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PREPARED BY  
RESEARCH DIVISION  
LEGISLATIVE COUNSEL BUREAU  
Nonpartisan Staff of the Nevada State Legislature

## WORK SESSION

### Assembly Committee on Government Affairs

#### **ASSEMBLY BILL 136**

**Authorizes creation of general improvement district for establishment of area or zone for preservation of one or more species or subspecies of wildlife threatened with extinction. (BDR 25-398)**

**Sponsored by:** Assembly Committee on Government Affairs,  
On behalf of Lincoln County

**Date Heard:** February 27, 2003

Assembly Bill 136 permits the creation of a general improvement district (GID) for the purpose of implementing a habitat conservation plan pursuant to the Federal Endangered Species Act.

**Proposed amendments:** At the hearing on the bill, concerns were expressed about the potential impact of the bill on water rights issues and grazing permits. The Lincoln County Commission proposed amendments to address these concerns.

A mock-up of the proposed amendments deleting the reference to "water rights, grazing permits" is attached.

**Testimony in opposition:** The Sierra Club and the Nevada Committee for Full Statehood opposed the bill (although for different reasons).

**Fiscal Impact:** Local Government: No  
State Government: No

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ASSEMBLY GOVERNMENT AFFAIRS  
DATE: 3/29/03 ROOM: 3143 EXHIBIT I, 143  
SUBMITTED BY: Susan Schellup

MOCK-UP

PROPOSED AMENDMENT TO  
ASSEMBLY BILL NO. 136

PREPARED FOR GOVERNMENT AFFAIRS

MARCH 19, 2003

PREPARED BY THE RESEARCH DIVISION

NOTE: THIS DOCUMENT SHOWS PROPOSED AMENDMENTS IN  
CONCEPTUAL FORM. THE LANGUAGE AND ITS PLACEMENT IN THE  
OFFICIAL AMENDMENT MAY DIFFER.

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~green bold double strikethrough~~ is language proposed to be deleted in this amendment and (5) green bold dashed underlining is deleted language in the original bill that is proposed to be retained in this amendment.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Chapter 318 of NRS is hereby amended by adding thereto  
2 a new section to read as follows:

3 *In the case of a district created wholly or in part for the establishment*  
4 *of an area or zone for the preservation of one or more species or*  
5 *subspecies of wildlife that has been declared endangered or threatened*  
6 *pursuant to the federal Endangered Species Act of 1973, 16 U.S.C. §§*  
7 *1531 et seq., the board shall have the power to:*

8 1. *Establish, control, manage and operate or provide money for the*  
9 *establishment, control, management and operation of the area or zone.*

10 2. *Purchase, sell, exchange or lease real property, personal*  
11 *property, ~~water rights, grazing permits~~ and other interests in such*  
12 *property as necessary for the establishment, control, management and*  
13 *operation of the area or zone.*

14 Sec. 2. NRS 318.116 is hereby amended to read as follows:

15 318.116 Any one, all or any combination of the following basic  
16 powers may be granted to a district in proceedings for its organization, or  
17 its reorganization pursuant to NRS 318.077 and all provisions in this  
18 chapter supplemental thereto, or as may be otherwise provided by statute:

- 1 1. Furnishing electric light and power, as provided in
- 2 NRS 318.117;
- 3 2. Extermination and abatement of mosquitoes, flies, other insects,
- 4 rats, and liver fluke or *Fasciola hepatica*, as provided in NRS 318.118;
- 5 3. Furnishing facilities or services for public cemeteries, as provided
- 6 in NRS 318.119;
- 7 4. Furnishing facilities for swimming pools, as provided
- 8 in NRS 318.1191;
- 9 5. Furnishing facilities for television, as provided in
- 10 NRS 318.1192;
- 11 6. Furnishing facilities for FM radio, as provided in
- 12 NRS 318.1187;
- 13 7. Furnishing streets and alleys, as provided in NRS 318.120;
- 14 8. Furnishing curbs, gutters and sidewalks, as provided
- 15 in NRS 318.125;
- 16 9. Furnishing sidewalks, as provided in NRS 318.130;
- 17 10. Furnishing facilities for storm drainage or flood control, as
- 18 provided in NRS 318.135;
- 19 11. Furnishing sanitary facilities for sewerage, as provided in NRS
- 20 318.140;
- 21 12. Furnishing facilities for lighting streets, as provided in NRS
- 22 318.141;
- 23 13. Furnishing facilities for the collection and disposal of garbage and
- 24 refuse, as provided in NRS 318.142;
- 25 14. Furnishing recreational facilities, as provided in
- 26 NRS 318.143;
- 27 15. Furnishing facilities for water, as provided in
- 28 NRS 318.144;
- 29 16. Furnishing fencing, as provided in NRS 318.1195;
- 30 17. Furnishing facilities for protection from fire, as provided
- 31 in NRS 318.1181;
- 32 18. Furnishing energy for *space* heating, as provided in
- 33 NRS 318.1175;
- 34 19. Furnishing emergency medical services, as provided
- 35 in NRS 318.1185; ~~and~~
- 36 20. Control and eradication of noxious weeds, as provided in chapter
- 37 555 of NRS ~~11~~; and
- 38 21. *Establishing, controlling, managing and operating an area or*
- 39 *zone for the preservation of one or more species or subspecies of wildlife*
- 40 *that has been declared endangered or threatened pursuant to the federal*
- 41 *Endangered Species Act of 1973, 16 U.S.C. §§ 1531 et seq.*
- 42 Sec. 3. This act becomes effective on July 1, 2003.

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