The Senate Committee on Natural Resources was called to order by Chair David R. Parks at 3:40 p.m. on Thursday, March 26, 2009, in Room 2144 of the Legislative Building, Carson City, Nevada. Exhibit A is the Agenda. Exhibit B is the Attendance Roster. All exhibits are available and on file in the Research Library of the Legislative Counsel Bureau.

COMMITTEE MEMBERS PRESENT:

Senator David R. Parks, Chair
Senator Allison Copening, Vice Chair
Senator Bernice Mathews
Senator Dean A. Rhoads
Senator Mark E. Amodei
Senator Dennis Nolan

COMMITTEE MEMBERS ABSENT:

Senator Bob Coffin (Excused)

STAFF MEMBERS PRESENT:

Randy Stephenson, Committee Counsel
Michelle Van Geel, Committee Policy Analyst
Shirley Parks, Committee Secretary

OTHERS PRESENT:

Michael A.T. Pagni, Steamboat Canal and Irrigation Company; Last Chance Irrigation Company

CHAIR PARKS:

A brief work session is scheduled on today’s agenda. We will begin with Senate Bill (S.B.) 170. Senator Coffin is in another meeting and will join us as soon as he is available. Let the minutes reflect that Senators Mathews and Nolan are present when they arrive.
SENATE BILL 170: Revises provisions governing payment for work performed for the operation and maintenance of ditches. (BDR 48-1059)

MICHELLE VAN GEEL (Committee Policy Analyst):
This review is an explanation of S.B. 170 in the work session packet. (Exhibit C) The bill was heard in Committee on March 12, 2009. It authorizes an entity that owns and operates or maintains a ditch to recover from certain persons, reasonable expense for any work performed by the entity that is necessary for the operation and maintenance of the ditch. The measure also provides for the imposition of a lien against any property to which water is delivered through the ditch. There is an attached amendment. We may need further clarification of the word “proper.”

MICHAEL A.T. PAGNI (Steamboat Canal and Irrigation Company; Last Chance Irrigation Company):
I have had a conversation with the representative who brought the amendment to S.B. 170. The request is to add the word “proper” to the new language in section 1, lines 12 through 16 of the bill. This would be consistent with the first sentence of the bill. The word “proper” is used there. However, today it was decided, actually, to be consistent, it would be better to remove the word “proper” from the first sentence rather than add it to the new language. This new proposal would delete the word from section 1, page 2, line 2. The second requested change to S.B. 170 would have included some additional language, but after further discussion, it was decided that it would not be necessary.

SENATOR AMODEI MOVED TO AMEND AND DO PASS AS AMENDED S.B. 170.

SENATOR COPENING SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

*****

Chair Parks:
The next item of the work session is Senate Concurrent Resolution (S.C R.) 6.
SENATE CONCURRENT RESOLUTION 6: Urges counties to map and document certain county roads to preserve rights-of-way over public lands in Nevada. (BDR R-467)

MS. VAN GEEL:
I will give the overview of S.C.R. 6 Exhibit C. This bill was heard in Committee on March 10, 2009. It urges the counties in the State to map and document all county roads over which rights-of-way were acquired before the enactment of the Federal Land Policy and Management Act of 1976. There is no opposition or amendments to the resolution.

SENATOR COPENING MOVED TO ADOPT S.C.R. 6.

SENATOR NOLAN SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

*****
CHAIR PARKS:
This concludes today’s Senate Committee on Natural Resources order of business. We are adjourned at 3:48 p.m.

RESPECTFULLY SUBMITTED:

______________________________
Shirley Parks,
Committee Secretary

APPROVED BY:

______________________________
Senator David R. Parks, Chair

DATE: ________________________________