

Senate Bill No. 470—Committee on Government Affairs

CHAPTER.....

AN ACT relating to debt management commissions; authorizing the provision of staff or technical assistance to the commissions; establishing certain qualifications for members of the commissions; providing for the removal of members of the commissions in certain circumstances; 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 350 of NRS is hereby amended by adding thereto a new section to read as follows:

1. The commission in a county whose population is less than 30,000 may request technical assistance from the department of taxation to carry out the duties of the commission. Upon such a request, the department of taxation shall provide to that commission such technical assistance to the extent that resources are available.

2. The board of county commissioners of a county whose population is 30,000 or more shall provide the commission in that county with such staff as is necessary to carry out the duties of the commission. The staff provided to the commission pursuant to this subsection shall provide such technical assistance to the commission as the commission requires, except the staff shall not render an opinion on the merits of any proposal or other matter before the commission.

Sec. 2. NRS 350.001 is hereby amended to read as follows:

350.001 As used in NRS 350.002 to 350.006, inclusive, *and section 1 of this act*, unless the context otherwise requires:

1. “Commission” means a debt management commission created pursuant to NRS 350.002.

2. “General obligation debt” means debt which is legally payable from general revenues, as a primary or secondary source of repayment, and is backed by the full faith and credit of a governmental entity. The term includes debt represented by local government securities issued pursuant to this chapter except debt created for medium-term obligations pursuant to NRS 350.085 to 350.095, inclusive.

3. “Special elective tax” means a tax imposed pursuant to NRS 354.59817, 354.5982, 387.197, 387.3285 or 387.3287.

Sec. 3. NRS 350.002 is hereby amended to read as follows:

350.002 1. There is hereby created in each county a debt management commission, to be composed of one representative of the county, one representative of the school district and the following additional representatives:

(a) In each county which contains more than one incorporated city:

(1) One representative of the city in which the county seat is located

;

- (2) One representative of the other incorporated cities jointly; and
 - (3) One representative of the public at large.
 - (b) In each county which contains one incorporated city:
 - (1) One representative of the incorporated city; and
 - (2) Two representatives of the public at large.
 - (c) In each county which contains no incorporated city, one representative of the public at large.
 - (d) In each county which contains one or more general improvement districts, one representative of the district or districts jointly and one additional representative of the public at large.
2. In Carson City, there is hereby created a debt management commission, to be composed of one representative of the board of supervisors, one representative of the school district and three representatives of the public at large. The representative of the board of supervisors and the representative of the school district shall select the representatives of the public at large, and for that purpose only, constitute a quorum of the debt management commission. Members of the commission serve for a term of 2 years beginning on January 1, or until their successors are chosen.
3. Each representative of a single local government must be chosen by its governing body. Each representative of two or more local governments must be chosen by their governing bodies jointly, each governing body having one vote. Each representative of the general improvement districts must be chosen by their governing bodies jointly, each governing body having one vote. Each representative of the public at large must be chosen by the other members of the commission from residents of the county, or Carson City, as the case may be, who have a knowledge of its financial structure. A tie vote must be resolved by lot.
4. *A person appointed as a member of the commission in a county whose population is 50,000 or more who is not an elected officer or a person appointed to an elective office for an unexpired term must have at least 5 years of experience in the field of public administration, public accounting or banking.*
5. *A person appointed as a member of the commission shall not have a substantial financial interest in the ownership or negotiation of securities issued by this state or any of its political subdivisions.*
6. Members of the commission or their successors must be chosen in January of each odd-numbered year and hold office for a term of 2 years beginning January 1, except the representatives of incorporated cities, who must be chosen after elections are held in the cities but before the annual meeting of the commission in July.
- ~~15.1~~ 7. Any vacancy must be filled in the same manner as the original choice was made for the remainder of the unexpired term.

Sec. 4. NRS 350.003 is hereby amended to read as follows:

350.003 1. The commission shall meet during the month of February of each year, to organize by selecting a chairman and vice chairman. The county clerk is ex officio the secretary of the commission.

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

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

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

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

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

4. *The appointing authority may remove a member of a commission in a county whose population:*

(a) Is 400,000 or more if the member fails to attend three consecutive meetings or five meetings during a calendar year.

(b) Is 100,000 or more but less than 400,000 if the member fails to attend two consecutive meetings or three meetings during a calendar year.

(c) Is less than 100,000 if the member fails to attend at least one meeting during a calendar year.

5. Except as otherwise provided in subsection 2 of NRS 350.002, a majority of the members constitutes a quorum for all purposes.

Sec. 5. 1. This section and sections 1, 2 and 4 of this act become effective on October 1, 1999.

2. Section 3 of this act becomes effective on January 1, 2000.