

SENATE BILL NO. 436—SENATOR PORTER

MARCH 15, 1999

Referred to Committee on Government Affairs

SUMMARY—Makes various changes relating to regional planning. (BDR 30-1588)

FISCAL NOTE: Effect on Local Government: Yes.  
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 regional planning; revising the composition of the debt management commission in certain counties; providing for the creation of the Southern Nevada Regional Planning Coalition; establishing a governing board; prescribing the powers and duties of the board; establishing a technical committee; 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.** NRS 350.002 is hereby amended to read as follows:  
2    350.002 1. ***There is hereby created in each county whose***  
3    ***population is 400,000 or more, a debt management commission, to be***  
4    ***composed of:***  
5    ***(a) Three representatives of the board of county commissioners from***  
6    ***its membership;***  
7    ***(b) One representative of each governing body of the five largest***  
8    ***incorporated cities in the county from its membership;***  
9    ***(c) One representative of the board of trustees of the county school***  
10   ***district from its membership; and***  
11   ***(d) Two representatives of the public at large.***  
12    2. There is hereby created in each county ***whose population is less***  
13   ***than 400,000,*** a debt management commission, to be composed of one  
14   representative of the county, one representative of the school district and  
15   the following additional representatives:  
16    (a) In each ***such*** county which contains more than one incorporated city:  
17    (1) One representative of the city in which the county seat is located;  
18    (2) One representative of the other incorporated cities jointly; and

1 (3) One representative of the public at large.

2 (b) In each *such* county which contains one incorporated city:

3 (1) One representative of the incorporated city; and

4 (2) Two representatives of the public at large.

5 (c) In each *such* county which contains no incorporated city, one  
6 representative of the public at large.

7 (d) In each *such* county which contains one or more general  
8 improvement districts, one representative of the district or districts jointly  
9 and one additional representative of the public at large.

10 ~~{2-}~~ 3. In Carson City, there is hereby created a debt management  
11 commission, to be composed of one representative of the board of  
12 supervisors, one representative of the school district and three  
13 representatives of the public at large. The representative of the board of  
14 supervisors and the representative of the school district shall select the  
15 representatives of the public at large, and for that purpose only, constitute a  
16 quorum of the debt management commission. Members of the commission  
17 serve for a term of 2 years beginning on January 1, or until their successors  
18 are chosen.

19 ~~{3.—Each}~~

20 4. *Except as otherwise provided in subsection 1, each* representative  
21 of a single local government must be chosen by its governing body. Each  
22 representative of two or more local governments must be chosen by their  
23 governing bodies jointly, each governing body having one vote. Each  
24 representative of the general improvement districts must be chosen by their  
25 governing bodies jointly, each governing body having one vote. Each  
26 representative of the public at large must be chosen by the other members  
27 of the commission from residents of the county, or Carson City, as the case  
28 may be, who have a knowledge of its financial structure. A tie vote must be  
29 resolved by lot.

30 ~~{4.—Members}~~

31 5. *Except as otherwise provided in this subsection, members* of the  
32 commission or their successors must be chosen in January of each odd-  
33 numbered year and hold office for a term of 2 years beginning January 1. ~~{~~  
34 ~~except the}~~ *The* representatives of incorporated cities ~~{, who}~~ must be  
35 chosen after elections are held in the cities , but before the annual meeting  
36 of the commission in July.

37 ~~{5-}~~ *The term of a representative who serves pursuant to paragraph*  
38 *(a), (b) or (c) of subsection 1 is coterminous with the term of his elected*  
39 *office, unless the public entity that appointed him revokes his*  
40 *appointment.*

41 6. Any vacancy must be filled in the same manner as the original  
42 choice was made for the remainder of the unexpired term.

1     **Sec. 2.** NRS 350.003 is hereby amended to read as follows:

2     350.003   1. The commission shall meet during the month of February  
3 of each year, to organize by selecting a chairman and vice chairman. *In a*  
4 *county whose population is 400,000 or more, the chairman must be one*  
5 *of the representatives of the board of county commissioners.* The county  
6 clerk is ex officio the secretary of the commission.

7     2. In addition to the organizational meeting, each commission shall  
8 meet annually in July of each year and at the call of the chairman whenever  
9 business is presented, as provided in NRS 350.004 and 350.005.

10    3. In conjunction with the meetings required by subsections 1 and 2,  
11 the commission in a county whose population:

12     (a) Is 100,000 or more but less than 400,000, shall meet each calendar  
13 quarter.

14     (b) Is 400,000 or more, shall meet each month.

15 The meetings required by this subsection must be scheduled at each annual  
16 meeting in July.

17    4. Except as otherwise provided in subsection ~~2~~ 3 of NRS 350.002, a  
18 majority of the members constitutes a quorum for all purposes.

19     **Sec. 3.** As used in sections 4 to 16, inclusive, of this act, unless the  
20 context otherwise requires, the words and terms defined in sections 4, 5 and  
21 6 of this act have the meanings ascribed to them in those sections.

