

ASSEMBLY
GOVERNMENT AFFAIRS
May 2, 1977
8:00am

MEMBERS PRESENT: Chairman Murphy
Mr. May
Mr. Craddock
Mr. Jeffrey
Mr. Mann
Mr. Moody
Mr. Robinson
Mrs. Westall
Mr. Jacobsen

Vice-Chairman May called the meeting to order at 8:00am.

SENATE BILL 333

Donald La Plant, University of Nevada Press, told the committee that he supported the bill. He suggested that line 49 be eliminated or add an exemption that the person under investigation would have the right to close or open the meeting.

Robert Cox, Washoe County School District, asked the committee if an administrative meeting was included, when he found out that they were he said he could not support the bill. He added that the bill is too restrictive of attorney client relationships.

COMMITTEE ACTION - S.B. 333

Mr. Mann moved to have the committee TAKE NO ADDITIONAL TESTIMONY ON THE BILL, seconded by Mr. Robinson. The motion passed 5-3-1, with Mr. Murphy, Mr. May and Mr. Craddock voting no and Mr. Jeffrey not present for the vote.

ASSEMBLY BILL 675

Robert Cox, Washoe County School District, told the committee that the bill would be disastrous because there is no restriction on a time to keep the records and it excludes the attorney client privilege. He added that it should more expressly exclude administrative bodies.

COMMITTEE ACTION - A.B. 675

After discussing the bill and the fiscal note, Mr. Mann moved to INDEFINITELY POSTPONE, seconded by Mr. Jacobsen, passed unanimously. Mr. Murphy and Mr. Jeffrey were not present for the vote.

A. B. 687- Mr. Mann moved to AMEND AND DO PASS, seconded by Mrs. Westall, passed unanimously. Mr. Moody was not present for the vote. The amendments are attached as Exhibit 1.

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COMMITTEE ACTION-A.B. 597

Mr. Robinson presented an amendment which, instead of the original 50-50 funding program, was a 30%, 35%, and 40% program for the State's part of the deal. Mr. Jacobsen moved to AMEND AND DO PASS, seconded by Mr. Jeffrey, passed unanimously. The amendment no. was 1282A.

A. B. 721- Mr. Jacobsen moved to AMEND AND DO PASS, seconded by Mr. Mann. Passed with Mr. Craddock absent, and Mr. May and Mrs. Westall not voting.

ASSEMBLY BILL 732

Speaker Dini declared that there was not need for a fiscal note and therefore the committee could act on the measure.

Mr. Jacobsen moved to DO PASS, seconded by Mr. Mann, passed unanimously.

ASSEMBLY BILL 593

Mr. Robinson presented some amendments to the bill which are attached as Exhibit 2.

Mr. May moved to adjourn the meeting, seconded by Mrs. Westall, and since the motion is not debatable the committee was adjourned at 10:00 am.

THE COMMITTEE RECONVENED AT THE CHAIRMAN'S DESK ON THE ASSEMBLY FLOOR AT 10:45 TO CONTINUE DISCUSSION OF MR. ROBINSON'S AMENDMENTS.

Mr. Robinson moved to AMEND AND DO PASS, seconded by Mr. Mann; under discussion, Mr. Jeffrey and Mr. May wanted to take a day to handle the bill in committee. Mr. Craddock felt that there was no reason to change something that works well now. Mr. Robinson said that politics needed to be taken out of the operation of the airport. He continued by saying that he was not taking any shots at the County Commission. The motion passed with Mr. Mann, Mr. Moody, Mrs. Westall, Mr. Jacobsen, and Mr. Robinson voting yes, Mr. May, Mr. Craddock, Mr. Jeffrey and Mr. Murphy voting no.

This meeting was adjourned at 10:53.

