

SENATE BILL NO. 530—COMMITTEE ON NATURAL RESOURCES

(ON BEHALF OF SOUTHERN NEVADA REGIONAL PLANNING COALITION)

MARCH 26, 2001

Referred to Committee on Government Affairs

SUMMARY—Makes various changes concerning regional planning in certain counties.
(BDR 22-1115)

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; extending the interval at which the regional planning coalition may review certain plans of a governing body, regional agency, state agency or public utility; authorizing the regional planning coalition to make certain grants to a city or county for purposes related to land use planning; authorizing the regional planning coalition to request the preparation of not more than three legislative measures for a regular legislative session; authorizing the regional planning coalition to adopt rules or bylaws pertaining to the attendance of members of its governing board at meetings of the governing board; 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 278.02542 is hereby amended to read as follows:
2 278.02542 1. The regional planning coalition may:
3 (a) Coordinate sources of information;
4 (b) Recommend measures to increase the efficiency of governmental
5 entities and services;
6 (c) Make recommendations regarding the disposal of federal land;
7 (d) Establish methods for resolving issues related to annexation,
8 boundaries and other matters that arise between jurisdictions;
9 (e) At least every ~~4~~ ***5*** years, review:
10 (1) Master plans, facilities plans and other similar plans, and
11 amendments thereto, adopted by a governing body, regional agency, state
12 agency or public utility that is located in whole or in part within the region;
13 and
14 (2) The annual plan for capital improvements that is prepared by each
15 local government in the region pursuant to NRS 278.0226;



- 1 (f) Develop and recommend, to the extent practicable, standardized
2 classifications for land use for the region;
- 3 (g) Consider and take necessary action with respect to any issue that the
4 regional planning coalition determines will have a significant impact on the
5 region, including, without limitation, projects of regional significance;
- 6 (h) Review, consider and make recommendations regarding applications
7 submitted to agencies of the Federal Government and applications for
8 federal assistance for federally-assisted programs or projects; and
- 9 (i) Designate allowable future land uses for each part of the county,
10 including, without limitation, the identification of each category of land use
11 in which the construction and operation of a public school is permissible.
12 The identification of a category of land use in which the construction and
13 operation of a public school is permissible must be carried out in
14 consultation with the county school district and include a determination of
15 whether there is sufficient land in the proximity of a residential
16 development to meet projected needs for public schools.
- 17 2. The regional planning coalition shall establish a definition for the
18 term "project of regional significance." In establishing the definition, the
19 regional planning coalition shall consider:
- 20 (a) Existing definitions of the term within the Nevada Revised Statutes;
21 and
- 22 (b) That a project may have regional significance for several reasons,
23 including, without limitation, the potential impact that the project may have
24 on historic, archaeological, cultural, scenic and natural resources, public
25 facilities and public services within the region.
- 26 **Sec. 2.** NRS 278.02549 is hereby amended to read as follows:
27 278.02549 Each governing body, regional agency, state agency or
28 public utility that is located in whole or in part within the region shall, at
29 least every ~~12~~ 5 years, submit to the regional planning coalition for its
30 review all master plans, facilities plans and other similar plans of the
31 governing body, regional agency, state agency or public utility.
- 32 **Sec. 3.** NRS 278.02577 is hereby amended to read as follows:
33 278.02577 1. At least every ~~12~~ 5 years, the regional planning
34 coalition shall review the master plans, facilities plans and other similar
35 plans that it receives pursuant to NRS 278.02549, and determine whether
36 those plans are in substantial conformance with the comprehensive
37 regional policy plan.
- 38 2. If the regional planning coalition determines that a plan reviewed
39 pursuant to subsection 1 is not in substantial conformance with the
40 comprehensive regional policy plan, the regional planning coalition shall
41 return the plan to the submitting entity accompanied by recommendations
42 regarding the manner in which the submitting entity may bring the plan
43 into substantial conformance with the comprehensive regional policy plan.
- 44 3. Within 90 days after the date on which a submitting entity receives
45 the plan and recommendations from the regional planning coalition
46 pursuant to subsection 2, the submitting entity shall provide to the regional
47 planning coalition a written response setting forth the:
- 48 (a) Manner in which the submitting entity changed the plan to be in
49 substantial conformance with the comprehensive regional policy plan; or



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1 (b) Reasons of the submitting entity for not bringing the plan into
2 substantial conformance.

3 4. If the regional planning coalition determines that all the plans that a
4 city or county is required to submit pursuant to NRS 278.02549 are in
5 substantial conformance with the comprehensive regional policy plan, the
6 regional planning coalition shall issue to the city or county a certificate or
7 other indicia of that determination. Upon receipt of such a certificate or
8 other indicia, the city or county, until the next time the regional planning
9 coalition reviews the plans of the city or county pursuant to subsection 1, is
10 entitled to establish its own policies and procedures with respect to
11 regional planning, to the extent that those policies and procedures do not
12 conflict with federal or state law.