22     **Sec. 4.** “Board” means the governing body of the Southern Nevada  
23 Regional Planning Coalition.

24     **Sec. 5.** “Coalition” means the Southern Nevada Regional Planning  
25 Coalition created pursuant to section 7 of this act.

26     **Sec. 6.** “Committee” means the technical committee to the coalition  
27 created pursuant to section 14 of this act.

28     **Sec. 7.** The Southern Nevada Regional Planning Coalition is hereby  
29 created, consisting of Clark County, the City of Las Vegas, the City of  
30 North Las Vegas, the City of Henderson, Boulder City and the Clark  
31 County School District.

32     **Sec. 8.** 1. The coalition must be governed by a board consisting of  
33 10 members.

34     2. The members of the board must be appointed as follows:

35     (a) Two members appointed by the Board of County Commissioners of  
36 Clark County from its membership, one of whom is a member of the debt  
37 management commission established pursuant to subsection 1 of NRS  
38 350.002;

39     (b) Two members appointed by the City Council of the City of Las  
40 Vegas from its membership, one of whom is a member of the debt  
41 management commission established pursuant to subsection 1 of NRS  
42 350.002;

1 (c) Two members appointed by the City Council of the City of North  
2 Las Vegas from its membership, one of whom is a member of the debt  
3 management commission established pursuant to subsection 1 of NRS  
4 350.002;

5 (d) Two members appointed by the City Council of the City of  
6 Henderson from its membership, one of whom is a member of the debt  
7 management commission established pursuant to subsection 1 of NRS  
8 350.002;

9 (e) One member appointed by the City Council of Boulder City from its  
10 membership who is a member of the debt management commission  
11 established pursuant to subsection 1 of NRS 350.002; and

12 (f) One member appointed by the Board of Trustees of the Clark County  
13 School District from its membership who is a member of the debt  
14 management commission established pursuant to subsection 1 of NRS  
15 350.002.

16 3. The term of each member of the board is coterminous with his term  
17 of elected office unless the public entity that appointed him revokes his  
18 appointment to the board.

19 4. If a member fails to attend three consecutive meetings or fails to  
20 attend five meetings during a calendar year, his appointment is  
21 automatically revoked.

22 5. If a member is unable to serve for the duration of his term or has his  
23 membership revoked, his position becomes vacant. A vacancy on the board  
24 must be filled by the authority which was entitled to appoint the member  
25 whose position is vacant. A vacancy must be filled within 45 days after the  
26 departure of the member. The term of a member appointed by the board to  
27 fill a vacancy is the remainder of the term of the member whose position is  
28 vacant.

29 **Sec. 9.** 1. The board shall meet each month at a time and place  
30 designated by the chairman of the board. The board may hold special  
31 meetings as often as the needs of the board require, upon notice to each  
32 member of the board.

33 2. The board must provide notice of a meeting in the manner  
34 prescribed by NRS 241.020.

35 3. Except as otherwise provided in subsection 4:

36 (a) A majority of the members of the board constitutes a quorum; and

37 (b) All actions must be adopted by at least a majority of the members  
38 present and constituting the quorum at such a meeting.

39 4. The affirmative vote of at least two-thirds of the members of the  
40 board is necessary to pass an action relating to:

41 (a) A budgetary matter or a matter which involves an expenditure of  
42 public money; or

1 (b) A contract or other instrument that creates a binding legal obligation  
2 on a public entity.

3 **Sec. 10.** 1. The board shall elect a chairman and vice chairman from  
4 its membership at the first meeting of each calendar year.

5 2. The term of the initial chairman and vice chairman expires on the  
6 date on which the first meeting is held in the year 2000.

7 **Sec. 11.** The board shall:

8 1. Adopt rules or bylaws that govern its management and affairs.

9 2. Prepare and adopt an annual budget.

10 **Sec. 12.** The board may employ such professional, technical and  
11 support staff as it deems necessary and shall prescribe specific duties for  
12 such staff.

13 **Sec. 13.** The board shall:

14 1. Consult with and request recommendations from a regional  
15 organization, governmental agency or other public entity that may be  
16 affected by a decision of the board; and

17 2. Take all other actions necessary to carry out the provisions of this  
18 act.

19 **Sec. 14.** 1. The technical committee to the coalition consisting of the  
20 County Manager of Clark County, the Superintendent of the Clark County  
21 School District, and the city managers of the City of Las Vegas, the City of  
22 Henderson, the City of North Las Vegas and Boulder City, or an appointee  
23 of such an entity who is an employee of the entity, is hereby created to  
24 provide assistance to the coalition.

25 2. In performing its duties, the committee may request the participation  
26 of representatives of regional agencies, including, without limitation, the  
27 Regional Transportation Commission, the Clark County School District,  
28 the Regional Flood Control District, the Clark County District Board of  
29 Health, the Southern Nevada Water Authority and public utilities.

