electors of the community are*
11 *appointed as members of the agency pursuant to NRS 279.440,*
12 *three* of the members first appointed ~~{shall}~~ *must* be designated to
13 serve for terms of 1, 2 and 3 years, respectively, ~~{from}~~ *after* the
14 date of their appointments and two ~~{shall}~~ *must* be designated to
15 serve for terms of 4 years ~~{from}~~ *after* the date of their
16 appointments. Their successors ~~{shall}~~ *must* be appointed for 4-year
17 terms. Vacancies occurring during a term ~~{shall}~~ *must* be filled for
18 the unexpired term. A member shall hold office until his successor
19 is appointed and qualified.

20 **Sec. 7.** This act becomes effective on July 1, 2003.

