

ASSEMBLY BILL NO. 471—COMMITTEE
ON GOVERNMENT AFFAIRS

MARCH 28, 2011

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to enterprise funds.
(BDR 31-915)

FISCAL NOTE: Effect on Local Government: Increases or Newly
Provides for Term of Imprisonment in County or City
Jail or Detention Facility.
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.

AN ACT relating to local government financial administration; limiting the authority of a governing body of a local government to loan or transfer money from an enterprise fund and to increase fees imposed for the purpose of an enterprise fund; requiring certain reports from the Committee on Local Government Finance; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 The Local Government Budget and Finance Act authorizes the governing body
2 of a local government to establish certain funds, including an enterprise fund to
3 account for operations which are financed and conducted in a manner similar to the
4 operations of a private business, where the intent of the governing body is to have
5 the expenses of providing goods or services to the general public financed through
6 charges imposed on users. (NRS 354.470-354.626) **Section 1** of this bill allows a
7 governing body of a local government to loan or transfer money from an enterprise
8 fund only if the loan or transfer is made: (1) as a medium-term obligation in
9 compliance with certain requirements; (2) to pay the expenses of the pertinent
10 enterprise; (3) for a cost allocation for employees, equipment or other resources; or
11 (4) upon the dissolution of the fund. In addition, **section 1** allows such a governing
12 body to increase the amount of the fees imposed for the purpose for which an
13 enterprise fund was created only if the fees are used for certain specified purposes
14 or the governing body determines that: (1) the increase is not prohibited by law; (2)
15 the increase is necessary for the pertinent enterprise; and (3) all fees that are
16 deposited in the enterprise fund are used solely for the purposes for which the fees
17 are collected. Furthermore, **section 1** requires the Committee on Local Government



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18 Finance to submit biennial reports to the Legislature regarding compliance with the
19 requirements of that section. **Section 9** of this bill provides that any officer or
20 employee of a local government who violates **section 1** is guilty of a misdemeanor
21 and upon conviction ceases to hold his or her office or employment.

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

1 **Section 1.** Chapter 354 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 *1. Except as otherwise provided in this section, the governing*
4 *body of a local government may, on or after July 1, 2011, loan or*
5 *transfer money from an enterprise fund, money collected from*
6 *fees imposed for the purpose for which an enterprise fund was*
7 *created or any income or interest earned on money in an*
8 *enterprise fund only if the loan or transfer is made:*

9 *(a) In accordance with a medium-term obligation issued by the*
10 *recipient in compliance with the provisions of chapter 350 of NRS,*
11 *the loan or transfer is proposed to be made and the governing*
12 *body approves the loan or transfer under a nonconsent item that is*
13 *separately listed on the agenda for a regular meeting of the*
14 *governing body, and:*

15 *(1) The money is repaid in full to the enterprise fund within*
16 *5 years; or*

17 *(2) If the recipient will be unable to repay the money in full*
18 *to the enterprise fund within 5 years, the recipient notifies the*
19 *Committee on Local Government Finance of:*

20 *(I) The total amount of the loan or transfer;*

21 *(II) The purpose of the loan or transfer;*

22 *(III) The date of the loan or transfer; and*

23 *(IV) The estimated date that the money will be repaid in*
24 *full to the enterprise fund;*

25 *(b) To pay the expenses related to the purpose for which the*
26 *enterprise fund was created;*

27 *(c) For a cost allocation for employees, equipment or other*
28 *resources related to the purpose of the enterprise fund which is*
29 *approved by the governing body under a nonconsent item that is*
30 *separately listed on the agenda for a regular meeting of the*
31 *governing body; or*

32 *(d) Upon the dissolution of the enterprise fund.*

33 *2. Except as otherwise provided in this section, the governing*
34 *body of a local government may increase the amount of any fee*
35 *imposed for the purpose for which an enterprise fund was created*
36 *only if the governing body approves the increase under a*
37 *nonconsent item that is separately listed on the agenda for a*



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1 *regular meeting of the governing body, and the governing body*
2 *determines that:*

3 *(a) The increase is not prohibited by law;*

4 *(b) The increase is necessary for the continuation or*
5 *expansion of the purpose for which the enterprise fund was*
6 *created; and*

7 *(c) All fees that are deposited in the enterprise fund are used*
8 *solely for the purposes for which the fees are collected.*