Respectfully submitted,

Kim Morgan
Kim Morgan, Committee Secretary



WILLIAM E. HANCOCK, A.I.A.
SECRETARY AND
MANAGER

STATE OF NEVADA
PUBLIC WORKS BOARD

Exhibit 1

Kinkead Building, Room 400
Capitol Complex
CARSON CITY, NEVADA 89710
(702) 885-4870

Assemblyman James N. Kosinski
Nevada State Legislature
Carson City, Nevada 89710

April 18, 1977

IN REPLY REFER TO SUBJECT

RE AB 687

C
O
P
Y

Dear Jim:

The following are some suggestions I made to the committee concerning AB687:

1. Amend Section 2 to read: "Plans and Specifications for all public buildings and curbs and sidewalks intended for public use and constructed after July 1, 1978 shall conform to standards adopted by the State Public Works Board for making such buildings, curbs and sidewalks accessible to and usable by the physically handicapped".
2. Delete Section 3.
3. Amend Section 4 to read: "The State Public Works Board shall on or before January 1, 1978 adopt the standards determined necessary to make public buildings accessible to and usable by the physically handicapped".
4. Add paragraph 5 to read: "The State Public Works Board shall enforce the requirements of this section. The Board may delegate its powers of enforcement to the governing authority of any city, county or other political subdivision of the State".

The above modifications are based on the belief that full compliance with ASA Standards would be expensive and is not completely desirable. The delegation of enforcement is similar to that being considered on energy conservation.

Very truly yours,

William E. Hancock, AIA
Manager

WEH:kl

ASSEMBLY ACTION

SENATE ACTION

ASSEMBLY / SENATE AMENDMENT BLANK

Adopted ☐
 Lost ☐
 Date:
 Initial:
 Concurred in ☐
 Not concurred in ☐
 Date:
 Initial:

Adopted ☐
 Lost ☐
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 Not concurred in ☐
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Amendments to Assembly / Senate

Bill / Joint Resolution No. 593 (BDR 11-1664)Proposed by Committee on Government Affairs*Exhibit 2*1977 Amendment N^o 1231 A

Replaces Amendment 1158A, Conflicts with Amendment 176.

Amend section 3, page 1, delete lines 11 and 12 and insert:

"regions, all require the placing of control, operation and financing of metro-".

Amend section 11, page 2, delete lines 19 and 20 and insert:

"public bodies, corporate and politic, acting as instrumentalities of the county."

Form 1a (Amendment Blank)

3044A

Drafted by LP:ml:bk Date 4-29-77.To Journal
(3) CFB

Amend section 12, page 2, line 24, after "authority" and before "of" insert:
"of the control, possession, use, benefit or title".

Amend section 13, page 2, delete lines 34 through 49 and insert:

"(a) If there are two or more incorporated cities in the county:

(1) The board of county commissioners shall appoint three members, one of whom shall be a registered professional engineer who has practiced in this state for not less than 5 years preceding his appointment and one of whom holds a valid airman's certificate issued by the Federal Aviation Administration with a valid private pilot's rating or higher.

(2) The governing body of the largest incorporated city in the county shall appoint three members, one of whom shall be an attorney licensed to practice in this state and who has been licensed for not less than 5 years preceding his appointment and one of whom shall be a representative of finance.

(3) The governing body of the second largest incorporated city shall appoint one member who is a representative of industry or commerce.

(b) If the county has but one or has no incorporated cities, the board of county commissioners shall appoint all of the members.

2. The additional members of the board shall be appointed from the fields of engineering, law, industry, commerce and finance.

3. The commissioners appointed from the fields of industry,"

Amend section 13, page 3, delete line 2 and insert:

tation.

4. All members must reside within the boundaries of the county or

incorporated city from which they are appointed.

5. No member of the board may have any financial interest in an airport or its concessions."

Amend section 14, page 3, between lines 8 and 9, insert:

"4. The board shall meet regularly at a time and in a place to be designated by the board. Special meetings may be held as often as the needs of the board require after notice is given to each board member."

Amend section 17, page 3, line 41, delete "The" and insert:

"Except as provided in section 17.5 of this act, the".

Amend section 17, page 4, delete lines 8 and 9.

Amend section 17, page 4, line 10, delete "7." and insert: "6."

Amend section 17, page 4, line 13, delete "8." and insert: "7."

Amend section 17, page 4, line 17, delete "9." and insert: "8."

Amend section 17, page 4, line 22, delete "10." and insert: "9."