30 3. The committee shall elect a chairman and vice chairman from its  
31 membership.

32 4. The committee shall meet as often as is necessary to provide  
33 assistance to the board. The chairman shall determine the time and place of  
34 the meetings of the committee and the method of providing notice of  
35 meetings.

36 5. The committee shall perform such duties as the board may require.

37 **Sec. 15.** The board may:

38 1. Develop policies for Clark County which may include, without  
39 limitation, policies for:

40 (a) The promotion of orderly development, coordinated land use  
41 planning and the efficient provision of services to urban areas, including,  
42 without limitation, roads, water and sewer service, police and fire  
43 protection, mass transportation, libraries and parks;

- 1 (b) Protection of the environment;
- 2 (c) Recreational programs, including, without limitation, programs for
- 3 regional trails and open space;
- 4 (d) Economic development and employment; and
- 5 (e) Affordable housing.
- 6 2. Carry out and manage the strategic plan and recommendations for
- 7 financing infrastructure adopted by the Southern Nevada Strategic Planning
- 8 Authority, or its successor.
- 9 3. Compile and coordinate a regional and local data base for Clark
- 10 County, including, without limitation, a comprehensive regional master
- 11 plan with land use designations and a geographic information system.
- 12 4. Establish standard projections for population.
- 13 5. Recommend methods for increasing the efficiency of and reducing
- 14 the cost of furnishing governmental services.
- 15 6. Make recommendations for the disposal of federal land.
- 16 7. Establish methods for resolving disputes relating to annexation,
- 17 future land use, zoning and development that arise between jurisdictions,
- 18 including, without limitation, identification of the spheres of influence of
- 19 the jurisdictions. As used in this subsection, "sphere of influence" means an
- 20 area into which a jurisdiction plans to expand.
- 21 8. Establish a program of incentives to encourage regional strategic
- 22 planning for economic development, including, without limitation, joint
- 23 activities relating to the creation of jobs, agreements for revenue sharing,
- 24 education, transportation, law enforcement, water and sewer services, and
- 25 parks and recreation.
- 26 9. Develop a regional park plan in coordination with the Clark County
- 27 Regional Flood Control District, organized pursuant to NRS 543.240.
- 28 10. Consider any issues of regional significance as determined
- 29 appropriate by the board.
- 30 11. Review:
- 31 (a) Master plans adopted by the governing body of the county and each
- 32 city in the county;
- 33 (b) The annual plan for capital improvements prepared by the governing
- 34 body of each local government in the county pursuant to NRS 278.0226;
- 35 and
- 36 (c) Plans for capital improvements, facilities plans or other similar plans
- 37 adopted by:
  - 38 (1) The Regional Transportation Commission of Clark County;
  - 39 (2) The Southern Nevada Water Authority, created on July 25, 1991,
  - 40 by a cooperative agreement entered into on that date pursuant to the
  - 41 provisions of NRS 277.080 to 277.180, inclusive;
  - 42 (3) The Board of Trustees of the Clark County School District;
  - 43 (4) The Clark County District Board of Health; and

1 (5) The Board of Directors of the Clark County Regional Flood  
2 Control District, organized pursuant to NRS 543.240.

3 **Sec. 16.** 1. The board shall establish:

4 (a) A subcommittee to address issues relating to the disposal of federal  
5 land and report its activities to the board. The subcommittee must consist  
6 of:

7 (1) The members of the board who are members of the Board of  
8 County Commissioners of Clark County;

9 (2) The Mayors of the City of Henderson, the City of Las Vegas and  
10 the City of North Las Vegas; and

11 (3) A representative of the Federal Bureau of Land Management and  
12 a member selected by the United States Air Force, who are nonvoting  
13 members.

14 (b) A subcommittee to carry out the duties of the Clark County  
15 Clearinghouse Council, created on July 6, 1993, by a cooperative  
16 agreement entered into on that date pursuant to the provisions of NRS  
17 277.080 to 277.180, inclusive, and to report its activities to the board. The  
18 subcommittee must be composed of six members as follows:

19 (1) One member appointed by the Board of County Commissioners of  
20 Clark County from its membership;

21 (2) One member appointed by the City Council of the City of Las  
22 Vegas from its membership;

23 (3) One member appointed by the City Council of the City of North  
24 Las Vegas from its membership;

25 (4) One member appointed by the City Council of the City of  
26 Henderson from its membership;

27 (5) One member appointed by the City Council of Boulder City from  
28 its membership; and

29 (6) One member appointed by the City Council of the City of  
30 Mesquite from its membership.

31 2. The board may form other subcommittees as it deems appropriate.

32 3. The board may appoint additional members of the subcommittees  
33 formed pursuant to subsection 1 as the board deems appropriate.

34 **Sec. 17.** 1. This section and sections 3 through 16 of this act become  
35 effective on July 1, 1999.

36 2. Sections 1 and 2 of this act become effective on January 1, 2000.