9 *3. Upon the adoption of an increase in any fee pursuant to*
10 *subsection 2, the governing body shall, except as otherwise*
11 *provided in this subsection, provide to the Department of Taxation*
12 *an executed copy of the action increasing the fee. This*
13 *requirement does not apply to the governing body of a federally*
14 *regulated airport.*

15 *4. The provisions of subsection 2 do not limit the authority of*
16 *the governing body of a local government to increase the amount*
17 *of any fee imposed upon a public utility in compliance with the*
18 *provisions of NRS 354.59881 to 354.59889, inclusive, for a right-*
19 *of-way over any public area if the public utility is billed separately*
20 *for that fee. As used in this subsection, "public utility" has the*
21 *meaning ascribed to it in NRS 354.598817.*

22 *5. This section must not be construed to:*

23 *(a) Prohibit a local government from increasing a fee or using*
24 *money in an enterprise fund to repay a loan lawfully made to the*
25 *enterprise fund from another fund of the local government; or*

26 *(b) Prohibit or impose any substantive or procedural*
27 *limitations on any increase of a fee that is necessary to meet the*
28 *requirements of an instrument that authorizes any bonds or other*
29 *debt obligations which are secured by or payable from, in whole or*
30 *in part, money in the enterprise fund or the revenues of the*
31 *enterprise for which the enterprise fund was created.*

32 *6. The Department of Taxation shall provide to the*
33 *Committee on Local Government Finance a copy of each report*
34 *submitted to the Department on or after July 1, 2011, by a county*
35 *or city pursuant to NRS 354.6015. The Committee shall:*

36 *(a) Review each report to determine whether the governing*
37 *body of the local government is in compliance with the provisions*
38 *of this section; and*

39 *(b) On or before January 15 of each odd-numbered year,*
40 *submit a report of its findings to the Director of the Legislative*
41 *Counsel Bureau for transmittal to the Legislature.*

42 *7. A fee increase imposed in violation of this section must not*
43 *be invalidated on the basis of that violation. The sole remedy for a*
44 *violation of this section is the penalty provided in NRS 354.626.*
45 *Any person who pays a fee for the enterprise for which the*



1 *enterprise fund is created may file a complaint with the district*
2 *attorney or Attorney General alleging a violation of this section*
3 *for prosecution pursuant to NRS 354.626.*

4 *8. For the purposes of paragraph (c) of subsection 1, the*
5 *Committee on Local Government Finance shall adopt regulations*
6 *setting forth the extent to which general, overhead, administrative*
7 *and similar expenses of a local government of a type described in*
8 *paragraph (c) of subsection 1 may be allocated to an enterprise*
9 *fund. The regulations must require that:*

10 *(a) Each cost allocation makes an equitable distribution of all*
11 *general, overhead, administrative and similar expenses of the local*
12 *government among all activities of the local government,*
13 *including the activities funded by the enterprise fund; and*

14 *(b) Only the enterprise fund's equitable share of those*
15 *expenses may be treated as expenses of the enterprise fund and*
16 *allocated to it pursuant to paragraph (c) of subsection 1.*

17 *9. Except as otherwise provided in subsections 10 and 11, if a*
18 *local government has subsidized its general fund with money from*
19 *an enterprise fund for the 5 fiscal years immediately preceding the*
20 *fiscal year beginning on July 1, 2011, the provisions of subsection*
21 *1 do not apply until July 1, 2021, to transfers from the enterprise*
22 *fund to the general fund of the local government for the purpose*
23 *of subsidizing the general fund if the local government:*

24 *(a) Does not increase the amount of the transfers to subsidize*
25 *the general fund in any fiscal year beginning on or after July 1,*
26 *2011, above the amount transferred in the fiscal year ending on*
27 *June 30, 2011, except for loans and transfers that comply with the*
28 *provisions of subsection 1; and*

29 *(b) Does not, on or after July 1, 2011, increase any fees for*
30 *any enterprise fund used to subsidize the general fund except for*
31 *increases described in paragraph (b) of subsection 5.*

32 *10. On or before July 1, 2012, a local government to which*
33 *the provisions of subsection 9 apply shall adopt a plan to*
34 *eliminate, on or before the fiscal year beginning on July 1, 2021,*
35 *all transfers from any enterprise funds to subsidize the general*
36 *fund that are not made in compliance with subsection 1. A copy of*
37 *the plan must be filed with the Department of Taxation on or*
38 *before July 15, 2012.*

39 *11. On and after July 1, 2012, the provisions of subsection 9*
40 *do not apply to a local government that fails to comply with the*
41 *provisions of subsection 10.*

42 **Sec. 2.** NRS 354.470 is hereby amended to read as follows:

43 354.470 NRS 354.470 to 354.626, inclusive, *and section 1 of*
44 *this act* may be cited as the Local Government Budget and Finance
45 Act.