Amend section 17, page 4, line 27, delete "11." and insert: "10."

Amend section 17, page 4, line 31, delete "12." and insert: "11."

Amend section 17, page 4, line 35, delete "13." and insert: "12."

Amend section 17, page 4, line 37, delete "14." and insert: "13."

Amend section 17, page 4, line 39, delete "15." and insert: "14."

Amend section 17, page 4, line 43, delete "16." and insert: "15."

Amend the bill as a whole by adding new sections designated sections 17.3, 17.5 and 17.7, following section 17, to read as follows:

"Sec. 17.3. In addition to other means for providing revenue, the board may, if the board of county commissioners approves by resolution,

levy and collect general (ad valorem) taxes, such levy and collection to be made by the board in conjunction with the county and its officers.

Sec. 17.5. The authority shall enter into agreements with the county to acquire the control, possession, use, benefit or title of the airport properties' functions and outstanding obligations under the control, ownership or jurisdiction of the board of county commissioners not inconsistent with the rights of existing bondholders.

Sec. 17.7. The authority may exercise the power of eminent domain or direct the board of county commissioners with its concurrence to acquire any real property which the authority may deem necessary for its purposes under this chapter, after the adoption by the authority of a resolution declaring that the acquisition is necessary for such purposes."

Amend section 19, page 5, delete lines 3 through 45 and insert:

"Sec. 19. The board of county commissioners may advance funds to the authority, may secure on behalf of the authority necessary funds in the manner provided by law authorizing short-term loans and levy ad valorem taxes."

Amend section 20, page 5, delete lines 46 through 50 and insert:

"Sec. 20. 1. Before entering into any contract, lease or other arrangement the authority shall publish notice of its intention in general terms in a newspaper of general circulation within the county at least once a week for 3 weeks. The notice shall specify that a regular meeting of the authority will be held and any interested person may appear and that no contract, lease or other arrangement may

be entered into by the authority until after notice and a meeting of the authority.

2. Any member of the authority may vote on any such contract, lease or other arrangement even if the term of such contract, lease or other arrangement extends beyond his term of office."

Amend section 21, page 6, delete lines 1 through 9, and insert:

"Sec. 21. 1. If the authority, by resolution, determines that the interest of the county and the public interest, necessity or desirability demand the creation of a bonded indebtedness by the issuance of general obligation bonds, or the incurrence of special obligations by the issuance of revenue bonds, or the making of any contract creating an indebtedness with the United States Government, or any agency or instrumentality thereof, corporate or otherwise, or any other person or corporation, public or private, for any purpose authorized by this chapter, the authority shall order the submission of the proposition of issuing such general obligation bonds or such revenue bonds or making such a contract creating an indebtedness to the qualified electors of the county at an election held for that purpose.

2. This section does not preclude the authority from applying for short-term financing under the provisions of NRS 354.430 to 354.460, inclusive."

Amend section 22, page 6, delete lines 10 through 13 and insert:

"Sec. 22. 1. For any such purpose, the authority, at any time or from time to time, in the name and on the behalf of the county may:

(a) Issue, in the manner provided in NRS 350.001 to 350.006,

inclusive, and 350.010 to 350.070, inclusive:

(1) General obligation bonds, payable from taxes; and

(2) General obligation bonds, payable from taxes, which payment is additionally secured by a pledge of gross or net revenues derived from the operation of such airport facilities, and, if so determined by the board, further secured by a pledge of such other gross or net revenues as may be derived from any other income-producing project of the county or from any license or other excise taxes levied for revenue by the county, or otherwise, as may be legally made available for their payment;

(b) Issue, in the manner provided in NRS 350.010 to 350.070, inclusive, revenue bonds payable solely from the net revenues to be derived from the operation of such airport facilities, as the authority may decide; and

(c) Make such a contract creating an indebtedness if a question authorizing such contract is submitted to and approved by majorities of the qualified electors of the county in the manner provided for a bond question in NRS 350.010 to 350.070, inclusive.

2. The election board shall make their returns to the president of the authority either directly or indirectly through the county clerk, as the authority may provide.

