

SENATE BILL NO. 432—SENATOR PORTER

MARCH 15, 1999

Referred to Committee on Natural Resources

SUMMARY—Establishes Committee to Study Air Quality Control Programs in Clark County.
(BDR S-54)

FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State or on Industrial Insurance: Yes.

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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 air pollution; establishing the Committee to Study Air Quality Control Programs in Clark County; setting forth the purpose and duties of the Committee; making an appropriation; and providing other matters properly relating thereto.

1 WHEREAS, The legislature finds and declares that a general law cannot
2 be made applicable for the provisions of this act because of the unusual
3 patterns of growth in certain local governments of this state, the need to
4 identify and evaluate the environmental needs of certain counties that have
5 arisen as a result of the growth experienced by those counties and the
6 special conditions experienced in certain counties related to the need to
7 monitor and control air quality; now, therefore,

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

11
12 **Section 1.** 1. The Committee to Study Air Quality Control Programs
13 in Clark County is hereby created. The Committee consists of:
14 (a) One member appointed by the Board of County Commissioners of
15 Clark County, who shall serve as Chairman of the Committee;
16 (b) One member appointed by the Board of County Commissioners of
17 Clark County to represent the fuel industry;
18 (c) Two members appointed by the Board of County Commissioners of
19 Clark County to represent environmental concerns;
20 (d) One member appointed by the Regional Transportation Commission
21 of Clark County;

- 1 (e) One member appointed by the Board of Trustees of the Clark County
- 2 School District;
- 3 (f) One member appointed by the Board of Health of Clark County;
- 4 (g) One member appointed by the Nevada League of Cities;
- 5 (h) One member appointed by the Las Vegas Chapter of the Associated
- 6 General Contractors of America;
- 7 (i) One member appointed by the Southern Nevada Chapter of the
- 8 Associated Builders and Contractors;
- 9 (j) One member appointed by the Nevada Motor Transport Association;
- 10 (k) One member appointed by the Nevada Manufacturers Association;
- 11 (l) The Director of the Department of Motor Vehicles and Public Safety
- 12 or his designee;
- 13 (m) The Director of the Nevada Department of Transportation or his
- 14 designee; and
- 15 (n) The Administrator of the Division of Environmental Protection of
- 16 the State Department of Conservation and Natural Resources or his
- 17 designee.
- 18 2. A member of the Committee may be compensated by the Committee
- 19 at the rate of \$40 per meeting, or may choose not to be compensated.
- 20 3. The Committee shall:
- 21 (a) Contract with a qualified, independent consultant to conduct a study
- 22 of the air quality in Clark County and negotiate the terms of the contract;
- 23 (b) Establish the scope of the study; and
- 24 (c) Ensure that the consultant is adhering to the scope of the study and
- 25 will complete the study on time by requiring progress reports from the
- 26 consultant and establishing a schedule for completion of the study.
- 27 4. The Board of County Commissioners of Clark County shall, within
- 28 the limits of available resources, provide administrative support to the
- 29 Committee and assist in the fiscal management of the Committee.
- 30 **Sec. 2.** 1. The study of the air quality in Clark County conducted by
- 31 the consultant pursuant to section 1 of this act must include, without
- 32 limitation, an analysis of and recommendations concerning:
- 33 (a) Existing programs related to air quality in Clark County and methods
- 34 for improving the efficiency of such programs;
- 35 (b) Programs that may be required in the future to meet standards
- 36 pertaining to particulates, carbon monoxide, ozone and regional haze and
- 37 visibility, including, without limitation, programs for the inspection of
- 38 heavy-duty motor vehicles that are powered by diesel fuel, programs for the
- 39 inspection and maintenance of light-duty motor vehicles, programs to
- 40 manage urban haze and visibility, programs that involve the use of
- 41 alternative fuels, remote sensing or alternative transportation, and estimates
- 42 of the potential effectiveness of such programs;

1 (c) Current and future funding requirements of programs related to air
2 quality, sources of funding for such programs and methods of determining
3 adequate levels of funding for such programs; and

4 (d) The roles of state and local governmental agencies and the private
5 sector in addressing air quality issues in Clark County, including, without
6 limitation, recommendations concerning an institutional structure that will
7 effectively address air quality issues in the Las Vegas Valley.

8 2. The consultant shall consider, when analyzing and making
9 recommendations concerning a program related to air quality in Clark
10 County:

11 (a) The cost-effectiveness of the program by comparing it with other
12 programs related to air quality; and

13 (b) Whether the program is technologically feasible based on evidence
14 relating to the availability, effectiveness, reliability and safety of any
15 proposed technology that may be used in the program.

16 3. On or before June 30, 2000, the consultant shall submit a written
17 report of the study to the Committee to Study Air Quality Control Programs
18 in Clark County.

19 4. On or before October 15, 2000, the Committee shall review the
20 report submitted pursuant to subsection 3 and submit its findings and
21 recommendations to the Board of County Commissioners of Clark County,
22 the Governor and the Director of the Legislative Counsel Bureau for
23 transmittal to the 71st session of the Nevada Legislature.

24 **Sec. 3.** 1. There is hereby appropriated from the pollution control
25 account in the state general fund to Clark County the sum of \$500,000 to
26 pay for the costs associated with carrying out the provisions of this act.

27 2. The Committee to Study Air Quality Control Programs in Clark
28 County shall determine the manner in which to expend the money
29 appropriated pursuant to subsection 1 and shall distribute at least \$100,000
30 of the appropriation to the Department of Motor Vehicles and Public Safety
31 for use by the Department in its program for the inspection of heavy-duty
32 motor vehicles that are powered by diesel fuel.

33 3. Any remaining balance of the appropriation made by subsection 1
34 must not be committed for expenditure after June 30, 2001, and reverts to
35 the state general fund as soon as all payments of money committed have
36 been made.

37 **Sec. 4.** This act becomes effective upon passage and approval.