1 **Sec. 3.** NRS 354.472 is hereby amended to read as follows:
2 354.472 1. The purposes of NRS 354.470 to 354.626,
3 inclusive, *and section 1 of this act* are:

4 (a) To establish standard methods and procedures for the
5 preparation, presentation, adoption and administration of budgets of
6 all local governments.

7 (b) To enable local governments to make financial plans for
8 programs of both current and capital expenditures and to formulate
9 fiscal policies to accomplish these programs.

10 (c) To provide for estimation and determination of revenues,
11 expenditures and tax levies.

12 (d) To provide for the control of revenues, expenditures and
13 expenses in order to promote prudence and efficiency in the
14 expenditure of public money.

15 (e) To provide specific methods enabling the public, taxpayers
16 and investors to be apprised of the financial preparations, plans,
17 policies and administration of all local governments.

18 2. For the accomplishment of these purposes, the provisions of
19 NRS 354.470 to 354.626, inclusive, *and section 1 of this act* must
20 be broadly and liberally construed.

21 **Sec. 4.** NRS 354.474 is hereby amended to read as follows:

22 354.474 1. Except as otherwise provided in subsections 2 and
23 3, the provisions of NRS 354.470 to 354.626, inclusive, *and section*
24 *1 of this act* apply to all local governments. For the purpose of NRS
25 354.470 to 354.626, inclusive ~~§~~, *and section 1 of this act*:

26 (a) "Local government" means every political subdivision or
27 other entity which has the right to levy or receive money from ad
28 valorem or other taxes or any mandatory assessments, and includes,
29 without limitation, counties, cities, towns, boards, school districts
30 and other districts organized pursuant to chapters 244A, 309, 318
31 and 379 of NRS, NRS 450.550 to 450.750, inclusive, and chapters
32 474, 541, 543 and 555 of NRS, and any agency or department of a
33 county or city which prepares a budget separate from that of the
34 parent political subdivision.

35 (b) "Local government" does not include the Nevada Rural
36 Housing Authority.

37 2. An irrigation district organized pursuant to chapter 539 of
38 NRS shall fix rates and levy assessments as provided in NRS
39 539.667 to 539.683, inclusive. The levy of such assessments and the
40 posting and publication of claims and annual financial statements as
41 required by chapter 539 of NRS shall be deemed compliance with
42 the budgeting, filing and publication requirements of NRS 354.470
43 to 354.626, inclusive, *and section 1 of this act*, but any such
44 irrigation district which levies an ad valorem tax shall comply with
45 the filing and publication requirements of NRS 354.470 to 354.626,



1 inclusive, *and section 1 of this act* in addition to the requirements of
2 chapter 539 of NRS.

3 3. An electric light and power district created pursuant to
4 chapter 318 of NRS shall be deemed to have fulfilled the
5 requirements of NRS 354.470 to 354.626, inclusive, *and section 1*
6 *of this act* for a year in which the district does not issue bonds or
7 levy an assessment if the district files with the Department of
8 Taxation a copy of all documents relating to its budget for that year
9 which the district submitted to the Rural Utilities Service of the
10 United States Department of Agriculture.

11 **Sec. 5.** NRS 354.476 is hereby amended to read as follows:

12 354.476 As used in NRS 354.470 to 354.626, inclusive, *and*
13 *section 1 of this act*, unless the context otherwise requires, the
14 words and terms defined in NRS 354.479 to 354.578, inclusive,
15 have the meanings ascribed to them in those sections.

16 **Sec. 6.** NRS 354.524 is hereby amended to read as follows:

17 354.524 “Final budget” means the budget which has been
18 adopted by a local governing body or adopted by default as defined
19 by NRS 354.470 to 354.626, inclusive, *and section 1 of this act* and
20 which has been determined by the Department of Taxation to be in
21 compliance with applicable statutes and regulations.

22 **Sec. 7.** NRS 354.594 is hereby amended to read as follows:

23 354.594 The Committee on Local Government Finance shall
24 determine and advise local government officers of regulations,
25 procedures and report forms for compliance with NRS 354.470 to
26 354.626, inclusive ~~§~~, *and section 1 of this act*.