13 *5. The regional planning coalition may, within the limits of*
14 *legislative appropriations and other available money, provide grants to a*
15 *city or county if the regional planning coalition has issued to the city or*
16 *county a certificate or other indicia pursuant to subsection 4 of the*
17 *determination of the regional planning coalition that all the plans that*
18 *the city or county is required to submit pursuant to NRS 278.02549 are in*
19 *substantial conformance with the comprehensive regional policy plan.*
20 *Grants provided to a city or county pursuant to this subsection must be*
21 *expended by the city or county only to pay the costs of establishing,*
22 *maintaining and carrying out programs related to land use planning.*

23 **Sec. 4.** Chapter 218 of NRS is hereby amended by adding thereto a
24 new section to read as follows:

25 *1. The legislative counsel and the legal division of the legislative*
26 *counsel bureau shall prepare and assist in the preparation of legislative*
27 *measures at the request of a regional planning coalition if the legislative*
28 *measures are transmitted to the legislative counsel before September 1*
29 *preceding the commencement of the next regular session of the*
30 *legislature. A regional planning coalition may transmit to the legislative*
31 *counsel pursuant to this section not more than three legislative measures*
32 *for a regular legislative session.*

33 *2. Every requested legislative measure must set forth the substance*
34 *of the provisions which are desired or which may be needed with the*
35 *reasons therefor.*

36 *3. As used in this section, "regional planning coalition" has the*
37 *meaning ascribed to it in NRS 278.0172.*

38 **Sec. 5.** NRS 218.240 is hereby amended to read as follows:

39 218.240 1. The legislative counsel and the legal division of the
40 legislative counsel bureau shall prepare and assist in the preparation and
41 amendment of legislative measures when requested or upon suggestion as
42 provided in NRS 218.240 to 218.255, inclusive ~~H~~, *and section 4 of this*
43 *act.* Except as otherwise provided in those provisions, the legislative
44 counsel and the legal division of the legislative counsel bureau shall not
45 prepare or assist in the preparation and amendment of legislative measures
46 directly submitted or requested by a natural person, corporation, firm,
47 association or other entity, including an organization that represents
48 governmental agencies, unless the requester, or if the requester is a natural



1 person the office or other position held by the person, is created by the
2 constitution or laws of this state.

3 2. The legislative counsel shall give consideration to and service
4 concerning any measure before the legislature which is requested by the
5 governor, the senate or assembly, or any committee of the legislature
6 having the measure before it for consideration.

7 3. The legislative counsel may deliver to the superintendent of the state
8 printing division of the department of administration and request that he
9 print or preset the type for printing a legislative measure before its
10 introduction upon the consent of the person or persons requesting the
11 measure. If the measure has been requested by a legislator, the
12 superintendent shall promptly comply with this request.

13 **Sec. 6.** Section 8 of chapter 489, Statutes of Nevada 1999, at page
14 2530, is hereby amended to read as follows:

15 Sec. 8. 1. The coalition must be governed by a board consisting
16 of 10 members.

17 2. The members of the board must be appointed as follows:

18 (a) Two members appointed by the Board of County
19 Commissioners of Clark County from its membership, one of whom is
20 a member of the debt management commission established pursuant
21 to subsection 1 of NRS 350.002;

22 (b) Two members appointed by the City Council of the City of Las
23 Vegas from its membership, one of whom is a member of the debt
24 management commission established pursuant to subsection 1 of NRS
25 350.002;

26 (c) Two members appointed by the City Council of the City of
27 North Las Vegas from its membership, one of whom is a member of
28 the debt management commission established pursuant to subsection
29 1 of NRS 350.002;

30 (d) Two members appointed by the City Council of the City of
31 Henderson from its membership, one of whom is a member of the
32 debt management commission established pursuant to subsection 1 of
33 NRS 350.002;

34 (e) One member appointed by the City Council of Boulder City
35 from its membership who is a member of the debt management
36 commission established pursuant to subsection 1 of NRS 350.002; and

37 (f) One member appointed by the Board of Trustees of the Clark
38 County School District from its membership who is a member of the
39 debt management commission established pursuant to subsection 1 of
40 NRS 350.002.

41 3. The term of each member of the board is coterminous with his
42 term of elected office unless the public entity that appointed him
43 revokes his appointment to the board.

44 4. ~~If a member fails to attend three consecutive meetings or fails~~
45 ~~to attend five meetings during a calendar year, his appointment is~~
46 ~~automatically revoked.~~

47 ~~—5.—~~ If a member is unable to serve for the duration of his term or
48 has his membership revoked, his position becomes vacant. A vacancy
49 on the board must be filled by the authority which was entitled to



1 appoint the member whose position is vacant. A vacancy must be
2 filled within 45 days after the departure of the member. The term of a
3 member appointed by the board to fill a vacancy is the remainder of
4 the term of the member whose position is vacant.

5 **Sec. 7.** Section 11 of chapter 489, Statutes of Nevada 1999, at page
6 2531, is hereby amended to read as follows:

7 Sec. 11. The board shall:

8 1. Adopt rules or bylaws that govern its management and affairs
9 ***H, including, without limitation, rules or bylaws pertaining to the***
10 ***attendance of members of the board at meetings of the board.***

11 2. Prepare and adopt an annual budget.

12 **Sec. 8.** This act becomes effective on July 1, 2001.

