

SENATE BILL NO. 383—SENATOR JACOBSEN

MARCH 19, 2001

Referred to Committee on Government Affairs

SUMMARY—Revises voting procedures for certain regional planning commissions.
(BDR 22-1162)

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 regional planning commissions; revising the voting procedures for certain regional planning commissions if there is a proposed amendment to the comprehensive regional plan regarding annexation; 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 278.0272 is hereby amended to read as follows:
2 278.0272 1. The regional planning commission shall develop a
3 comprehensive regional plan for the physical development and orderly
4 management of the growth of the region for the next 20 years.
5 2. The plan must consist of written text, appropriate maps and such
6 goals and policies, including those addressing current and future problems,
7 as may, in the opinion of the commission, affect the region as a whole and
8 are proper for inclusion in the regional plan.
9 3. In developing the plan, the commission shall:
10 (a) Review and consider each existing regional plan and master plan
11 that has been adopted pursuant to the provisions of this chapter and that
12 applies to any area in the region, and any similar plan of a local
13 government, and may seek and consider the advice of each local planning
14 commission and any other affected entity; and
15 (b) Coordinate the elements of the plan and make them consistent with
16 each other.
17 4. Before approving the plan, the commission must hold a public
18 hearing on the proposed plan in each of the cities within the region and in
19 the unincorporated area of the county.
20 5. Before amending the plan, the commission must hold at least one
21 public hearing on the proposed amendment at a location in the region.



- 1 6. ~~The~~ *Except as otherwise provided in subsection 7, the* approval of
2 the plan or any amendment to it must be by resolution of the commission
3 carried by the affirmative votes of not less than two-thirds of its total
4 membership.
- 5 7. *Members of the commission who represent the local planning*
6 *commission of a city or county that is not directly affected by a proposed*
7 *amendment to the plan regarding annexation may not vote on such an*
8 *amendment. The adoption of such an amendment must be carried by the*
9 *affirmative votes of not less than a majority of the members of the*
10 *commission who may vote on the proposed amendment. All members of*
11 *the commission may participate in the hearings and consideration of*
12 *such an amendment.*
- 13 8. The regional planning commission shall review the plan annually,
14 update it not less than every 5 years, and forward its recommendations
15 regarding proposed amendments to the plan to the governing board for
16 adoption. Amendments to the comprehensive regional plan may be
17 proposed only by the regional planning commission, the governing board
18 or a local governing body. Except as otherwise provided in subsection ~~18~~
19 ~~9~~, all requests for amendments to the plan must be studied and considered
20 at public hearings held annually by the commission.
- 21 ~~18~~ 9. The commission may consider a proposed amendment and
22 determine whether it is necessary to the health and welfare of the
23 community or substantially benefits the community in general. If the
24 commission determines that the amendment is necessary, it may schedule a
25 public hearing on the amendment at any time. Any person may appeal the
26 determination of the commission to the governing board.
- 27 ~~19~~ 10. Except as otherwise provided in this subsection, notice of the
28 time and place of each hearing required by the provisions of this section
29 must be given by publication in a newspaper of general circulation in the
30 region at least 10 days before the day of the hearing. If there is more than
31 one newspaper of general circulation in the region, notice must be given by
32 publication in at least two such newspapers. Notice of the time and place of
33 the initial meeting of the regional planning commission and the hearing at
34 which the commission receives testimony concerning final approval of the
35 comprehensive regional plan must be given by publication at least 30 days
36 before the day of the meeting or hearing. Notice given pursuant to this
37 subsection must be a display advertisement of not less than 3 inches by 5
38 inches.
- 39 **Sec. 2.** This act becomes effective on July 1, 2001.

