

ASSEMBLY BILL NO. 22—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF THE NEVADA LEAGUE OF
CITIES AND MUNICIPALITIES)

PREFILED FEBRUARY 3, 2005

Referred to Committee on Government Affairs

SUMMARY—Authorizes appointed trustees of city library to sell, exchange, transfer, assign or otherwise dispose of real or personal property of library. (BDR 33-509)

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

~

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

AN ACT relating to libraries; authorizing the appointed trustees of a city library to sell, exchange, transfer, assign or otherwise dispose of the real or personal property of the library; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires the governing body of a city to determine whether to be
2 the governing authority of the city library or to appoint a board of trustees to fill
3 that role. If a board of trustees is appointed, the appointed trustees are required to
4 perform certain acts to establish, maintain and manage the library. The appointed
5 trustees are also authorized to perform certain acts necessary for the management
6 and control of the library. (NRS 379.105)

7 This bill expands the authority of the appointed trustees of a city library to
8 include the sale, exchange, transfer, assignment or other disposal of any real or
9 personal property owned by the library or in which the library has an interest.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 379.105 is hereby amended to read as follows:
2 379.105 1. The governing body of the city shall determine
3 whether:



- 1 (a) To constitute itself the governing authority of the city
2 library; or
3 (b) To appoint a board of trustees as such governing authority.
4 2. If library trustees are appointed, they and their successors
5 shall:
6 (a) Establish, supervise and maintain a library.
7 (b) Appoint a librarian.
8 (c) Hold and possess the property and effects of the library in
9 trust for the public.
10 (d) Submit annual budgets to the governing body of the city,
11 containing detailed estimates of the amount of money necessary for
12 the operation and management of the library for the next succeeding
13 year.
14 (e) Establish bylaws and regulations for the management of the
15 library and their own management.
16 (f) Manage all the property, real and personal, of the library.
17 (g) Acquire and hold real and personal property, by gift,
18 purchase or bequest, for the library.
19 (h) Administer any trust declared or created for the library.
20 (i) Maintain or defend any action in reference to the property or
21 affairs of the library.
22 3. If appointed, the library trustees may:
23 (a) Make purchases and secure rooms.
24 (b) *Sell, exchange, transfer, assign or otherwise dispose of any*
25 *property or interest in property, real or personal, of the library.*
26 (c) Authorize the merger of a city library with a county library
27 district.
28 ~~(e)~~ (d) Do all acts necessary for the orderly and efficient
29 management and control of the library.
30 4. The governing authority has all the powers and duties with
31 respect to the city library that district library trustees have with
32 respect to a district library.
33 **Sec. 2.** This act becomes effective on July 1, 2005.

