

ASSEMBLY BILL NO. 358—COMMITTEE ON NATURAL RESOURCES, AGRICULTURE,
AND MINING

(ON BEHALF OF NEVADA ASSOCIATION OF COUNTIES)

MARCH 2, 1999

Referred to Committee on Natural Resources,
Agriculture, and Mining

SUMMARY—Revises provisions governing procedures to be followed if Federal Government files realty action concerning purchase of private land in Nevada or exchange of public land for private land in Nevada. (BDR 26-521)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: 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 state land use planning; revising provisions governing the procedures to be followed if the Federal Government files a realty action concerning the purchase of private land in Nevada or the exchange of public land for private land in Nevada; and providing other matters properly relating thereto.

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

Section 1. Chapter 321 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Upon receipt of a notice of realty action from the United States concerning the purchase by the Federal Government of private land or the exchange of public land for private land, the state land use planning agency shall give written notice of the proposed action to the governing body of each county or city affected within 1 week after its receipt of the notice.

2. The governing body of each affected county or city may, in addition to submission of comments directly to the Federal Government, deliver its written comments on the proposed realty action, including an estimation of any related reduction in the total assessed valuation of the

1 *real property within the jurisdiction of the local government and*
2 *recommendations for mitigation of the loss of assessed valuation, to the*
3 *state land use planning agency within 30 days after receipt of the notice.*

4 *3. If the state land use planning agency elects to submit written*
5 *comment to the Federal Government upon the realty action, it shall*
6 *include in its submission any comments it received pursuant to*
7 *subsection 2.*

8 **Sec. 2.** NRS 321.655 is hereby amended to read as follows:

9 321.655 As used in NRS 321.640 to 321.770, inclusive ~~H~~, and
10 *section 1 of this act:*

11 1. "Administrator" means the executive head of the division.

12 2. "Area of critical environmental concern" means any area in this state
13 where there is or could develop irreversible degradation of more than local
14 significance but does not include an area of depleting water supply which is
15 caused by the beneficial use or storage of water in other areas pursuant to
16 legally owned and fully appropriated water rights.

17 3. "Planning agency" means:

18 (a) The planning commission for the city in which the land is entirely
19 located; or

20 (b) A county or regional planning commission, if there is one, or the
21 board of county commissioners or Nevada Tahoe regional planning agency,
22 within whose jurisdiction the land is located.

23 4. "Public lands" means all lands within the exterior boundaries of the
24 State of Nevada except lands:

25 (a) To which title is held by any private person or entity;

26 (b) To which title is held by the State of Nevada, any of its local
27 governments or the University and Community College System of Nevada;

28 (c) Which are located within congressionally authorized national parks,
29 monuments, national forests or wildlife refuges, or which are lands
30 acquired by purchase consented to by the legislature;

31 (d) Which are controlled by the United States Department of Defense,
32 Department of Energy or Bureau of Reclamation; or

33 (e) Which are held in trust for Indian purposes or are Indian
34 reservations.

35 **Sec. 3.** This act becomes effective upon passage and approval.