27 **Sec. 8.** NRS 354.6241 is hereby amended to read as follows:

28 354.6241 1. The statement required by paragraph (a) of
29 subsection 5 of NRS 354.624 must indicate for each fund set forth
30 in that paragraph:

31 (a) Whether the fund is being used in accordance with the
32 provisions of this chapter.

33 (b) Whether the fund is being administered in accordance with
34 generally accepted accounting procedures.

35 (c) Whether the reserve in the fund is limited to an amount that
36 is reasonable and necessary to carry out the purposes of the fund.

37 (d) The sources of revenues available for the fund during the
38 fiscal year, including transfers from any other funds.

39 (e) The statutory and regulatory requirements applicable to the
40 fund.

41 (f) The balance and retained earnings of the fund.

42 2. Except as otherwise provided in NRS 354.59891 ~~§~~ *and*
43 *section 1 of this act*, to the extent that the reserve in any fund set
44 forth in paragraph (a) of subsection 5 of NRS 354.624 exceeds the
45 amount that is reasonable and necessary to carry out the purposes



1 for which the fund was created, the reserve may be expended by the
2 local government pursuant to the provisions of chapter 288 of NRS.

3 **Sec. 9.** NRS 354.626 is hereby amended to read as follows:

4 354.626 1. No governing body or member thereof, officer,
5 office, department or agency may, during any fiscal year, expend or
6 contract to expend any money or incur any liability, or enter into
7 any contract which by its terms involves the expenditure of money,
8 in excess of the amounts appropriated for that function, other than
9 bond repayments, medium-term obligation repayments and any
10 other long-term contract expressly authorized by law. Any officer or
11 employee of a local government who willfully violates NRS
12 354.470 to 354.626, inclusive, *and section 1 of this act* is guilty of a
13 misdemeanor and upon conviction thereof ceases to hold his or her
14 office or employment. Prosecution for any violation of this section
15 may be conducted by the Attorney General or, in the case of
16 incorporated cities, school districts or special districts, by the district
17 attorney.

18 2. Without limiting the generality of the exceptions contained
19 in subsection 1, the provisions of this section specifically do not
20 apply to:

21 (a) Purchase of coverage and professional services directly
22 related to a program of insurance which require an audit at the end
23 of the term thereof.

24 (b) Long-term cooperative agreements as authorized by chapter
25 277 of NRS.

26 (c) Long-term contracts in connection with planning and zoning
27 as authorized by NRS 278.010 to 278.630, inclusive.

28 (d) Long-term contracts for the purchase of utility service such
29 as, but not limited to, heat, light, sewerage, power, water and
30 telephone service.

31 (e) Contracts between a local government and an employee
32 covering professional services to be performed within 24 months
33 following the date of such contract or contracts entered into between
34 local government employers and employee organizations.

35 (f) Contracts between a local government and any person for the
36 construction or completion of public works, money for which has
37 been or will be provided by the proceeds of a sale of bonds,
38 medium-term obligations or an installment-purchase agreement and
39 that are entered into by the local government after:

40 (1) Any election required for the approval of the bonds or
41 installment-purchase agreement has been held;

42 (2) Any approvals by any other governmental entity required
43 to be obtained before the bonds, medium-term obligations or
44 installment-purchase agreement can be issued have been obtained;
45 and



1 (3) The ordinance or resolution that specifies each of the
2 terms of the bonds, medium-term obligations or installment-
3 purchase agreement, except those terms that are set forth in
4 subsection 2 of NRS 350.165, has been adopted.

5 ➤ Neither the fund balance of a governmental fund nor the equity
6 balance in any proprietary fund may be used unless appropriated in
7 a manner provided by law.

8 (g) Contracts which are entered into by a local government and
9 delivered to any person solely for the purpose of acquiring supplies,
10 services and equipment necessarily ordered in the current fiscal year
11 for use in an ensuing fiscal year and which, under the method of
12 accounting adopted by the local government, will be charged against
13 an appropriation of a subsequent fiscal year. Purchase orders
14 evidencing such contracts are public records available for inspection
15 by any person on demand.

16 (h) Long-term contracts for the furnishing of television or FM
17 radio broadcast translator signals as authorized by NRS 269.127.

18 (i) The receipt and proper expenditure of money received
19 pursuant to a grant awarded by an agency of the Federal
20 Government.

21 (j) The incurrence of obligations beyond the current fiscal year
22 under a lease or contract for installment purchase which contains a
23 provision that the obligation incurred thereby is extinguished by the
24 failure of the governing body to appropriate money for the ensuing
25 fiscal year for the payment of the amounts then due.

