

ASSEMBLY BILL NO. 317—ASSEMBLYMAN COLLINS

MARCH 9, 2001

Referred to Committee on Taxation

SUMMARY—Makes various changes relating to library districts. (BDR 33-233)

FISCAL NOTE: Effect on Local Government: Yes.
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 library districts; removing a tax imposed by a board of county commissioners for support of a consolidated library district; authorizing the board of county commissioners in a county in which a consolidated library district is created to adopt a budget for certain expenses of the consolidated library district and to appropriate money to the consolidated library district; 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 379.025 is hereby amended to read as follows:
2 379.025 1. Except as otherwise provided in subsection 2, the trustees
3 of any consolidated, county, district, town or other public library, and their
4 successors, shall:
5 (a) Establish, supervise and maintain a library.
6 (b) Appoint, evaluate the performance of and, if necessary, dismiss a
7 librarian or, in the case of a consolidated library district, an executive
8 director.
9 (c) Hold and possess the property and effects of the library in trust for
10 the public.
11 (d) In the case of a county library, submit annual budgets to the board of
12 county commissioners, containing detailed estimates of the amount of
13 money necessary for the operation and management of the library for the
14 next succeeding year.
15 (e) In the case of a consolidated, district or town library, prepare annual
16 budgets in accordance with NRS 354.470 to 354.626, inclusive.
17 (f) In the case of a consolidated library district:
18 (1) Administer any separate account established pursuant to NRS
19 354.603.
20 (2) Annually submit a budget to the board of county commissioners
21 and governing body of the city for joint review and recommendation,



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1 which must contain detailed priorities and estimates of the amount of
2 money necessary for the operation and management of the consolidated
3 library district for the next succeeding year. Unless a majority of the
4 members of the board of county commissioners and a majority of the
5 members of the governing body of the city reject the budget within 21 days
6 after it is submitted to them, the trustees shall cause copies of the final
7 budget to be submitted to the board of county commissioners for
8 attachment to the copy of the final budget for the county which is filed
9 pursuant to NRS 354.59801, and to the governing body of the city for
10 attachment to the copy of the final budget for the city which is filed
11 pursuant to NRS 354.59801. If the budget is so rejected, the trustees shall
12 resubmit a revised budget for joint review pursuant to this subparagraph.

13 *The board of county commissioners may adopt an annual budget for the*
14 *administrative expenses of the consolidated library district in such*
15 *amounts as the board of county commissioners deems necessary and may*
16 *provide such conditions and restrictions upon the expenditure or*
17 *encumbrance of the money appropriated pursuant to the budget as the*
18 *board of county commissioners deems advisable.*

19 (3) Submit quarterly reports to the board of county commissioners
20 and governing body of the city concerning the budget and the programs of
21 the library, and provide any additional information requested by either
22 governing body as soon as is reasonably practicable after receiving the
23 request.

24 (g) In the case of a district library, administer any separate account
25 established pursuant to NRS 354.603.

26 (h) Establish bylaws and regulations for the management of the library
27 and their own management.

28 (i) Manage all the property, real and personal, of the library.

29 (j) Acquire and hold real and personal property, by gift, purchase or
30 bequest, for the library.

31 (k) Administer any trust declared or created for the library.

32 (l) Maintain or defend any action in reference to the property or affairs
33 of the library.

34 2. The trustees may:

35 (a) Make purchases and secure rooms.

36 (b) Authorize the merger or, subject to the limitations in NRS 379.0221,
37 the consolidation of a town or city library with a county library district.

38 (c) Invest the money in the appropriate library fund in accordance with
39 the provisions of chapter 355 of NRS.

40 (d) Do all acts necessary for the orderly and efficient management and
41 control of the library.

42 3. The trustees shall, as a primary goal of the consolidated library
43 district, provide the library facilities, resources and trained staff to meet the
44 informational needs of all residents of the district.

45 **Sec. 2.** NRS 379.0227 is hereby repealed.

46 **Sec. 3.** 1. Section 2 of this act does not apply to any taxes levied for
47 the repayment, when due, of the principal of and interest on bonds, notes or
48 other indebtedness issued before the effective date of this act.



- 1 2. A county shall not refinance any outstanding bond, note or other
- 2 indebtedness of a consolidated library district.
- 3 **Sec. 4.** This act becomes effective upon passage and approval.

TEXT OF REPEALED SECTION

379.0227 Consolidated library district: Levy of tax; fund for the consolidated library; transfer of money to separate account.

1. Upon the establishment of a consolidated library district, the board of county commissioners shall, at the next time for levying taxes and in each year thereafter, at the time and in the manner other taxes are levied, levy a tax upon all taxable property in the consolidated library district for the purpose of creating and maintaining a fund known as the fund for the consolidated library.

2. All money received by the county treasurer pursuant to subsection 1 and NRS 379.026 may be transferred to a separate account established and administered by the trustees of a consolidated library district in accordance with the provisions of NRS 354.603.

