

ASSEMBLY BILL NO. 312—ASSEMBLYMEN GIBBONS, BERMAN, BROWN,  
CEGAVSKE, CHOWNING, CLABORN, FREEMAN, GUSTAVSON,  
HETTRICK, HUMKE, MORTENSON, NOLAN AND SMITH

MARCH 9, 2001

Referred to Committee on Government Affairs

SUMMARY—Revises provisions governing concession agreements entered into by Airport Authority of Washoe County. (BDR S-869)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: 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 the Airport Authority of Washoe County; requiring the authority to comply with the bidding requirements of the Local Government Purchasing Act before entering into certain concession agreements; prohibiting a former member of the board of trustees of the authority from entering into or submitting a bid for a concession agreement under 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:

- 1     **Section 1.** Section 10.2 of the Airport Authority Act for Washoe  
2 County, being chapter 474, Statutes of Nevada 1977, as added by section 6  
3 of chapter 737, Statutes of Nevada 1989, and as last amended by chapter  
4 614, Statutes of Nevada 1993, at page 2554, is hereby amended to read as  
5 follows:  
6         Sec. 10.2 1. ~~The~~ ***Except as otherwise provided in subsection***  
7         ***5, the*** authority may enter into any concession agreement if the board  
8         or its authorized representative reviews the agreement and determines  
9         it is in the best interest of the authority. In making this determination,  
10        the board or its authorized representative shall consider whether the  
11        proposed fees to be paid to the authority for the privileges granted are  
12        conducive to revenue generation and providing high quality service to  
13        the traveling public.  
14        2. ~~Before~~ ***Except as otherwise provided in subsection 3, before***  
15        entering into any concession agreement providing estimated revenue  
16        to the authority of more than \$25,000, the authority must:  
17        (a) Comply with the bidding requirements of the Local  
18        Government Purchasing Act; or



(b) Publish *a* notice of its intention to enter *into* the agreement in a newspaper of general circulation in the county at least three times during a period of 10 days. The notice must specify the date, time and place of a regular meeting of the authority to be held after completion of the publication at which any interested person may appear.

3. ~~The~~ *Before entering into a concession agreement for food and beverage service that is estimated to exceed \$1,000,000 in sales per year, the authority must comply with the provisions of paragraph (a) of subsection 2. If, after complying with those provisions, the authority determines that there is only one bidder or only one responsible bidder for the concession agreement, the authority shall reevaluate and revise the notice to bid that was published for the concession agreement pursuant to NRS 332.045 and begin the bidding process anew using the revised notice to bid. If the authority reevaluates and revises a notice to bid pursuant to this section, the bidder who submitted the only bid or who was the only responsible bidder for the concession agreement is not required to resubmit his bid or any documents or other information required to be included with the bid if, at the time the revised notice is published, he is otherwise qualified to submit that bid or information.*

4. *Except as otherwise provided in subsection 5, the* board may authorize the executive director of the authority to enter into any concession agreement on behalf of the authority if the agreement provides estimated revenue to the authority of \$25,000 or less. Such an agreement is not subject to the provisions of subsection 2.

5. *A former member of the board may not enter into or submit a bid for a concession agreement pursuant to this section until 1 year after the termination of his service on the board.*

**Sec. 2.** This act becomes effective on July 1, 2001.