26 (k) The receipt by a local government of increased revenue that:

27 (1) Was not anticipated in the preparation of the final budget
28 of the local government; and

29 (2) Is required by statute to be remitted to another
30 governmental entity.

31 (l) An agreement authorized pursuant to NRS 277A.370.

32 **Sec. 10.** Section 1 of this act is hereby amended to read as
33 follows:

34 Section 1. Chapter 354 of NRS is hereby amended by
35 adding thereto a new section to read as follows:

36 1. Except as otherwise provided in this section, the
37 governing body of a local government may, on or after July 1,
38 2011, loan or transfer money from an enterprise fund, money
39 collected from fees imposed for the purpose for which an
40 enterprise fund was created or any income or interest earned
41 on money in an enterprise fund only if the loan or transfer is
42 made:

43 (a) In accordance with a medium-term obligation issued
44 by the recipient in compliance with the provisions of chapter
45 350 of NRS, the loan or transfer is proposed to be made and



1 the governing body approves the loan or transfer under a
2 nonconsent item that is separately listed on the agenda for a
3 regular meeting of the governing body, and:

4 (1) The money is repaid in full to the enterprise fund
5 within 5 years; or

6 (2) If the recipient will be unable to repay the money
7 in full to the enterprise fund within 5 years, the recipient
8 notifies the Committee on Local Government Finance of:

9 (I) The total amount of the loan or transfer;

10 (II) The purpose of the loan or transfer;

11 (III) The date of the loan or transfer; and

12 (IV) The estimated date that the money will be
13 repaid in full to the enterprise fund;

14 (b) To pay the expenses related to the purpose for which
15 the enterprise fund was created;

16 (c) For a cost allocation for employees, equipment or
17 other resources related to the purpose of the enterprise fund
18 which is approved by the governing body under a nonconsent
19 item that is separately listed on the agenda for a regular
20 meeting of the governing body; or

21 (d) Upon the dissolution of the enterprise fund.

22 2. Except as otherwise provided in this section, the
23 governing body of a local government may increase the
24 amount of any fee imposed for the purpose for which an
25 enterprise fund was created only if the governing body
26 approves the increase under a nonconsent item that is
27 separately listed on the agenda for a regular meeting of the
28 governing body, and the governing body determines that:

29 (a) The increase is not prohibited by law;

30 (b) The increase is necessary for the continuation or
31 expansion of the purpose for which the enterprise fund was
32 created; and

33 (c) All fees that are deposited in the enterprise fund are
34 used solely for the purposes for which the fees are collected.

35 3. Upon the adoption of an increase in any fee pursuant
36 to subsection 2, the governing body shall, except as otherwise
37 provided in this subsection, provide to the Department of
38 Taxation an executed copy of the action increasing the fee.
39 This requirement does not apply to the governing body of a
40 federally regulated airport.

41 4. The provisions of subsection 2 do not limit the
42 authority of the governing body of a local government to
43 increase the amount of any fee imposed upon a public utility
44 in compliance with the provisions of NRS 354.59881 to
45 354.59889, inclusive, for a right-of-way over any public area



1 if the public utility is billed separately for that fee. As used in
2 this subsection, "public utility" has the meaning ascribed to it
3 in NRS 354.598817.

4 5. This section must not be construed to:

5 (a) Prohibit a local government from increasing a fee or
6 using money in an enterprise fund to repay a loan lawfully
7 made to the enterprise fund from another fund of the local
8 government; or

9 (b) Prohibit or impose any substantive or procedural
10 limitations on any increase of a fee that is necessary to meet
11 the requirements of an instrument that authorizes any bonds
12 or other debt obligations which are secured by or payable
13 from, in whole or in part, money in the enterprise fund or the
14 revenues of the enterprise for which the enterprise fund was
15 created.

16 6. The Department of Taxation shall provide to the
17 Committee on Local Government Finance a copy of each
18 report submitted to the Department on or after July 1, 2011,
19 by a county or city pursuant to NRS 354.6015. The
20 Committee shall:

21 (a) Review each report to determine whether the
22 governing body of the local government is in compliance
23 with the provisions of this section; and

24 (b) On or before January 15 of each odd-numbered year,
25 submit a report of its findings to the Director of the
26 Legislative Counsel Bureau for transmittal to the Legislature.

