

ASSEMBLY BILL NO. 641—COMMITTEE ON GOVERNMENT AFFAIRS

(ON BEHALF OF EUREKA COUNTY)

MARCH 22, 1999

Referred to Committee on Government Affairs

SUMMARY—Authorizes certain cities and counties to represent themselves and bring certain actions with respect to certain matters involving use of federal land. (BDR 22-526)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

~

EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~for omitted material~~ is material to be omitted.

AN ACT relating to land use planning; authorizing certain cities and counties to represent themselves with respect to certain matters involving the use of federal land; authorizing certain cities and counties to bring and intervene in actions with respect to certain activities of federal agencies and instrumentalities; and providing other matters properly relating thereto.

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

1 **Section 1.** Chapter 278 of NRS is hereby amended by adding thereto
2 the provisions set forth as sections 2 and 3 of this act.

3 **Sec. 2.** *A city or county whose governing body has adopted a master*
4 *plan pursuant to NRS 278.220 may represent its own interests with*
5 *respect to land and appurtenant resources that are located within the city*
6 *or county and are affected by policies and activities involving the use of*
7 *federal land.*

8 **Sec. 3.** *A city or county whose governing body has adopted a master*
9 *plan pursuant to NRS 278.220 may:*

10 1. *On its own initiative bring and maintain an action; or*
11 2. *Intervene on behalf of or bring and maintain an action on the*
12 *relation of, any person in any meritorious case,*
13 *in any court or before any federal agency, if an action or proposed action*
14 *by a federal agency or instrumentality with respect to the lands,*

1 *appurtenant resources or streets that are located within the city or county*
2 *impairs or tends to impair the traditional functions of the city or county*
3 *or the carrying out of the master plan.*

4 **Sec. 4.** NRS 278.010 is hereby amended to read as follows:

5 278.010 As used in NRS 278.010 to 278.630, inclusive, *and sections 2*
6 *and 3 of this act*, unless the context otherwise requires, the words and
7 terms defined in NRS 278.0105 to 278.0195, inclusive, have the meanings
8 ascribed to them in those sections.

9 **Sec. 5.** NRS 321.735 is hereby amended to read as follows:

10 321.735 **1.** The state land use planning agency may represent the
11 interests of the state, its local or regional entities, or its citizens as these
12 interests are affected by policies and activities involving the use of federal
13 land.

14 **2.** *The provisions of this section do not preclude a city or county*
15 *whose governing body has adopted a master plan pursuant to NRS*
16 *278.220 from representing its own interests in accordance with section 2*
17 *of this act.*

18 **Sec. 6.** This act becomes effective upon passage and approval.