

(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A.B. 479

ASSEMBLY BILL NO. 479—ASSEMBLYMEN PRICE, OHRENSCHALL,
CHOWNING, VON TOBEL, ANDERSON, CEGAVSKE, CLABORN,
COLLINS, DE BRAGA, FREEMAN, GOLDWATER, HUMKE AND LEE

MARCH 19, 2001

Referred to Committee on Government Affairs

SUMMARY—Revises provisions regarding open meeting law. (BDR 19-1026)

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 meetings of public bodies; clarifying the meaning of the term “public office” with respect to the prohibition against holding a closed meeting to discuss the appointment of a person to public office or as a member of a public body; making an appropriation; 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 241.030 is hereby amended to read as follows:
2 241.030 1. Except as otherwise provided in NRS 241.031 and
3 241.033, nothing contained in this chapter prevents a public body from
4 holding a closed meeting to consider the character, alleged misconduct,
5 professional competence, or physical or mental health of a person.
6 2. A public body may close a meeting upon a motion which specifies
7 the nature of the business to be considered.
8 3. This chapter does not:
9 (a) Apply to judicial proceedings.
10 (b) Prevent the removal of any person who willfully disrupts a meeting
11 to the extent that its orderly conduct is made impractical.
12 (c) Prevent the exclusion of witnesses from a public or private meeting
13 during the examination of another witness.
14 (d) Require that any meeting be closed to the public.
15 (e) ~~Permit~~ *Allow* a closed meeting for the discussion of the
16 appointment of any person to public office or as a member of a public
17 body.
18 4. The exception provided by this section, and electronic
19 communication, must not be used to circumvent the spirit or letter of this



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1 chapter in order to discuss or act upon a matter over which the public body
2 has supervision, control, jurisdiction or advisory powers.

3 *5. As used in this section, "public office" means any office to which*
4 *a public body appoints a person to serve other than the staff of the public*
5 *body.*

6 **Sec. 2.** 1. There is hereby appropriated from the state general fund
7 to the office of the attorney general the sum of \$50,000 to provide
8 statewide training to members of public bodies regarding the provisions of
9 chapter 241 of NRS.

10 2. Any remaining balance of the appropriation made by subsection 1
11 must not be committed for expenditure after June 30, 2003, and reverts to
12 the state general fund as soon as all payments of money committed have
13 been made.

14 **Sec. 3.** This act becomes effective on July 1, 2001.

