

ASSEMBLY BILL NO. 306—ASSEMBLYMEN MCCLAIN, ATKINSON,
KOIVISTO, GIUNCHIGLIANI, PARKS, HOGAN, LESLIE,
MANENDO, MCCLEARY AND PIERCE

MARCH 21, 2005

Referred to Committee on Government Affairs

SUMMARY—Provides for consolidation of certain local governments and services. (BDR 20-892)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 local governments; providing in skeleton form for the consolidation of certain governments and services within certain urbanized areas of a county; 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.** Title 20 of NRS is hereby amended by adding
2 thereto a new chapter to consist of the provisions set forth as
3 sections 2 to 10, inclusive, of this act.

4 **Sec. 2.** *As used in this chapter, unless the context otherwise*
5 *requires, the words and terms defined in sections 3 and 4 of this*
6 *act have the meanings ascribed to them in those sections.*

7 **Sec. 3.** *“Board” means the board of consolidated authority.*

8 **Sec. 4.** *“Urban area” means a residential or commercial*
9 *development that contains at least 1,000 residents per square mile*
10 *and whose boundaries are within 1 mile of a development which*
11 *also contains at least 1,000 residents per square mile.*

12 **Sec. 5.** *A board of county commissioners or city council shall*
13 *declare a territory within its jurisdiction to be an urban area for*
14 *purposes of this chapter.*



1 **Sec. 6. 1.** *The board of county commissioners shall, as*
2 *soon as practicable after a declaration has been made pursuant to*
3 *section 5 of this act:*

4 *(a) Create a board of consolidated authority;*

5 *(b) Establish 13 election districts which must be as equal in*
6 *population as practicable. Each such district must be composed of*
7 *entirely contiguous territory and include all unincorporated*
8 *territory and urban areas in the county; and*

9 *(c) Appoint qualified members to the board of consolidated*
10 *authority.*

11 **2.** *In each county where any part of that county has been*
12 *declared an urban area:*

13 *(a) The board of consolidated authority shall, where*
14 *applicable, replace the city council of any area which has been*
15 *declared an urban area;*

16 *(b) The board of consolidated authority shall, where*
17 *applicable, be included in the definition of board of county*
18 *commissioners; and*

19 *(c) The board of county commissioners shall represent the*
20 *interests of the unincorporated area of the county before the board*
21 *of consolidated authority and in a ceremonial capacity, and all*
22 *powers and duties otherwise vested in the board of county*
23 *commissioners shall be vested in the board of consolidated*
24 *authority.*

25 **Sec. 7. 1.** *A board shall consist of 13 members, one from*
26 *each election district established pursuant to paragraph (b) of*
27 *subsection 1 of section 6 of this act.*

28 **2.** *Each member must be:*

29 *(a) A qualified elector;*

30 *(b) Elected from a designated district; and*

31 *(c) A bona fide resident of the district from which he is elected*
32 *for at least 1 year next preceding his election.*

33 **3.** *The members of the board shall serve for a term of 4 years.*

34 **Sec. 8. 1.** *The board:*

35 *(a) May exercise any of the powers in any unincorporated area*
36 *or urban area within its county that a board of county*
37 *commissioners would be permitted to exercise pursuant to the*
38 *provisions of chapter 244 of NRS.*

39 *(b) Shall consolidate all government and services provided by*
40 *the county and city in the urban areas of the county.*

41 *(c) Shall provide for the continuation of all services required*
42 *to be provided by both the county and the city.*

43 *(d) May provide for the continuation of any discretionary*
44 *services which the county or city may provide.*



1 (e) Shall, when not inconsistent with sections 2 to 10,
2 inclusive, of this act, conduct itself as and be considered a board
3 of county commissioners.

4 2. As used in this section, "services" includes, without
5 limitation, law enforcement, fire protection, building management,
6 public works, social services, parks, library districts, flood control,
7 redevelopment, airports, medical and water districts.

8 **Sec. 9. 1.** The board is authorized to appoint managers and
9 to fix the compensation for each manager who is so appointed.

10 2. The board shall fix the number of managers and assign to
11 each a service area for which he is responsible.

12 3. Each manager shall possess such qualifications as the
13 board may from time to time establish. No person who is or has
14 been an elected officer of the board, or the county, city or an
15 urban area as applicable, for the last 1 year before the date of his
16 appointment may be appointed as a manager.

17 4. Each manager shall perform such technical services and
18 advise the board as may be required of him by the board.

19 5. Each manager may, with the approval of the board,
20 appoint such assistants and other employees as are necessary to
21 the proper functioning of his office. The salaries of such assistants
22 and employees and other expenses of conducting the office of the
23 manager shall be fixed and determined by the board.

24 **Sec. 10.** The electors of each urban area shall elect a mayor.
25 The mayor shall:

26 1. Be an elector residing in the urban area for at least 1 year
27 next preceding his election;

28 2. Serve for a term of 4 years; and

29 3. Represent the interests of the urban area before the board
30 and in a ceremonial capacity.

31 **Sec. 11.** Chapter 266 of NRS is hereby amended by adding
32 thereto a new section to read as follows:

33 When land is developed and the boundaries of such
34 development are adjacent to an incorporated city, whether
35 incorporated under the provisions of this chapter or under the
36 provisions of a special act, such newly developed land shall
37 become part of the incorporated city to which it is adjacent.

38 **Sec. 12.** NRS 266.010 is hereby amended to read as follows:

39 266.010 Subject to the right of the Legislature to create or alter
40 the form of municipal organization by special act or charter, **and**
41 **except as otherwise provided in sections 2 to 10, inclusive, of this**
42 **act,** the right of home rule and self-government is hereby granted to
43 the people of any city incorporated under the provisions of this
44 chapter.



1 **Sec. 13.** NRS 266.015 is hereby amended to read as follows:
2 266.015 ~~[[The]]~~ *Except as otherwise provided in sections 2 to*
3 *10, inclusive, of this act, the* municipal government of all
4 incorporated cities under this chapter is hereby vested in a mayor
5 and a city council.

6 **Sec. 14.** NRS 266.0335 is hereby amended to read as follows:
7 266.0335 **1.** Upon approval of the incorporation by the
8 voters, the board of county commissioners shall authorize a
9 professional land surveyor licensed pursuant to chapter 625 of NRS
10 to prepare a legal description of the area of the incorporated city by
11 metes and bounds and courses and distances. The cost of the survey
12 is a charge against the incorporated city.

13 **2.** *Upon the addition of developed land to an incorporated*
14 *city pursuant to section 11 of this act, the board of county*
15 *commissioners shall authorize a professional land surveyor*
16 *licensed pursuant to chapter 625 of NRS to prepare a legal*
17 *description of the area of the incorporated city, including such*
18 *addition, by metes and bounds and courses and distances. The cost*
19 *of the survey is a charge against the incorporated city.*

20 **Sec. 15.** This act becomes effective on January 1, 2006.

