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ASSEMBLY BILL NO. 64—ASSEMBLYMEN CARPENTER, GOICOECHEA,  
MARVEL, GRADY, HETRICK, CLABORN AND SHERER

FEBRUARY 16, 2005

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JOINT SPONSORS: SENATORS RHOADS AND MCGINNESS

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Referred to Committee on Elections, Procedures, Ethics,  
and Constitutional Amendments

SUMMARY—Exempts elected supervisor of conservation district  
from requirement to file statement of financial  
disclosure. (BDR 23-1079)

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.

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AN ACT relating to ethics in government; exempting a person  
elected as a supervisor of a conservation district from the  
requirement of filing a statement of financial disclosure  
with the Secretary of State; and providing other matters  
properly relating thereto.

**Legislative Counsel's Digest:**

1 Existing law requires each appointed public officer whose annual compensation  
2 is \$6,000 or more, each candidate for public office whose annual compensation will  
3 be \$6,000 or more and each elected public officer, regardless of the amount of his  
4 annual compensation to file a financial disclosure statement. (NRS 281.559,  
5 281.561) Existing law requires that a conservation district be governed by five  
6 supervisors who are elected and one or two supervisors who are appointed by the  
7 governing bodies in the district. (NRS 548.280) A person who serves as a  
8 supervisor is not compensated for his services. (NRS 548.310)  
9 This bill exempts any elected supervisor of a conservation district from the  
10 requirement to file a financial disclosure statement with the Secretary of State, and  
11 provides that such a supervisor must not be fined or assessed a civil penalty for  
12 failing to file such a statement. This bill does not address appointed supervisors of a  
13 conservation district because, since they do not receive any compensation, they are  
14 already exempt from the requirement of filing a financial disclosure statement  
15 pursuant to NRS 281.559. The provisions of this bill apply retroactively to



16 January 1, 2005, and any civil penalty against an elected supervisor of a  
17 conservation district pending on the effective date of the bill is declared void.

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

- 1     **Section 1.** NRS 281.561 is hereby amended to read as follows:  
2     281.561 1. Each candidate for public office who will be  
3 entitled to receive annual compensation of \$6,000 or more for  
4 serving in the office that he is seeking and , *except as otherwise*  
5 *provided in subsection 2*, each public officer who was elected to the  
6 office for which he is serving shall file with the Secretary of State a  
7 statement of financial disclosure, as follows:  
8     (a) A candidate for nomination, election or reelection to public  
9 office shall file a statement of financial disclosure no later than the  
10 10th day after the last day to qualify as a candidate for the office;  
11 and  
12     (b) Each public officer shall file a statement of financial  
13 disclosure on or before January 15 of each year of the term,  
14 including the year the term expires.  
15     2. *A person elected pursuant to NRS 548.285 to the office of*  
16 *supervisor of a conservation district is not required to file a*  
17 *statement of financial disclosure relative to that office pursuant to*  
18 *subsection 1.*  
19     3. A candidate for judicial office or a judicial officer shall file a  
20 statement of financial disclosure pursuant to the requirements of  
21 Canon 4I of the Nevada Code of Judicial Conduct. Such a statement  
22 of financial disclosure must include, without limitation, all  
23 information required to be included in a statement of financial  
24 disclosure pursuant to NRS 281.571.  
25     ~~3.~~ 4. A statement of financial disclosure shall be deemed to  
26 be filed with the Secretary of State:  
27     (a) On the date that it was mailed if it was sent by certified mail;  
28 or  
29     (b) On the date that it was received by the Secretary of State if  
30 the statement was sent by regular mail, transmitted by facsimile  
31 machine or electronic means, or delivered personally.  
32     ~~4.~~ 5. The statement of financial disclosure filed pursuant to  
33 this section must be filed on the form prescribed by the Commission  
34 pursuant to NRS 281.471.  
35     ~~5.~~ 6. The Secretary of State shall prescribe, by regulation,  
36 procedures for the submission of statements of financial disclosure  
37 filed pursuant to this section, maintain files of such statements and  
38 make the statements available for public inspection.



1     **Sec. 2.** Any civil penalty or fine pending on the effective date  
2 of this act which was imposed pursuant to NRS 281.581 or any  
3 other provision of law against an elected supervisor of a  
4 conservation district for failing to file a statement of financial  
5 disclosure pursuant to NRS 281.561 is hereby declared void and  
6 must not be collected.

7     **Sec. 3.** This act becomes effective upon passage and approval  
8 and applies retroactively to January 1, 2005.



