

Amendment No. 205

Senate Amendment to Senate Bill No. 52	(BDR 14-369)
Proposed by: Committee on Government Affairs	
Amendment Box:	
Resolves Conflicts with: N/A	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend sec. 2, page 3, line 6, by deleting “The” and inserting:

“{The}

1. Except as otherwise provided in subsection 2, the”.

Amend sec. 2, page 3, line 9, by deleting “~~[\$500]~~ \$1,000” and inserting “\$500”.

Amend sec. 2, page 3, between lines 9 and 10, by inserting:

“2. The governing body of an incorporated city may by ordinance provide that a violation of an ordinance adopted by the governing body pursuant to NRS 268.4122 by the owner of commercial property imposes a civil liability to the city in an amount not to exceed \$1,000 instead of a criminal sanction.”.

Amend sec. 3, page 3, between lines 40 and 41, by inserting:

JCB/KMG

Date: 4/8/2005

S.B. No. 52—Revises provisions relating to adoption and enforcement of certain ordinances by local governments.



“(e) If the county board of health, city board of health or district board of health in whose jurisdiction the incorporated city is located has adopted a definition of garbage, use the definition of garbage adopted by the county board of health, city board of health or district board of health, as applicable.”.

Amend the title of the bill by deleting the eighth line and inserting:

“as a civil penalty for a violation of certain city ordinances; requiring that if a county board of health, city board of health or district board of health has adopted a definition of garbage, that certain ordinances adopted by the governing body of an incorporated city use that definition;”.

**If this amendment is adopted, the Legislative
Counsel's Digest will be changed to read as follows:**

Legislative Counsel's Digest:

Existing law authorizes counties and cities to designate certain persons to prepare, sign and serve citations on people accused of violating a county or city ordinance. (NRS 171.17751) Existing law further authorizes cities to provide by ordinance for the imposition of a civil penalty for the violation of an ordinance instead of a criminal sanction. (NRS 268.019)

This bill authorizes additional persons charged with the enforcement of county or city ordinances to prepare, sign and serve citations for violations of county or city ordinances. This bill also increases the maximum civil penalty that a city may impose for violation of a city ordinance ordering the owner of commercial property to repair, safeguard or eliminate a dangerous structure or condition or to clear certain debris, rubbish and refuse to protect the public health, safety and welfare from \$500 to \$1,000.

Existing law authorizes cities to adopt procedures for ordering an owner of property to repair, safeguard or eliminate a dangerous structure or condition or to clear certain debris, rubbish and refuse to protect the public health, safety and welfare. (NRS 268.4122)

This bill adds litter, garbage, abandoned or junk vehicles and junk appliances to the list of items that a city governing body may order a property owner to remove to protect the public health, safety and welfare. This bill requires that, if a county board of health or district board of health has adopted a definition of garbage, the ordinance must use such definition. This bill also adds the welfare of the

general public and the failure to meet minimum maintenance requirements as factors when determining whether a dangerous structure or condition exists.

Existing law authorizes various persons to remove abandoned vehicles from public property under certain circumstances. (NRS 487.230)

This bill authorizes additional persons charged with the enforcement of county or city ordinances to remove abandoned vehicles from public property under certain circumstances.