27 7. A fee increase imposed in violation of this section
28 must not be invalidated on the basis of that violation. The sole
29 remedy for a violation of this section is the penalty provided
30 in NRS 354.626. Any person who pays a fee for the
31 enterprise for which the enterprise fund is created may file a
32 complaint with the district attorney or Attorney General
33 alleging a violation of this section for prosecution pursuant to
34 NRS 354.626.

35 8. For the purposes of paragraph (c) of subsection 1, the
36 Committee on Local Government Finance shall adopt
37 regulations setting forth the extent to which general,
38 overhead, administrative and similar expenses of a local
39 government of a type described in paragraph (c) of subsection
40 1 may be allocated to an enterprise fund. The regulations
41 must require that:

42 (a) Each cost allocation makes an equitable distribution of
43 all general, overhead, administrative and similar expenses of
44 the local government among all activities of the local



1 government, including the activities funded by the enterprise
2 fund; and

3 (b) Only the enterprise fund's equitable share of those
4 expenses may be treated as expenses of the enterprise fund
5 and allocated to it pursuant to paragraph (c) of subsection 1.

6 ~~[9. Except as otherwise provided in subsections 10 and~~
7 ~~11, if a local government has subsidized its general fund with~~
8 ~~money from an enterprise fund for the 5 fiscal years~~
9 ~~immediately preceding the fiscal year beginning on July 1,~~
10 ~~2011, the provisions of subsection 1 do not apply until July 1,~~
11 ~~2021, to transfers from the enterprise fund to the general fund~~
12 ~~of the local government for the purpose of subsidizing the~~
13 ~~general fund if the local government:~~

14 ~~—(a) Does not increase the amount of the transfers to~~
15 ~~subsidize the general fund in any fiscal year beginning on or~~
16 ~~after July 1, 2011, above the amount transferred in the fiscal~~
17 ~~year ending on June 30, 2011, except for loans and transfers~~
18 ~~that comply with the provisions of subsection 1; and~~

19 ~~—(b) Does not, on or after July 1, 2011, increase any~~
20 ~~fees for any enterprise fund used to subsidize the general~~
21 ~~fund except for increases described in paragraph (b) of~~
22 ~~subsection 5.~~

23 ~~—10. On or before July 1, 2012, a local government to~~
24 ~~which the provisions of subsection 9 apply shall adopt a plan~~
25 ~~to eliminate, on or before the fiscal year beginning on July 1,~~
26 ~~2021, all transfers from any enterprise funds to subsidize the~~
27 ~~general fund that are not made in compliance with subsection~~
28 ~~1. A copy of the plan must be filed with the Department of~~
29 ~~Taxation on or before July 15, 2012.~~

30 ~~—11. On and after July 1, 2012, the provisions of~~
31 ~~subsection 9 do not apply to a local government that fails to~~
32 ~~comply with the provisions of subsection 10.]~~

33 **Sec. 11.** Section 3.130 of the Charter of the City of Las Vegas,
34 being chapter 517, Statutes of Nevada 1983, at page 1409, is hereby
35 amended to read as follows:

36 Sec. 3.130 Department of Financial Management:
37 Director; qualifications; duties.

38 1. The City Council shall establish a Department of
39 Financial Management, the head of which is the Director of
40 Financial Management. The Department of Financial
41 Management may also include such other qualified personnel
42 as the City Manager determines are necessary properly to
43 handle the financial matters of the City.



- 1 2. The Director of Financial Management:
2 (a) Must have knowledge of municipal accounting and
3 taxation.
4 (b) Must have experience in budgeting and financial
5 control.
6 (c) Has charge of the administration of the financial
7 affairs of the City.
8 (d) Must provide a surety bond in the amount which is
9 fixed by the City Council.
10 (e) Shall perform or cause to be performed on behalf of
11 the City all of the duties and responsibilities which are
12 imposed upon the City by NRS 354.470 to 354.626, inclusive
13 ~~§~~, *and section 1 of this act.*
14 3. The City Council may establish by ordinance such
15 regulations as it deems are necessary for the proper conduct
16 of the Department of Financial Management and its officers
17 and employees.
18 **Sec. 12.** The Committee on Local Government Finance shall,
19 on or before January 1, 2012, adopt such regulations as the
20 Committee determines to be necessary to carry out the provisions of
21 subsection 8 of section 1 of this act.
22 **Sec. 13.** 1. This section and sections 1 to 9, inclusive, 11 and
23 12 of this act become effective on July 1, 2011.
24 2. Section 10 of this act becomes effective on July 1, 2021.