Sec. 22.1. Subject to the provisions of this chapter the authority may, from time to time, on the behalf and in the name of the county, borrow money, otherwise become obligated, and evidence such obligations by the issuance of bonds and other county securities, and in connection with such undertaking or such facilities, the authority may otherwise proceed as provided in the Local Government Securities Law.

Sec. 22.3. The bonds and any coupons shall be executed in the manner provided in the Local Government Securities Law, and bonds shall also bear the manual or facsimile signature of the chairman of the authority.

Sec. 22.5. The authority may sell such bonds from time to time at public or private sale as the authority may determine, and may employ legal, fiscal, engineering or other expert services in connection with the acquisition, improvement, extension or betterment of the improvements or facilities and with the authorization, issuance and sale of the bonds."

Amend section 24, page 6, delete lines 16 through 21, and insert:

"Sec. 24. (Deleted by Amendment.)".

Amend section 28, page 7, line 27, after "Sec. 28" insert:

"NRS 332.015 is hereby amended to read as follows:

332.015 For the purpose of this chapter "local government" means:

1. Every political subdivision or other entity which has the right to levy or receive moneys from ad valorem taxes or other taxes or from any mandatory assessments, including counties, cities, towns, school districts and other districts organized pursuant to chapters 244, 309, 318, 379, 450, 473, 474, 539, 540, 541, 542, 543 and 555 of NRS.
2. The Las Vegas Valley Water District created pursuant to the provisions of chapter 167, Statutes of Nevada 1947, as amended.
3. County fair and recreation boards and convention authorities created pursuant to the provisions of NRS 244.640 to 244.78016, inclusive.
4. District boards of health created pursuant to the provisions of NRS 439.370 to 439.410, inclusive.
5. An airport authority which is created pursuant to sections 2

to 27, inclusive, of this act.

Sec. 29. NRS 354.474 is hereby amended to read as follows:

354.474 1. Except as otherwise provided in subsection 2, the provisions of NRS 354.470 to 354.626, inclusive, shall apply to all local governments. For the purpose of NRS 354.470 to 354.626, inclusive, "local government" means every political subdivision or other entity which has the right to levy or receive moneys from ad valorem or other taxes or any mandatory assessments, and includes without limitation counties, cities, towns, boards, school districts, [and] other districts or airport authorities organized pursuant to chapters 244, 309, 318, 379, 474, 540, 541, 542, 543 and 555 of NRS, NRS 450.550 to 450.700, inclusive, sections 2 to 27, inclusive, of this act, and any agency or department of a county or city which prepares a budget separate from that of the parent political subdivision.

2. An irrigation district organized pursuant to chapter 539 of NRS shall fix rates and levy assessments as provided in NRS 539.667 to 539.683, inclusive. The levy of such assessments and the posting and publication of claims and annual financial statements as required by chapter 539 of NRS shall be deemed compliance with the budgeting, filing and publication requirements of NRS 354.470 to 354.626, inclusive, but any such irrigation district which levies an ad valorem tax is required to comply with the filing and publication requirements of NRS 354.470 to 354.626, inclusive, in addition to the requirements of chapter 539 of NRS.

Sec. 30."

Amend section 28, page 7, line 27, before "In" insert: "1."

Amend section 28, page 7, delete line 28 and insert:

"of an authority in a county which has two or more incorporated cities:".

Amend section 28, page 7, line 29, delete "1." and insert: "(a)".

Amend section 28, page 7, line 31, delete "2." and insert: "(b)".

Amend section 28, page 7, line 34, delete "3." and insert: "(c)".

Amend section 28, page 7, after line 35 insert:

"2. If the board of county commissioners appoints all the members of the board of commissioners, it shall appoint:

- (a) Two members to terms of 2 years;
- (b) Two members to terms of 3 years; and
- (c) Three members to terms of 4 years."

Amend the title of the bill to read as follows:

"AN ACT relating to aeronautics; requiring certain counties to create an airport authority; providing for the appointment of members to administer such authorities; providing the powers and duties of such authorities; and providing other matters properly relating thereto."